

TITLE 10

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Chapter 10.04

ADOPTION OF TRAFFIC RULES AND REGULATIONS

Sections:

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| 10.04.010 | Adoption of traffic rules and regulations. |
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Section 10.04.010 Adoption of traffic rules and regulations.

Adoption of Title 31A, Chapter 22, Part III, consisting of Section 301 through 312, U.C.A., 1953 as amended and constituted in 2004; adoption of Title 41, Chapters 1a, 6, 7, 8, 12a, 21 and 22, U.C.A., 1953 as amended and constituted in 2004; and adoption of Title 53, Chapter 3, U.C.A., 1953 as amended and constituted in 2004.

1. Part III, consisting of sections 301 through 315 of Chapter 22, of Title 31A of U.C.A., 1953 as amended and constituted in 2004, titled "Motor Vehicle Insurance," is hereby adopted and incorporated as part of the City Code of Lindon City. Where a citation, information, or complaint is issued under Part III of Chapter 22 of Title 31A of Utah Code Annotated, 1953 as amended, as adopted herein, it shall be sufficient to use the section number of the Utah Code to designate the section number of the City Code which has been violated. Those portions of the above-referenced Utah Code provisions, as adopted herein, referring to or dealing with felonies which are not subject to enforcement by Lindon City, or punishments associated with felonies which are not subject to enforcement by Lindon City, are not part of the adopted code of the Lindon City. Those portions of the above-referenced Utah Code provisions which are hereby adopted and incorporated as part of the ordinances of the Lindon City referring to or dealing with Class "A" Misdemeanors which are not subject to enforcement by Lindon City, are hereby specifically excepted, and are not part of the adopted Code of Lindon City.

2. Chapters 1a, 6, 7, 8, 12a, 21, and 22 of Title 41 of U.C.A., 1953 as amended and constituted in 2004, and Chapter 3 of Title 53 of U.C.A., 1953 as amended and constituted in 2004, dealing with motor vehicles and licensing, are hereby adopted and incorporated as part of the City Code of Lindon City. Where a citation, information, or complaint is issued under Chapters 1a, 6, 7, 8, 12a, 21, or 22 of Title 41 of Utah Code Annotated, 1953 as amended, or Chapter 3 of Title 53 of Utah Code Annotated, 1953 as amended, as adopted herein, it shall be sufficient to use the section number of the Utah Code to designate the section number of the City Code which has been violated. Those portions of the above-referenced Utah Code provisions as adopted herein, referring to or dealing with felonies which are not subject to enforcement by Lindon City, or punishments associated with felonies which are not subject to enforcement by Lindon City, are not part of the adopted Code of Lindon City. Those portions of the above-referenced Utah Code provisions which are hereby adopted and incorporated as part of the Ordinances of Lindon City referring to or dealing with Class "A" Misdemeanors which are not subject to enforcement by Lindon City, are hereby specifically excepted, and are not part of the adopted Code of Lindon City. (Ord. no. 95-1, effective date 2-7-95; ord. no. 108 §1, 1984.)

(Ord. 2000-15, Amended, 12/11/2000; Ord. 99-1, Amended, 10/03/2000)

Section 10.04.020 Definitions.

Unless the context otherwise requires, all references in the foregoing traffic rules and regulations to:

1. "The Department of Public Safety of the state of Utah," means the chief of police of agent; Safety of the state of this municipality or his agent;
2. "Local authorities," means the governing body of this municipality;
3. "Magistrate," means the justice of the peace

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or judge of this municipality;

4. "The State Road Commission," means this municipality and its officers, departments, agencies and agents. (Ord. no. 108 §2, 1984.)

Chapter 10.08

UNIFORM OPERATORS AND CHAUFFEURS LICENSE ACT

Sections:

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| 10.08.010 | Adoption of Chapters 1, 6, and 12a of Title 11, U.C.A., 1953 as amended. |
| 10.08.020 | Registration of vehicles. |
| 10.08.030 | Definitions for Section 10.08.020 as used in Section 10.08.020. |
| 10.08.040 | Violation--Penalty. |

Section 10.08.010 Adoption of Chapters 1, 6, and 12a of Title 11, U.C.A., 1953 as amended.

