

**AN ORDINANCE ESTABLISHING AND RATIFYING
MOTOR VEHICLE AND TRAFFIC REGULATIONS WITHIN
THE CITY OF WENDOVER, TOOELE COUNTY, UTAH**

Recitals

A. The City of Wendover, Tooele County, Utah is authorized by Utah Code Annotated Title 10, Chapter 8; Title 41, Chapter 6 and by other provisions of law, to enact ordinances, rules and regulations governing the use, control, operation of motor vehicles within the City, and to otherwise regulate traffic and the use of streets and roads in the City;

B. The laws of the State of Utah establish regulations for the safe operation of motor vehicles, including safe speeds for motor vehicle operations;

C. The City has placed signs, notices and traffic control devices throughout the City governing the operation and parking of motor vehicles;

D. The City is authorized to enact ordinances and rules, and to make regulations, necessary for carrying into effect the powers and duties conferred upon the City by law, and as are necessary for the safety, health, prosperity, good order, comfort and convenience of the City and its inhabitants, and for the protection of property in the City; and

E. The City finds that it is now reasonable to adopt this ordinance relating to motor vehicles, traffic and the use of roads and streets within the City of Wendover, Utah.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF WENDOVER, TOOELE COUNTY, UTAH AS FOLLOWS:

Section 1. Finding of Public Interest. The Governing Body of the City of Wendover finds there is a public and municipal interest in adopting these rules and regulations governing the operation of motor vehicles, the regulation of traffic and the use of roads and streets in the City.

Section 2. State Traffic Code Adopted by Reference -- Speed Regulations.

A. The City hereby adopts the provisions of the Utah State Traffic Code, U.C.A. § 41-6-1, *et. seq.* (Utah Code Annotated Title 41, Chapter 6, in its entirety) relating to the operation and use of motor vehicles and the use of public roads and rights of way within the City of Wendover, Tooele County, Utah.

B. Violations of the State Traffic Code within the City shall be punishable as a Class B Misdemeanor or otherwise as provided by the State Traffic Code.

C. Law Enforcement personnel and others may refer to or cite the numbered sections of the Code by reference to the specific section numbers of the State Traffic Code.

D. The City finds it reasonable to adopt the standard speed limits described in Utah Code Annotated, § 41-6-46(2) as the speed limits throughout the City of Wendover, Utah, as follows:

1. Twenty (20) miles per hour in a reduced speed school zone as defined by the law of the State of Utah.
2. Twenty-five (25) miles per hour on all other roads, public ways or highways within the City, other than on Wendover Boulevard (Highway 40), which is a state owned and controlled highway. The City finds that all public ways in the City should be considered within a "urban district" as that term is used by and defined in the State Traffic Code (U.C.A. § 41-6-1(56)).
3. Thirty-five (35) miles per hour on Wendover Boulevard, or as otherwise approved and/or posted by the Utah Department of Transportation.
4. The provisions of this section shall not abrogate the requirements of U.C.A. § 1(a) which prohibits travel at a speed which exceeds that which is reasonable and prudent under existing conditions.

Section 3. Traffic Regulations and Signs. The City hereby approves the placement, installation and location of all traffic regulatory devices such as stop signs, no parking signs and other traffic control signs and devices throughout the City. All past actions of the City and its officers, agents and employees in establishing, approving and posting said signs and devices are hereby ratified and approved. The failure of any person to abide by the requirements of any such sign or regulatory device shall be punishable as a Class B Misdemeanor or as otherwise provided by the law of the State of Utah.

Section 4. Conflicting Provisions of Law. In the event of any conflict in the rules and regulations adopted herein and those defined in the State Traffic Code, the law of the State of Utah shall control.

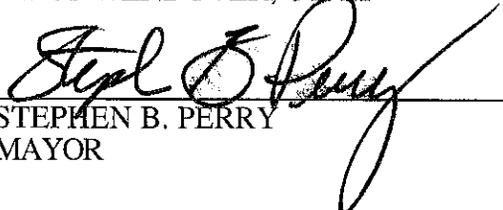
Section 5. Effective Date. This Ordinance shall become effective immediately upon passage by the Governing Body of the City.

Section 6. Severability. If any section, paragraph, clause or provision of this ordinance shall be held invalid, unlawful or unenforceable, the same shall not effect the validity or enforceability of the remaining provisions of this Ordinance.

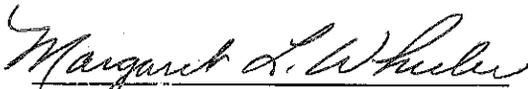
PASSED AND ADOPTED BY THE CITY COUNCIL OF WENDOVER, TOOELE COUNTY, UTAH THIS 3rd DAY OF DECEMBER, 2003.

THE CITY OF WENDOVER, UTAH

BY:


STEPHEN B. PERRY
MAYOR

ATTEST:


MARGARET WHEELER
CITY RECORDER