

ORDINANCE NO. 17- 04-06

AN ORDINANCE GRANTING THE TOWN OF MANTUA THE RIGHT TO RECOUP REASONABLE FEES RESULTING FROM MATTERS SUBMITTED TO THE TOWN'S APPEAL AUTHORITY.

WHEREAS, the Town of Mantua has incurred and may yet incur costs resulting from matters submitted to the Town's Appeal Authority; and

WHEREAS, the Town Council of Mantua feels it to be in the best interest of the residents of the Town to recoup reasonable fees incurred by use of the Appeal Authority; and

WHEREAS, legal counsel for the Town of Mantua has provided a legal opinion that such fees are authorized under Utah Law to be charged and collected; and

WHEREAS, the Appeal Authority is provided for in Chapter 5 of the Mantua Town Code; and

WHEREAS, this Ordinance is to be adopted as Chapter 5.12, as an amendment to the existing Chapter 5.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF MANTUA TOWN, UTAH, AS FOLLOWS:

5.12 Payment of Fees.

5.12.1 Any person, entity, firm or corporation filing an original application, an appeal, or any other matter of any kind that is submitted to the Appeal Authority shall reimburse the Town for all reasonable costs incurred by the Town for the Appeal Authority.

5.12.2 The Town of Mantua hereby sets a fee of \$1,000.00 for the filing of any submission to the Appeal Authority which shall be paid at the time of the filing of the submission. If the actual costs of the Appeal Authority are less than \$1,000.00, the difference shall be refunded to the submitting party and if the actual costs are greater than \$1,000.00 the submitting party shall pay the additional costs, all based upon the actual costs to the Town of the Appeal Authority.


5.12.3 The fee for any submission to the Appeal Authority must be paid regardless of whether the submission is filed for a variance, appeal of a land use decision, or for any other matter that is submitted to the Appeal Authority.

~~April~~ ²¹ PASSED AND ADOPTED: by the Town Council of Mantua, Utah, this 20 day of ~~May~~, 2017.

This Ordinance shall become effective upon proper posting.

TOWN OF MANTUA

ATTEST:


Jan Palmer, Town Recorder

By 
Michael Johnson, Mayor

CERTIFICATE OF POSTING

I, Jan Palmer, Town Recorder of Mantua, Box Elder County, Utah hereby certify that I, on the 21st day of ~~APRIL~~ 2017 in the Town of Mantua, County of Box Elder, State of Utah, posted the foregoing Ordinance No. 17- 04-06 in a likely manner, a copy of which is hereto attached, in each of three of the most public places in the said Town of Mantua:

1. Website
2. Town hall
3. Public Website

WITNESS my hand this 21st day of ~~April~~ 2017.


Jan Palmer, Town Recorder