1. Chapter 1 of Title 41 of U.C.A., 1953 as amended, titled "Motor Vehicle Act" is hereby adopted and incorporated as part of the city code of the Lindon City. Where a citation or complaint is issued under Chapter 1 of Title 41 of U.C.A., 1953 as amended, as adopted herein, it shall be sufficient to use the section number of the U.C.A. to designate the section number of the city code which has been violated.
2. Chapter 2 of Title 41 of U.C.A., 1953 as amended, titled "Operators License Act" is hereby adopted and incorporated as part of the city code of the Lindon City. Where a citation or complaint is issued under Chapter 2 of Title 41 of U.C.A., 1953 as amended/ as adopted herein, it shall be sufficient to use the section number of the U.C.A. to designate the section number of the city code which has been violated.
3. Chapter 12a of Title 41 of U.C.A., 1953 as amended, titled "Motor Vehicle Financial Responsibility" is hereby adopted and incorporated as part of the city code of the Lindon City. Where a citation or complaint is

issued under Chapter 12a of Title 41 of U.C.A., 1953 as amended, as adopted herein, it shall be sufficient to use the section number of the U.C.A. to designate the section number of the city code which has been violated. (Ord. no. 157 §11, 1987.)

Section 10.08.020 Registration of vehicles.
The following acts are prohibited and the commission thereof is declared to be a misdemeanor:

1. To break, injure, interfere with or remove from any vehicle any seal/lock, or device thereof for holding or displaying thereon any registration plate or registration card attached thereto for denoting registration and identity of such vehicle;
2. To remove from any registered vehicle the registration plate or registration card issued or attached thereto in respect to its registration;
3. To place or display any registration plate or card upon any other vehicle than that in respect whereof the same was issued by the motor vehicle division of the Utah State Tax Commission;
4. To use, or permit the use or display of any registration plate, registration card, or permit upon or in the operation of any vehicle other than that for which it was issued;
5. To forge, falsify, counterfeit or alter any plate, card, permit, assignment or other thing or document relating to the registration of or right, title or interest to or in any vehicle subject to registration by the laws of the State of Utah;
6. To operate upon any street in the city any vehicle required by the laws of the State of Utah to be registered without having the registration plate or plates securely attached thereto, and the registration card issued by the motor vehicle division of the State Tax Commission to denote registration thereof securely attached thereto, except that the registration card issued by the motor vehicle division of the State Tax Commission shall be sealed by the motor vehicle division of the State Tax Commission to all trailers and semi-

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trailers, save in such cases as is by Utah State law expressly excepted;

7. To operate on any street of the city any vehicle required by law to be registered without having previously paid the registration fee or tax required by the laws of the State of Utah in respect thereof;
8. For any person to combine, conspire or confederate with another or others to do, attempt to do, or cause or suffer to be done any of the acts or things prohibited by this section;
9. To operate any motor vehicle with a camper mounted on it upon any street in the city without displaying a current decal in plain sight upon the rear of the camper, issued by the county assessor of the county in which the camper has situs for taxation. (Ord. no. 97 § 2 (part), 1983; ord. no. 157, § 11, 1987.)

Section 10.08.030 Definitions for Section 10.08.020 as used in Section 10.08.020.

1. "Motor vehicle" is defined as every vehicle which is self-propelled and every vehicle which is propelled by electric power obtained from overhead trolley wires, but not operated upon rails;
2. "Vehicle" is defined as every device in, upon, or by which any person or property is or may be transported or drawn upon a highway, excepting devices moved by human power or used exclusively upon stationary rails or tracks. (Ord. no. 97 §2 (part), 1983.)

Section 10.08.040 Violation--Penalty.

Any person violating, causing or permitting a violation of any provision of any section of this chapter or the provisions adopted or incorporated by reference shall be guilty of a Class C misdemeanor, unless another penalty is expressly provided. (Ord. no. 93-9, amended 1993, effective 5-20-93; ord. no. 97 §3, 1983.)

