

ORDINANCE NO. 1204

AN ORDINANCE OF THE DRAPER CITY COUNCIL AMENDING SECTION 7-5 OF THE DRAPER CITY CODE PERTAINING TO PROTECTION OF WATER QUALITY IN DESIGNATED WATERSHED AREAS

WHEREAS, WaterPro, Inc. has authority to designate watershed areas and has designated areas in Corner Canyon and along the east bench above Draper City as watershed (“Watershed Areas”); and

WHEREAS, WaterPro, Inc. has tested water quality in the Watershed Areas and has determined bacterial counts far exceed the levels in other watersheds supplying culinary water to cities in Salt Lake County.

WHEREAS, WaterPro, Inc. has determined dog feces is a significant contributing factor to the high bacteria levels and has requested the City’s assistance in keeping dogs out of the watershed areas; and

WHEREAS, the Draper City Council recently passed Ordinance 1197 to address water quality concerns and provides areas where animals are permitted in Watershed Areas; and

WHEREAS, Draper City Municipal Code (“DCMC”) 7-5-180 prohibits all animals in Watershed Areas; and

WHEREAS, Draper City wishes to conform DCMC 7-5-180 with the evidence dog feces is a significant contributing factor to excessive bacterial counts in the water in the Watershed Areas; and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF DRAPER CITY, STATE OF UTAH, AS FOLLOWS:

Section 1. Approval. The City Council hereby amends Chapter 7-5 of the Draper City Municipal Code to read as shown in Exhibit “A” which is attached hereto and incorporated herein by reference.

Section 2. Severability. If any section, part, or provision of this Ordinance is held invalid, or unenforceable, such invalidity or unenforceability shall not affect any other portion of this Ordinance, and all sections, parts, and provisions of this Ordinance shall be severable..

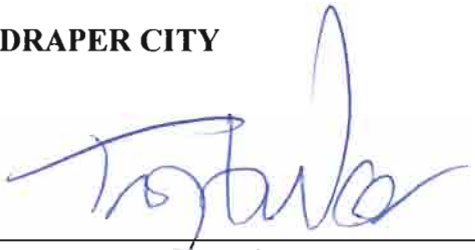
Section 3. Effective Date. This ordinance shall become effective immediately upon publication or posting, or 30 days after final passage, whichever is closer to the date of final passage.

PASSED AND ADOPTED BY THE CITY COUNCIL OF DRAPER CITY, STATE OF UTAH, THIS THE 17th DAY OF MAY, 2016.

ATTEST:

DRAPER CITY


Rachelle Conner, City Recorder



Mayor Troy K. Walker



EXHIBIT A

Chapter 7-5 ANIMAL CONTROL

7-5-180 Places Prohibited to Animals.

(a) Food Establishments. It shall be unlawful for any person to take or permit any animal, whether loose, on a lease, or in arms, in or about any establishment or place of business where food or food products are sold or displayed, including but not limited to restaurants, grocery stores, meat markets and fruit or vegetable stores. This subsection shall not apply to dogs specially trained for and actually assisting a person with a disability or dogs used in law enforcement work.

(b) Watershed Area. It shall be unlawful for any person keeping, harboring or having charge or control of any dog to allow said dog to be within any watershed area so designated by ordinance or otherwise legally appointed, either now existing or to be defined in the future. Dogs shall be allowed in a designated watershed area on and downhill from the Bonneville Shoreline Trail from Hidden Valley Park in Sandy to the junction of Potato Hill Trail and on and downhill from the Potato Hill Trail to the junction of Ann's Trail. This subsection shall not apply to dogs specially trained for and actually assisting a person with a disability, or dogs used in law enforcement or search and rescue work.

Affidavit of Posting

SALT LAKE/UTAH COUNTY, STATE OF UTAH

I, the City Recorder of Draper City, by my signature below, certify that copies of **Ordinance No. 1204** for the **City of Draper**, which **Passed and Adopted by the City Council of Draper City, State of Utah on the 17th day of May, 2016**, was posted at the following places: Draper City Bulletin Board, Salt Lake County Library, Draper Crescent Senior Citizens Center, within the municipality.

Posted: May 23, 2016 through June 13, 2016



A handwritten signature in blue ink, appearing to read "Rachelle Conner", is written over a horizontal line.

Rachelle Conner, MMC
City Recorder
Draper City, State of Utah