

ORDINANCE NO. _____

**AN ORDINANCE OF WEBER COUNTY
AMENDING SECTION 28-1-3 OF THE WEBER COUNTY CODE**

WHEREAS, the Board of County Commissioners (“Commission”) has received a formal recommendation from the Weber-Morgan Board of Health that the Air Pollution Control Fee established under County Code Sec. 28-1-3 be increased from \$1.00 to \$2.00; and

WHEREAS, the Health Officer for the Weber-Morgan Health Department has provided information to justify this fee increase such that the Commission finds that the increase is reasonably to the costs involved in providing emissions compliance services; and

WHEREAS, the Health Officer and County Attorney’s Office have also suggested technical changes to the ordinance that reflect current laws and policies.

NOW THEREFORE, the Commission hereby ordains as follows:

Section 28-1-3 of the Code of Weber County, Utah, is hereby amended to read as follows:

Sec 28-1-3 Powers And Duties

- (a) The county board of commissioners is presently required by the EPA and the state to implement an I&M program.
- (b) The county commission authorizes and directs the Weber-Morgan Board of Health and the director of health to adopt and promulgate rules and regulations to ensure compliance with EPA and state requirements with respect to emission standards and authorizes a \$2.00 fee to be assessed upon every motorized vehicle registered in the county at the time of registration to be known as the "emissions compliance fee."
- (c) The emissions compliance fee will be waived on government-owned vehicles.
- (d) The vehicle emissions inspection and maintenance program is subject to continuing review by the county commission.
- (e) The county commission hereby delegates its authority as an administrative body under state law, to the Weber-Morgan Board of Health, to address all issues pertaining to the adoption and administration of the vehicle emission I&M program.

(Code 1985, § 14-4-3; Ord. No. 11-91, 6-17-1991; Ord. of 9-21-1994)

This Ordinance supersedes all prior ordinances and policies of Weber County to the extent that such may be in conflict with the specific provisions contained herein. In all other respects, such prior ordinances, resolutions, actions, and policies shall remain in full force and effect.

A copy of this Ordinance is attached showing the changes from the previous version of Section 28-1-3.

This Ordinance shall be effective 15 days after publication in the Standard Examiner.

PASSED, ADOPTED, AND A SYNOPSIS ORDERED PUBLISH this ____ day of _____
2023.

BOARD OF COUNTY COMMISSIONERS OF
WEBER COUNTY

By _____
Gage Froerer, Chair

Commissioner Harvey voted _____
Commissioner Bolos voted _____
Commissioner Froerer voted _____

ATTEST:

Ricky Hatch, CPA
Weber County Clerk/Auditor

ATTACHMENT

Showing Changes from the Prior Version of Sec. 28-1-3

Sec 28-1-3 Powers And Duties

- (a) The county board of commissioners is presently required by the EPA and the state to implement an I&M program.
- (b) The county commission authorizes and directs the Weber-Morgan Board of Health and the director of health to adopt and promulgate rules and regulations to ensure compliance with EPA and state requirements with respect to emission standards and authorizes a \$~~1~~2.00 fee to be assessed upon every motorized vehicle registered in the county at the time of registration to be known as the "~~air pollution control fee~~emissions compliance fee."
- ~~(e) An additional \$9.00 emission's control fee will be charged to those individuals registering diesel vehicles. The fee will be reduced to \$1.00 upon implementation of a diesel emission's control program in the county.~~
- ~~(c)~~(c) The ~~air pollution control fee~~emissions compliance fee will be waived on government-owned vehicles.
- ~~(e)~~(d) The vehicle emissions inspection and maintenance program is subject to continuing review by the county commission.
- ~~(e)~~(e) The county commission hereby delegates its authority as an administrative body under state law, to the Weber-Morgan Board of Health, to address all issues pertaining to the adoption and administration of the vehicle emission I&M program.

(Code 1985, § 14-4-3; Ord. No. 11-91, 6-17-1991; Ord. of 9-21-1994)