Chapter 10.12

SPEED LIMITS

Sections:

10.12.010 Prima facie speed limits.

Section 10.12.010 Prima facie speed limits.

1. When appropriate traffic control or regulatory signs giving notice of speeds are posted, the prima facie maximum speed limits designated upon such signs shall apply to the appropriate streets or portions of streets so posted.
2. In the absence of any speed limit sign designating a speed limit applicable thereto, the prima facie speed limit shall be:
 - a. Twenty-five (25) miles per hour in any urban district. "Urban District" means the territory contiguous to and including any street on which structures devoted to business, industry, or dwelling houses are situated at intervals of less than one hundred feet (100') for a distance of a quarter of a mile or more;
 - b. And forty (40) miles per hour in other locations.

(Ord. no. 93-9, amended 5-93, effective date 5-20-93; ord. no. 108 §, 1984.)

(Ord. 99-2, Amended, 10/03/2000)

Chapter 10.16

STOPPING, STANDING AND PARKING

Sections:

10.16.010 Parking of vehicles.
10.16.020 Standing or parking vehicles-
Restrictions and exceptions.
10.16.030 Parking in alleys.
10.16.040 Overnight parking.
10.16.050 Parking for certain purposes prohibited.
10.16.060 Parking adjacent to schools.
10.16.070 Parking on narrow streets prohibited.
10.16.080 Parking in safety path prohibited.
10.16.090 Standing or parking on one-way
roadways.
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Section 10.16.010 Parking of vehicles.

Except when necessary to comply with law or the directions of a police officer or official traffic-control device, no person or owner, shall stop, stand, park, or permit to be parked, a vehicle upon any street in the Lindon City in violation of the provisions of this chapter. (Ord. no. 2-94, amended 2-94, effective date 2-4-94; ord. no. 8-92, amended 11-92, effective date 11-6-92; ord. no. 108 § 4, 1983.)

Section 10.16.020 Standing or parking vehicles--Restrictions and exceptions.

Except where necessary to avoid conflict with other traffic, or in compliance with law or the directions of a police officer or official traffic-

control device, no person shall:

1. Stop, stand or park a vehicle:
 - a. on the roadway side of any vehicle stopped or parked at the edge or curb of a street;
 - b. on a sidewalk;
 - c. within an intersection;
 - d. on a crosswalk;
 - e. between a safety zone and the adjacent curb or within thirty feet of points on the curb immediately opposite the ends of a safety zone, unless a different length is indicated by signs or markings;
 - f. alongside or opposite any street excavation or obstruction when stopping, standing, or parking would obstruct traffic;
 - g. upon any bridge or other elevated structure upon a highway or within a highway tunnel;
 - h. on any railroad tracks;
 - i. on any controlled-access highway;
 - j. in the area between roadways of a divided highway, including crossovers;
 - k. any place where official traffic-controlled devices prohibit stopping.
2. Stand or park a vehicle, whether occupied or not, except momentarily to pick up or discharge a passenger or passengers:
 - a. in front of a public or private driveway;
 - b. within fifteen feet of a fire hydrant;
 - c. within twenty feet of a crosswalk at an intersection;
 - d. within thirty feet upon the approach to any flashing signal, stop sign, yield sign or traffic-control signal located at the side of a roadway;
 - e. within twenty feet of the driveway entrance to any fire station and on the side of a street opposite the entrance to any fire station within seventy-five feet of said entrance when property signposted;
 - f. at any place where official traffic-control devices prohibit standing.
3. Park a vehicle, whether occupied or not, except temporarily for the purpose of and

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while actually engaged in loading or unloading property or passengers:

- a. within fifty feet of the nearest rail of a railroad crossing;
 - b. at any place where official traffic-control devices prohibit parking.
4. No person shall move a vehicle not lawfully under such person's control into any prohibited area or an unlawful distance from the curb. (Ord. no. 2-94, amended 2-94, effective date 2-4-94; ord. no. 8-92, amended 11-92, effective date 11-6-92; ord. no. 108 § 4, 1983.)

