

!TITLE! 5

MOTOR VEHICLES AND TRAFFIC

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CHAPTER 1

MOTOR VEHICLE ACT ADOPTED

SECTION:

5-1-1: Motor Vehicle Act Adopted !2R!

5-1-1: MOTOR VEHICLE ACT ADOPTED:

Except insofar as the application thereof is clearly impractical or inappropriate, in view of the context of purposes or penalty as provided, all of the definitions, requirements, regulations, prohibitions, penalties, provisions and sections of the Utah motor vehicle act, Utah Code Annotated title 41, as amended, with a corresponding penalty of infraction, class C misdemeanor or class B misdemeanor, are hereby adopted by the county. Any and all violations thereof shall be considered violations of this section and each such violation shall be subject to the penalties provided in section 1-4-1 of this code. (2017 Code)

CHAPTER 2

SPEED LIMITS

SECTION:

5-2-1: County Roads B-4, B-10, B-13, B-15

5-2-2: Birch Creek Road

5-2-3: Browns Park Road

5-2-4: Jarvie Ranch Road !2R!

5-2-1: COUNTY ROADS B-4, B-10, B-13, B-15:

A. Title: This section shall be known as the *COUNTY ROAD SPEED LIMIT ORDINANCE FOR COUNTY ROADS B-4, B-10, B-13 AND B-15*. (Ord. 04-17, 6-15-2004)

B. Statutory Authority: The authority for the county commission to establish a speed limit for a county road is derived from Utah Code Annotated section 41-6a-603, as amended. (Ord. 04-17, 6-15-2004; amd. 2017 Code)

C. Purpose Of Provisions: This section is enacted to establish a speed limit for county roads B-4, B-10, B-13 and B-15.

D. Description Of County Roads B-4, B-10, B-13 And B-15 Speed Limit Zone: This section shall apply to the following county roads:

B-4 - Bennion Lane Road

B-10 - Flaming Gorge Lake Meadows Road

B-13 - Airport Road

B-15 - Green Acres/Beckstead Road

E. Imposition Of Speed Limit: It is hereby established that the speed limit for motor vehicles on the above listed county roads shall be the reasonable and prudent speed under existing conditions not to exceed thirty (30) miles per hour. (Ord. 04-17, 6-15-2004)

F. Penalty: Violations of this section shall be an infraction and, upon conviction, subject to penalty as provided in section 1-4-1 of this code. (Ord. 04-17, 6-15-2004; amd. 2017 Code)

5-2-2: BIRCH CREEK ROAD:

A. Title: This section shall be known as the *BIRCH CREEK ROAD SPEED LIMIT ORDINANCE*. (Ord. 00-20, 8-22-2000)

B. Statutory Authority: The authority for the county commission to establish a speed limit for a county road is derived from Utah Code Annotated section 41-6a-603, as amended. (Ord. 00-20, 8-22-2000; amd. 2017 Code)

C. Purpose Of Provisions: This section is enacted to establish a speed limit on the Birch Creek Road.

D. Description Of Birch Creek Road Speed Limit Zone: This section shall apply to the Birch Creek Road in the county, from the Utah/Wyoming state line to the boundary of the Ashley National Forest.

E. Imposition Of Speed Limit: It is hereby established the speed limit for motor vehicles on the Birch Creek Road shall be the reasonable and prudent speed under existing conditions, not to exceed thirty five (35) miles per hour. (Ord. 00-20, 8-22-2000)

F. Penalty: Violations of this section shall be an infraction and, upon conviction, subject to penalty as provided in section 1-4-1 of this code. (Ord. 00-20, 8-22-2000; amd. 2017 Code)

5-2-3: BROWNS PARK ROAD:

A. Speed Limit Established: It is hereby established that the speed limit for motor vehicles on the Browns Park Road shall be the reasonable and prudent speed under existing conditions, not to exceed twenty five (25) miles per hour on the unpaved surface and forty (40) miles per hour on the paved surface. (Ord. 09-16, 8-18-2009)

B. Penalty: Any violation of this section shall be an infraction and upon conviction, subject to penalty as provided in section 1-4-1 of this code. (Ord. 09-16, 8-18-2009; amd. 2017 Code)

