

## ORDINANCE 20-12

WHEREAS, the City Council of Smithfield City, Cache County, Utah, passed and adopted the Smithfield Municipal Code on November 11, 2015; and

WHEREAS, the City Council has determined there is a need to update, repeal, amend and/or modify certain provisions contained in the referenced Municipal Code;

NOW, THEREFORE, the City Council of Smithfield City, Utah hereby adopts, passes and publishes the following:

**AN ORDINANCE AMENDING THE SMITHFIELD CITY MUNICIPAL CODE TITLE 12 “STREETS, SIDEWALKS AND PUBLIC PLACES”, SECTIONS 12.24.020 “CREATION AND ESTABLISHMENT OF A CITY TREE BOARD” AND 12.24.030 “TERM OF OFFICE”.**

BE IT ORDAINED BY THE CITY COUNCIL OF SMITHFIELD CITY, CACHE COUNTY, UTAH, AS FOLLOWS:

1. The following sections shall be amended as indicated. Those portions which are struck out shall be deleted and those that are highlighted in yellow shall be added.

**12.24.020 CREATION AND ESTABLISHMENT OF A CITY TREE BOARD COMMITTEE**

There is created and established a city tree board **committee** for the city which shall consist of ~~eight (8)~~ **six (6)** members, citizens and residents of this city, ~~seven (7)~~ **five (5)** of said members who shall be appointed by the mayor with the approval of the council. The ~~eighth~~ **sixth** member shall be the city council member **or mayor** responsible for the activities and shall be an ex officio member. All members of the ~~commission~~ **committee** shall serve without pay.

**12.24.030 TERM OF OFFICE**

The term of the ~~seven (7) persons~~ **five committee members** to be appointed by the mayor shall be three (3) years. ~~except that the term of four (4) of the members appointed to the board shall be for only two (2) years.~~ In the event that a vacancy shall occur during the term of any members, the successor shall be appointed for the unexpired portion of the term.

2. Should any section, clause, or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, in whole or in part, the same shall not affect the validity of the Ordinance as whole, or any other part thereof.
3. All ordinances, and the chapter, clauses, sections, or parts thereof in conflict with provisions of this ordinance are hereby repealed, but only insofar as is specifically provided for herein.
4. This ordinance shall become effective after the required public hearing and upon its posting as required by law.

THIS ORDINANCE shall be attached as an amendment to the Smithfield Municipal Code above referred to.

Approved and signed this 11th day of March, 2020

**SMITHFIELD CITY CORPORATION**

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Mayor Jeffrey H. Barnes

**ATTEST:**

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Justin B. Lewis, City Recorder