(Ord. 97-1, Amended, 08/16/2000)

Section 10.16.030 Parking in alleys.

No person shall park a vehicle within an alley in such a manner or under such conditions as to leave available less than 10 feet of the width of the roadway for the free movement of vehicular traffic, and no person shall stop, stand, or park a vehicle within an alley in such position as to block the driveway entrance to any abutting property. (Ord. no. 2-94, amended 2-94, effective date 2-4-94; ord. no. 8-92, amended 11-92, effective date 11-6-92; ord. no. 108 § 4, 1983.)

Section 10.16.040 Overnight parking.

No person shall park any vehicle on any city street where the pavement runs from curb to curb, or within five feet of any paved surface where there is no constructed curb, between the hours of four a.m. and four p.m. from the period of November 1st through March 15th of the following year. (Ord. no. 2-94, amended 2-94, effective date 2-4-94; ord. no. 8-92, amended 11-92, effective date 11-6-92; ord. no. 108 § 4, 1983.)

Section 10.16.050 Parking for certain purposes prohibited.

No person shall park a vehicle upon any roadway or roadside for the principal purpose of:

1. Displaying such vehicle for sale;
2. Greasing or repairing such vehicle except repairs necessitated by an emergency;
3. Storage of such vehicle. (Ord. no. 2-94,

amended 2-94, effective date 2-4-94; ord. no. 8-92, amended 11-92, effective date 11-6-92; ord. no. 108 § 4, 1983.)

Section 10.16.060 Parking adjacent to schools.

1. The city administrator and the chief of police together, are authorized to cause to be erected signs indicating no parking upon either or both sides of any street adjacent to any school property when such parking would, in their opinion, interfere with traffic or create a hazardous situation.
2. When official signs are erected indicating no parking upon either side of a street adjacent to any school property as authorized in this chapter, no person shall park a vehicle in any such designated place. (Ord. no. 2-94, amended 2-94, effective date 2-4-94; ord. no. 8-92, amended 11-92, effective date 11-6-92; ord. no. 108 § 4, 1983.)

Section 10.16.070 Parking on narrow streets prohibited.

1. The city administrator and the chief of police together, are authorized to cause to be erected signs indicating no parking upon any street when the width of the roadway does not exceed 20 feet, or upon one side of a street as indicated by such signs when the width of the roadway does not exceed 30 feet.
1. When official signs prohibiting parking are erected upon narrow streets as authorized herein, no person shall park a vehicle upon such street in violation of any such sign. (Ord. no. 2-94, amended 2-94, effective date 2-4-94; ord. no. 8-92, amended 11-92, effective date 11-6-92; ord. no. 108 § 4, 1983.)

Section 10.16.080 Parking in safety path prohibited.

Except when necessary to comply with law or the directions of a police officer or official traffic control device, no person or owner shall stop, stand, park, or permit to be parked, a vehicle

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within or on any designated safety path, or in such a manner as to obstruct a safety path. For the purpose of this section a safety path shall include all areas marked for pedestrian traffic and all marked pedestrian lanes along city streets. (Ord. no. 2-94, amended 2-94, effective date 2-4-94; ord. no. 8-92, amended 11-92, effective date 11-6-92; ord. no. 108 § 4, 1983.)

Section 10.16.090 Standing or parking on one-way roadways.

In the event a street is a one-way street or a street includes two or more separate roadways and traffic is restricted to one direction upon any such roadway, no person shall stand or park a vehicle upon the left-hand side of such one-way roadway unless signs are erected to permit such standing or parking. The city administrator and the chief of police together are to determine when standing or parking may be permitted upon the left-hand side on any such one-way roadway and to cause to be erected signs giving notice thereof. (Ord. no. 2-94, amended 2-94, effective date 2-4-94; ord. no. 8-92, amended 11-92, effective date 11-6-92; ord. no. 108 § 4, 1983.)

Section 10.16.100 Parking near hazardous places.

