

**AN ORDINANCE AMENDING SECTIONS 3-46, AND 4-1, AND ADDING
A NEW SECTION 5-14, OF THE UTAH COUNTY ZONING ORDINANCE
REGARDING THE PROVISIONS FOR AN AIRPORT OVERLAY ZONE**

THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF UTAH

ORDAINS AS FOLLOWS:

Part I:

Section 3-46-G [Airports] Utah County Zoning Ordinance is hereby added to read as follows:

G. EXISTING AIRPORTS

No building permit may be issued for any building or structure within the land use plan of an existing airport, operated by a governmental agency or airport authority, without first obtaining the written recommendation from the jurisdiction in charge of the airport within 30 days based on an airport plan that has been approved by that jurisdiction and submitted to Utah County. The boundary of the airport plan must first be adopted by the County Commission as an APO Airport Overlay Zone.

Part II:

Section 4-1 [Zones Established] is hereby amended to read as follows:

4-1: ZONES ESTABLISHED

In order to carry out the purposes of this ordinance, the unincorporated territory of Utah County, Utah, is hereby divided into zones as follows:

RA-5	Residential Agricultural Zone
RR-5	Rural Residential Zone
TR-5	Transitional Residential Zone
CE-1	Critical Environmental Zone
CE-2	Critical Environmental Zone
M&G-1	Mining and Grazing Zone
NC-1	Neighborhood Commercial Zone

HS-1	Highway Service Zone
I-1	Industrial Zone
FPO	Flood Plain Overlay Zone
NHO	Natural Hazards Overlay Zone
A-40	Agricultural Zone
APO	Airport Overlay Zone

Part III:

A new Section 5-14 [APO, Airport Overlay Zone] is hereby added to the Utah County Zoning Ordinance to read as follows:

5-14: APO AIRPORT OVERLAY ZONE

A. INTENT

The APO Airport Overlay Zone is created to protect property adjacent to airports from the hazards of aircraft which takeoff and land in the vicinity of the airport runways, and to protect operating aircraft from the hazards of tall structures.

B. SCOPE

The buildings and structures in the APO Zone shall be subject to the standards and regulations contained in Section 3-46 of the zoning ordinance. The structures and uses permitted shall be the same as those in the zones which the APO Zone overlays, except they shall meet the additional requirements of the APO Zone.

Part IV:

Insert pages reflecting the above amendments are hereby ordered to be filed in the three file copies of the Official Utah County Zone Map on file with the Utah County Clerk.

Part V:

This ordinance shall take effect: 1. Sixteen (16) day after it is passed, or 2. after it has been published, whichever date is later.

PASSED and ordered published this 5th day of January, 1999.

UTAH COUNTY COMMISSION

VOTE

Jerry D. Grover
Jerry D. Grover, Chair

Aye

David J. Gardner
David J. Gardner, Commissioner

Aye

Gary R. Herbert
Gary R. Herbert, Commissioner

Aye

ATTEST:
Arlyn V. Kuhni
County Auditor/Clerk

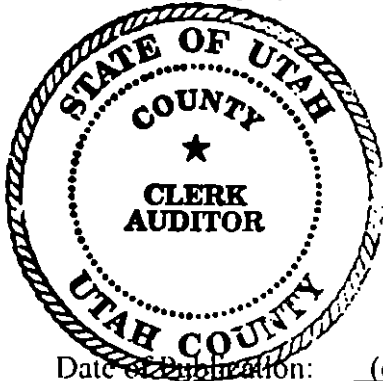
APPROVED AS TO FORM:
Kay Bryson, County Attorney

X Approved

 Disapproved

By: Linda Quibland
Deputy

By: E. Kent Sandberg
Deputy



Date of Publication: (once only, as soon as possible)

PROOF OF PUBLICATION

from

The Daily Herald

STATE OF UTAH

ORDINANCE NO. 1889-001

AN ORDINANCE AMENDING SECTIONS 3-46, AND 4-1, AND ADDING A NEW SECTION 5-14, OF THE UTAH COUNTY ZONING ORDINANCE REGARDING THE PROVISIONS FOR AN AIRPORT OVERLAY ZONE

THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF UTAH

ORDAINS AS FOLLOWS:

Part I:

Section 3-48-G (Airports) Utah County Zoning Ordinance is hereby added to read as follows:

G. EXISTING AIRPORTS

No building permit may be issued for any building or structure within the land use plan of an existing airport, operated by a governmental agency or airport authority, without first obtaining the written recommendation from the jurisdiction in charge of the airport within 30 days based on an airport plan that has been approved by that jurisdiction and submitted to Utah County. The boundary of the airport plan must first be adopted by the County Commission as an APO Airport Overlay Zone.

Part II:

Section 4-1 (Zones Established) is hereby amended to read as follows:

4-1: ZONES ESTABLISHED

In order to carry out the purposes of this ordinance, the unincorporated territory of Utah County, Utah, is hereby divided into zones as follows:

RA-5	Residential Agricultural Zone
RR-5	Rural Residential Zone
TR-5	Transitional Residential Zone
CE-1	Critical Environmental Zone
CE-2	Critical Environmental Zone
MSG-1	Mining and Grazing Zone
NC-1	Neighborhood Commercial Zone
HS-1	Highway Service Zone
I	Industrial Zone
FPO	Road Plain Overlay Zone
NHD	Natural Hazards Overlay Zone
A-40	Agricultural Zone
APD	Airport Overlay Zone

Part D:

A new Section 5-14 (APO Airport Overlay Zone) is hereby added to the Utah County Zoning Ordinance to read as follows:

5-14: APO AIRPORT OVERLAY ZONE

A. INTENT

The APO Airport Overlay Zone is created to protect property adjacent to airports from the hazards of aircraft which takeoff and land in the vicinity of the airport runways, and to protect operating aircraft from the hazards of tall structures.

B. SCOPE

The buildings and structures in the APO Zone shall be subject to the standards and regulations contained in Section 3-46 of the zoning ordinance. The structures and uses permitted shall be the same as those in the zones which the APO Zone overlays, except they shall meet the additional requirements of the APO Zone.

Part V:

Insert pages reflecting the above amendments are hereby ordered to be filed in the three file copies of the Official Utah County Zoning Map on file with the Utah County Clerk.

Part V:

This ordinance shall be effective on the date it is passed, or on a date to be determined by the County Commission.

PASSED and approved by the Board of County Commissioners on January 18, 1999.

UTAH COUNTY COMMISSIONERS
Jerry D. ...
ATTEST:
Arlyn V. Kuhl
County Auditor/Clerk
By: /s/ Linda Stoddard
Deputy

APPROVED AS TO FORM:
Key Bryson County Attorney
By: /s/ E. Kent Sundberg
Deputy
Legal Notice No. 500415 Published in The Daily Herald
January 24, 1999

I, Konnie Lynn Davis, being first duly sworn depose and say that I am the Legal Billing Clerk of the Daily Herald, a newspaper of general circulation, published seven times each week at Provo, Utah, County of Utah; that the notice attached hereto, #500415-PO#D00983-Ordinance 19, and which is a copy, was published in said newspaper, the first publication having been made on the 24th day of January, 1999, and the last on the 24th day of January, 1999; that said notice was published in the regular and entire issue of every number of the paper during the period and times of publication, and the same was published in the newspaper proper and not in the supplement.

Subscribed and sworn before me this 25th day of January, 1999

Notary Public

Residence: Orem, Utah

My commission expires January 13, 2001

