



ENT 129167:2021 PG 1 of 3
 ANDREA ALLEN
 UTAH COUNTY RECORDER
 2021 Jul 22 1:24 pm FEE 0.00 BY JG
 RECORDED FOR UTAH COMMUNITY DEVEL

ORDINANCE NO: 2021-618

AN ORDINANCE AMENDING SECTIONS 12.20-C AND 12.20-D OF THE UTAH COUNTY LAND USE ORDINANCE TO INCLUDE CEMETERIES AS A PERMITTED CONDITIONAL USE IN THE CRITICAL ENVIRONEMENT (CE-1) ZONE

WHEREAS, an applicant initiated a review of Chapter 12 of the Utah County Land Use Ordinance (UCLUO) to include a cemetery as a permitted conditional use in the Critical Environment (CE-1) Zone; and

WHEREAS, the Utah County Planning Commission addressed the proposed amendment to the Utah County Land Use Ordinance during the regularly scheduled meeting of the Planning Commission on June 15, 2021, held a public hearing regarding the proposed amendment, and made a recommendation to the Board of County Commissioners regarding the proposed amendment; and

WHEREAS, the Board of County Commissioners has received and carefully reviewed the recommendation from the Planning Commission regarding the proposed amendment, and the minutes of the Planning Commission meeting and the public hearing regarding the proposed amendment to the Utah County Land Use Ordinance; and

WHEREAS, the Board of County Commissioners has received and carefully reviewed the input, documents, and testimony from the public regarding the proposed amendment to the Utah County Land Use Ordinance; and

WHEREAS, the Board of County Commissioners finds the proposed amendment to the Utah County Land Use Ordinance conforms to the Utah County General Plan, and is consistent with the other provisions of the Utah County Land Use Ordinance; and

WHEREAS, the Board of County Commissioners finds that the proposed amendment to the Utah County Land Use Ordinance is in the best interest of the health, safety, and welfare of the citizens of Utah County, considering all factors.

NOW, THEREFORE, THE COUNTY LEGISLATIVE BODY OF UTAH COUNTY ORDAINS AS FOLLOWS:

Part I:

Section 12.20-C-8 of the Utah County Land Use Ordinance is hereby amended, including the appropriate re-numbering and re-formatting of applicable subsections, to add the following as a permitted conditional use in the Critical Environment (CE-1) Zone:

12.20: CE-1 CRITICAL ENVIRONMENTAL ZONE

C. PERMITTED CONDITIONAL USES

In the CE-1 Zone the following shall not be permitted by the Zoning Administrator unless

approval of a conditional use has been authorized in accordance with this land use ordinance by the designated reviewing agency:

8. A cemetery which has been approved as a conditional use by the Board of Adjustment according to the provisions of UCLUO 8.72 and UCLUO 16.

Part II:

Sections 12.20-D-4 and 12.20-D-5 of the Utah County Land Use Ordinance are hereby amended, including the appropriate re-numbering and re-formatting of applicable subsections, to read as follows:

12.20: CE-1 CRITICAL ENVIRONMENTAL ZONE

D. Area Requirements:

The minimum area of a zoning lot or parcel within the CE-1 Zone shall be as follows:

4. A cemetery, with or without a one-family dwelling, shall be on a lot or parcel with a minimum size of fifty(50) acres.
5. For other permitted structures and uses, there shall be no minimum area requirement except as may be necessary to meet the other provisions of this ordinance.

Part III:

A copy of the Utah County Land Use Ordinance, as amended herein, is hereby ordered to be filed in the office of the Utah County Clerk/Auditor.

Part IV:

If any of the sections, sentences, clauses or provisions of this ordinance shall for any reason be adjudged inapplicable or invalid by a court of competent jurisdiction, such shall not affect or invalidate the remaining portion contained herein.

Part V:

This ordinance shall become effective fifteen (15) days after it is passed and upon at least one (1) publication in a newspaper published in and having general circulation in Utah County.

PASSED and ordered published this 30th day of June 2021.

UTAH COUNTY COMMISSION

VOTE

William C. Lee
WILLIAM C. LEE, CHAIR

X

Thomas V. Sakievich
THOMAS V. SAKIEVICH, VICE-CHAIR

X

Amelia Powers Gardner
AMELIA POWERS GARDNER, COMMISSIONER

X

ATTEST:
JOSH DANIELS
Utah County Clerk/Auditor



APPROVED AS TO FORM:
DAVID O. LEAVITT
Utah County Attorney

By: *Debra Beach*
Deputy

X Approved

Disapproved

By: *David O. Leavitt*
Deputy

Date of Publication: Once only, as soon as possible