1. The city administrator and the chief of police together are authorized to determine and cause to be designated by proper signs, places not exceeding 100 feet-in length in which the stopping or standing of vehicles would create an especially hazardous condition or would cause unusual delay to traffic.
2. When official signs are erected at hazardous or congested places as authorized in this chapter no person shall stop, stand, or park a vehicle in any such designated place. (Ord. no. 2-94, amended 2-94, effective date 2-4-94; ord. no. 8-92, amended 11-92, effective date 11-6-92; ord. no. 108 § 4, 1983.)

Section 10.16.110 Parking to be close to the curb.

Except as otherwise provided in this chapter every

vehicle stopped or parked upon a roadway where there are adjacent curbs shall be so stopped or parked with the right-hand wheels of such vehicle parallel to and within 18 inches of the right-hand curb. (Ord. no. 2-94, amended 2-94, effective date 2-4-94; ord. no. 8-92, amended 11-92, effective date 11-6-92; ord. no. 108 § 4, 1983.)

Section 10.16.120 Angle parking-- Designation authority.

1. Signs or markings. The city administrator and the chief of police together, shall determine upon what streets angle parking shall be permitted and shall cause to be marked or cause to be erected signs on such streets but such angle parking shall not be indicated upon any federal-aid or state highway within the city unless the State Road Commission has determined by resolution or under order entered in its minutes that the roadway is of sufficient width to permit angle parking without interfering with the free movement of traffic.
2. Angle parking shall not be indicated or permitted at any place where passing traffic would thereby be caused or required to drive upon the left side of the street or upon any street side shoulder.
3. Except where official signs are erected to allow angle parking, no person shall stop, stand, or park a vehicle by angle parking. (Ord. no. 2-94, amended 2-94, effective date 2-4-94; ord. no. 8-92, amended 11-92, effective date 11-6-92; ord. no. 108 § 4, 1983.)

Section 10.16.130 Obedience to signs and markings.

It shall be unlawful to disobey signs erected by the city which prohibit parking or regulate the hours thereof. Where lines are painted on the roadway to indicate the angle at which a vehicle shall be parked, it shall be unlawful to park a vehicle except as indicated. It shall also be unlawful to park in violation of curb marking designated by the city. Such curb markings shall have the following meanings:

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1. Red: No stopping, standing or parking at any time.
2. Yellow: With the words "Restricted Zone" stenciled thereon, shall mean no stopping, standing or parking except as stated on the signs or markings giving notice thereof, except that this provision shall not apply on Sundays and legal holidays. (Ord. no. 2-94, amended 2-94, effective date 2-4-94; ord. no. 8-92, amended 11-92, effective date 11-6-92; ord. no. 108 § 4, 1983.)

Section 10.16.140 Parking vehicles prohibited after notice.

It shall be unlawful to park any vehicle on a public street after notice from the city that during specific dates and times parking is not permitted along such streets. (Ord. no. 2-94, amended 2-94, effective date 2-4-94; ord. no. 8-92, amended 11-92, effective date 11-6-92; ord. no. 108 § 4, 1983.)

Section 10.16.150 Moving parked vehicles required after notice.

It shall be unlawful to allow any vehicle to remain parked on a public street after notice from the city to move such vehicle. (Ord. no. 2-94, amended 2-94, effective date 2-4-94; ord. no. 8-92, amended 11-92, effective date 11-6-92; ord. no. 108 § 4, 1983.)

Section 10.16.160 Moving parked vehicles because of public necessity.

The city may move or impound any parked vehicle if public necessity so requires and notice to the owner is not practicable under the circumstances. (Ord. no. 2-94, amended 2-94, effective date 2-4-94; ord. no. 8-92, amended 11-92, effective date 11-6-92; ord. no. 108 § 4, 1983.)

Section 10.16.170 Parking time limit.

It shall be unlawful to park any vehicle or trailer in the same location on a public street for a continuous period of time exceeding 48 hours. At the end of the permitted period of time, the vehicle or trailer must be removed from its

location and shall not be permitted to re-locate on any public street within the city limits for a period of an additional fort-eight (48) hours. (Ord 2007-amended 12/18/2007; Ord. no. 2-94, amended 2-94, effective date 2-4-94; ord. no. 8-92, amended 11-92, effective date 11-6-92; ord. no. 108 § 4, 1983.)

