

CHAPTER 1A-02. GENERAL CODE PROVISIONS

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1A-02-010. Title.

The Ordinances set forth herein shall be known and may be cited as the “Fruit Heights Municipal Code.”

1A-02-020 Citation.

Any reference to the number of any section contained herein shall be understood to refer to its appropriate chapter and title heading, and to the general penalty clause relating thereto, as well as to the section itself, when reference is made to this Code by title in any legal documents. This Code, as adopted by the City, including any amendments hereto, shall be prima facie evidence of the contents, passage, and legal publication of such ordinances, as of the effective date of adoption, in all courts and administrative proceedings.

1A-02-030. Amendments.

Any ordinances adding to, deleting from or altering any part of this Code shall constitute an amendment thereto and shall be adopted by ordinance of the City Council. Any ordinance amending this Code shall set forth the title, chapter and section number of the section or sections to be amended, and shall contain and be substantially in the form set forth in *Utah Code Ann.* §10-3-704, as amended.

1A-02-040. Updates to Code.

The City Recorder should ensure appropriate procedures are provided to assure replacement pages and electronic updates are properly inserted in official copies of the Code. Any person having custody of an official copy of the Code shall make every effort to maintain said Code current as to the most recent ordinances passed and shall follow all instructions for immediate insertion of replacement pages. Copies of official Code books, while in actual possession of officials and other employees, shall be and remain the property of the City and shall be returned to the office of the City Recorder when directed to do so by the City.

1A-02-050. Recodification.

Any revision, recodification and compilation of this Code shall be a repeal of all ordinances in conflict with the revision, recodification and compilation, provided, all ordinances then in effect shall continue in force after the revision, recodification and compilation for the purpose of all rights acquired, fines, penalties and forfeitures and liabilities incurred and actions therefor.

1A-02-060. Accrued Rights.

Unless otherwise provided, the repeal, amendment or recodification of any provision, section, chapter or title of this Code shall not affect suits pending or rights existing immediately prior to the effective date of the revision; impair, avoid, or affect any grant or conveyance made or right acquired or cause of action now existing under any revised provision; affect or impair the validity of any bonds or other

obligations issued or sold prior to the effective date of the revision; nor shall the repeal, amendment or recodification of any ordinance hereby have the right of reviving any ordinances already repealed or superseded, unless the ordinance containing the amendment or repealer specifically indicates otherwise.

1A-02-070. Omission of General Law Not Waiver.

The omission to specify or enumerate in this Code those provisions of the general law applicable to all cities shall not be construed as a waiver of the benefits of any such provision.

1A-02-080. Severability Clause.

If any title, chapter, section, subsection, sentence, or provision of this Code or application thereof is held to be unconstitutional, invalid, void or unlawful by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Code.