5-2-4: JARVIE RANCH ROAD:

The speed limit on Jarvie Ranch Road (aka Indian Crossing) from LONG-109.17728 LAT-40.90003 to LONG-109.17967 LAT-40.89959 shall be twenty (20) miles per hour. (Ord. 12-19, 10-30-2012; amd. 2017 Code)

CHAPTER 3

OFF HIGHWAY VEHICLES

SECTION:

5-3-1: Adoption Of State Off Highway Vehicle Code, Rules And Regulations

5-3-2: Amendments

5-3-3: Citation !2R!

5-3-1: ADOPTION OF STATE OFF HIGHWAY VEHICLE CODE, RULES AND REGULATIONS:

The rules and regulations contained in Utah Code Annotated title 41, chapter 22, as amended, and the rules promulgated thereunder, are hereby adopted as the off highway vehicle code, rules and regulations of the county, and by this reference are made a part of this code to the same extent and effect as though said title, chapters, sections and rules were set forth herein in full. Any provisions of Utah Code Annotated title 41, chapter 22, providing a penalty greater than a class B misdemeanor, or not relating to criminal or administrative sanctions, are not incorporated as part of this chapter. (Ord. 06-09, 5-16-2006)

5-3-2: AMENDMENTS:

In order to assure continuing uniformity between the state off highway vehicles rules and regulations, and the county off highway vehicle rules and regulations, as required by Utah Code Annotated section 41-22-18, this chapter will include any and all periodic amendments to the state rules and regulations, Utah Code Annotated title 41, chapter 22, after the effective date hereof, made by the state legislature or by the state department of natural resources. (Ord. 06-09, 5-16-2006)

5-3-3: CITATION:

This chapter shall be designated as a county ordinance by substituting title 5, chapter 3 for Utah Code Annotated title 41, followed by the appropriate chapter and section numbers of Utah Code Annotated. (Ord. 06-09, 5-16-2006)

CHAPTER 4

WEIGHT RESTRICTIONS ON COUNTY ROADS

SECTION:

- 5-4-1: Purpose
- 5-4-2: Weight Restrictions Imposed
- 5-4-3: Signs Required
- 5-4-4: Exemptions Require Permit
- 5-4-5: Penalty !2R!

5-4-1: PURPOSE:

The purpose of this chapter is to allow the county commissioners to impose temporary weight limitations on roads within their jurisdiction so as to reduce the damage and destruction caused to the county roads during the spring months. (Ord. 83-3, 6-15-1983)

5-4-2: WEIGHT RESTRICTIONS IMPOSED:

The county commissioners shall impose, at their absolute discretion, restrictions as to the weight of vehicles traveling upon roads within the jurisdiction of the county commission. The restrictions imposed shall not exceed a total period of ninety (90) days in any one calendar year. The weight restrictions may vary depending upon the road, the particular climatic conditions in the area and the extent and necessity of travel in the area. (Ord. 83-3, 6-15-1983)

5-4-3: SIGNS REQUIRED:

The county commissioners shall erect or cause to be erected and maintained signs designating the vehicular weight restrictions imposed. Said signs shall be erected at each end of the portion of road affected. (Ord. 83-3, 6-15-1983)

5-4-4: EXEMPTIONS REQUIRE PERMIT:

Any person, business or entity desiring an exemption from the vehicular weight restrictions imposed by the county commissioners may apply for a permit from the county commissioners exempting that party from the weight limitations imposed. The county commissioners shall grant such a permit upon showing, by the party requesting the permit, that unnecessary and undue hardship will be caused to the

party by the weight restrictions. The county commissioners may impose any limitations, conditions and restrictions on the permits issued hereunder that they deem proper in their absolute discretion. (Ord. 83-3, 6-15-1983)

5-4-5: PENALTY:

Any person violating the provisions of this chapter, or any weight restrictions imposed by the county commissioners pursuant to this chapter, shall be deemed guilty of a misdemeanor and, upon conviction, subject to penalty as provided in section 1-4-1 of this code. (Ord. 83-3, 6-15-1983; amd. 2017 Code)