Section 10.16.180 Stopping for loading-- Authority to designate zones.

The city administrator and the chief of police together, are authorized to determine the location of passenger and freight curb loading zones and shall cause to be placed and maintained appropriate signs indicating the same and stating the hours during which the provisions of this section are applicable. (Ord. no. 2-94, amended 2-94, effective date 2-4-94; ord. no. 8-92, amended 11-92, effective date 11-6-92; ord. no. 108 § 4, 1983.)

Section 10.16.190 Permits for curb loading zones.

The city administrator and the chief of police together shall not hereafter designate or sign any curb loading zone upon special request of any person unless such person makes application for a permit of such zone and for two signs to indicate the ends of each such zone. The city administrator and the chief of police together, upon granting a permit and issuing such signs shall collect from the applicant and deposit in the city treasury a service fee of \$20 per year or fraction thereof and may by general regulation impose conditions upon the use of such signs and for reimbursement of the city for the value thereof in the event of their loss or damage and their return in the event of misuse or upon expiration of permit. Every such permit shall expire at the end of one year. (Ord. no. 2-94, amended 2-94, effective date 2-4-94; ord. no. 8-92, amended 11-92, effective date 11-6-92; ord. no. 108 § 4, 1983.)

Section 10.16.200 Loading or unloading at angle-permits.

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passengers.

5. This section shall not apply to school buses while temporarily stopped for the purpose of and while actually engaged in the expeditious loading or unloading of students, unless otherwise provided by appropriate signs. (Ord. no. 2-94, amended 2-94, effective date 2-4-94; ord. no. 8-92, amended 11-92, effective date 11-6-92; ord. no. 108 § 4, 1983.)

Section 10.16.250 **Restricted use of bus, taxicab stands.**

No person shall stop, stand, or park a vehicle other than a bus in a bus stop or other than a taxicab in a taxicab stand when such stop or stand has been officially designated and appropriately signed, except that the driver of a passenger vehicle may temporarily stop therein for the purpose of and while actually engaged in loading or unloading passengers when such stopping does not interfere with any bus or taxicab waiting to enter or about to enter such zone. (Ord. no. 2-94, amended 2-94, effective date 2-4-94; ord. no. 8-92, amended 11-92, effective date 11-6-92; ord. no. 108 § 4, 1983.)

Section 10.16.260 **Parking or storage of commercial vehicles, recreational vehicles, boats, and trailers in a residential zone.**

A. Commercial Vehicles

1. It is considered unlawful for any person to park or store any 'commercial vehicle' on a public street in residential areas. Of f street, the vehicles shall be located behind a six foot sight obscuring fence, or within an enclosed structure, and shall not be stored within the front 30 foot setback area. For the purpose of this ordinance a 'commercial vehicle' is defined as, "A motor vehicle, trailer, or semi trailer used or maintained for the transportation of persons or property that operates: a), as a carrier for hire,

compensation or profit; or b) as a carrier to transport the vehicle owner's goods or property in furtherance of the owner's commercial enterprise, or c) Any vehicle exceeding 25' in length." Below are exceptions to the standards and definition listed above for vehicle storage in residential areas:

- i. Any agricultural vehicle or associated tractor or agricultural implement not parked on the street, but located on the property behind the 30' front setback.
- ii. Recreational vehicles (RV's) of any length or size, but located on the property behind the 30 foot front setback.
- iii. School buses, except that said buses shall not be parked on the street overnight.
- iv. Any passenger vehicles, including 'pick-up trucks' less than 25 feet long that are used for personal commercial, or agricultural use - regardless of its rated load capacity.
- v. Any vehicle actively involved in permitted construction, landscaping, or development of the property.
- vi. Vehicles associated with a state of emergency at the site or area.
- vii. Any vehicle involved in temporary parking for dropping off, moving in, deliveries, or similar temporary uses.

B. Recreational Vehicles, Boats and Trailers

The parking and storing of recreational vehicles (RV's), boats, trailers, and other similar recreational vehicles in residential areas is permitted provided the following conditions are met:

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- i. The storage of these vehicles shall not be located in the front 30' of the property.
- ii. The vehicles shall not be parked in a public street for more than 48 hours as required under LCC Section 10.16.170.

(Ord 2007-15, amended 12/18/2007, Ord. no. 2-94, amended 2-94, effective date 2-4-94; ord. no. 8-92, amended 11-92, effective date 11-6-92; ord. no. 108 § 4, 1983.)

Section 10.16.270 Authority to abate nuisance.

Any vehicle parked in violation of any provision of this chapter is hereby declared a nuisance and detrimental to the safe and proper regulation of traffic. The same may be summarily abated by removing any vehicle by or under the direction or at the request of the city or a police officer to a place of storage by means of towing or otherwise. (Ord. no. 2-94, amended 2-94, effective date 2-4-94; ord. no. 8-92, amended 11-92, effective date 11-6-92; ord. no. 108 § 4, 1983.)

Section 10.16.280 Notice to owner.

As soon as is reasonable under the circumstances, a written notice that a vehicle has been impounded and will be sold after 30 days if not claimed shall be mailed to the owner of said vehicle impounded and any recorded lien holder thereof at their last known mailing address as shown by the records of the Motor Vehicle Division of the Utah State Tax Commission. If the license plates on the vehicle are from another state, a request shall be made of the department of motor vehicles in such other state to notify the registered owner and lien holder of the impounded vehicle that said vehicle has been impounded and that the same will be sold at public auction as provided by this chapter, if not claimed by the owner or his or her proper representative. (Ord. no. 2-94, amended 2-94, effective date 2-4-94; ord. no. 8-92, amended 11-92, effective date 11-6-92; ord. no. 108 § 4, 1983.)

Section 10.16.290 Procedure for owner to

claim vehicle.

Before the owner or his agent shall be permitted to remove a vehicle which has been impounded he or she shall:

1. Furnish satisfactory evidence of his or her identity;
2. Request and obtain a written order from the police department authorizing the place of storage where the vehicle is impounded to release the vehicle to the owner upon payment of reasonable towing and storage charges actually incurred in the towing and storage of the vehicle from the date of impound to the time of presentment of the order of release from the police department; and
3. Sign a written receipt for the vehicle and deliver the same to the place of storage upon receiving the impounded vehicle. (Ord. no. 2-94, amended 2-94, effective date 2-4-94; ord. no. 8-92, amended 11-92, effective date 11-6-92; ord. no. 108 § 4, 1983.)

Section 10.16.300 Unclaimed vehicles-- Advertisement and auction.

If, at the expiration of 30 days after mailing the notice provided for in section 10.16.280, an impounded vehicle is not redeemed by the owner or his or her agent, the chief of police or his or her agent shall proceed to sell the same at public auction to the highest bidder after first giving at least 10 days notice of sale by publishing the notice at least once in a newspaper of general circulation in the city. Said notice shall describe the vehicle to be sold with reasonable certainty and shall, if known, state the name of the owner and lien holder, as shown on the records of the office of the Motor Vehicle Division of the State Tax Commission. A copy of said notice shall be mailed to the last known address of the owner and all recorded lien holders. Any money received from the sale shall be first applied to the actual cost of towing and storage of the impounded vehicle, then to pay the cost of advertising and conducting the notice of sale, and the balance, if any, shall be paid into the city treasury. (Ord. no. 2-94, amended 2-94, effective date 2-4-94; ord.

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no. 8-92, amended 11-92, effective date 11-6-92; ord. no. 108 § 4, 1983.)

Section 10.16.310 Payment of proceeds of sale to owner.

At any time within one year from the date of sale of any impounded vehicle, the former owner of the said vehicle may appear and make a claim, and upon application to the city council and upon presentation of satisfactory proof that he or she was the owner of the vehicle, said person shall be paid the proceeds of the sale less the necessary expenses thereof, including towing, impounding, storage, advertising, and other similar charges. (Ord. no. 2-94, amended 2-94, effective date 2-4-94; ord. no. 8-92, amended 11-92, effective date 11-6-92; ord. no. 108 § 4, 1983.)

Section 10.16.320 Record of impoundment and disposal.

Beginning with the date of impoundment and for one year after the sale of any impounded vehicle, the police department shall keep a record of the vehicle impounded by manufacturer's name or make, body type, and license number, the names and addresses of all owners and lien holder of the vehicle, the nature and circumstances of the impounding and sale, the name and address of the purchaser at the sale, together with other related information as the police department may choose to record. (Ord. no. 2-94, amended 2-94, effective date 2-4-94; ord. no. 8-92, amended 11-92, effective date 11-6-92; ord. no. 108 § 4, 1983.)

Section 10.16.330 Impound not a bar to prosecution.

The impounding of a vehicle shall not prevent or preclude the institution and prosecution of criminal proceedings. (Ord. no. 2-94, amended 2-94, effective date 2-4-94; ord. no. 8-92, amended 11-92, effective date 11-6-92; ord. no. 108 § 4, 1983.)

Section 10.16.340 Separate violation.
Each day that a vehicle is parked in violation of

the provisions of this chapter shall constitute a separate violation of this chapter. (Ord. no. 2-94, amended 2-94, effective date 2-4-94; ord. no. 8-92, amended 11-92, effective date 11-6-92; ord. no. 108 § 4, 1983.)

Section 10.16.350 Description of vehicles.

Vehicles for the purpose of this chapter are defined as, but not limited to, automobiles, trucks, trailers, buses, campers, mobile homes, motor homes, travel trailers, boats, motorcycles, snowmobiles, or any other objects used or capable of being used for transportation purposes whether for the transportation of humans, animals, or freight of any kind. (Ord. no. 2-94, amended 2-94, effective date 2-4-94; ord. no. 8-92, amended 11-92, effective date 11-6-92; ord. no. 108 § 4, 1983.)

Section 10.16.360 Definitions in this chapter.

For purposes of this chapter, street, road, roadway, or roadside includes the entire right-of-way of a city street. (Ord. no. 2-94, amended 2-94, effective date 2-4-94; ord. no. 8-92, amended 11-92, effective date 11-6-92; ord. no. 108 § 4, 1983.)

Section 10.16.370 Parking Violation-Penalties

Any person violating any of the provisions of this chapter shall be guilty of an infraction and upon conviction thereof shall be punished by a fine of not more than seven hundred fifty dollars. (Ord. no. 2-94, amended 2-94, effective date 2-4-94; ord. no. 8-92, amended 11-92, effective date 11-6-92; ord. no. 108 § 4, 1983.)
(Ord. 97-1, Amended, 08/16/2000)

Section 10.16.380 Notice required.

Unless otherwise specified, any notice required or allowed by this chapter shall be sufficient if made in a manner reasonably calculated to give actual notice to interested persons. (Ord. no. 2-94, amended 2-94, effective date 2-4-94; ord. no. 8-92, amended 11-92, effective date 11-6-92; ord.

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no. 108 § 4, 1983.)

Chapter 10.20

STOP AND YIELD INTERSECTIONS

Sections:

10.20.010 Through streets.

Section 10.20.010 Through streets.

When appropriate traffic control or regulatory signs are posted at entrances to intersections identifying them as stop or yield entrances, such streets are declared to be stop entrances and yield entrances as designated by such signs. (Ord. no.108 §5, 1983.)

Chapter 10.24

COASTING

Sections:

10.24.010 Prohibited on streets.

Section 10.24.010 Prohibited on streets.

It is unlawful for any person to coast or slide with any sled, sleigh, toboggan or vehicle upon any public street, avenue, sidewalk or alley within the city; provided, however, that the city council, by public notice or proclamation, may authorize the use of certain streets for coasting during the winter season. During the period for which such notice or proclamation shall be issued coasting and sliding upon such streets as may be designated by the proclamation or notice shall be permissible. (Prior code §12-9.)