

ORDINANCE NO 2002-03

**AN ORDINANCE AMENDING THE UTAH COUNTY ZONING;
ORDINANCE SECTIONS 6-2-E-10-1-iii, 6-3-E-9-a-iii, 6-4-E-10-a-iii, 6-5-E-
11-1-ii, AND 6-6-E-10-1-iii [WATER SUPPLY] TO AMEND THE
REQUIREMENT FOR WATER FOR IRRIGATION IN LARGE SCALE
DEVELOPMENTS**

THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF UTAH
ORDAINS AS FOLLOWS

PART I

Sections 6-2-E-10-a-iii [Planned Unit Development] 6-3-E-9-a-iii [Subdivision] 6-4-E-10-a-iii [Mountain Home Developments] 6-5-E-11-a-ii [Recreational Resorts] and 6-6-E-10-1-iii [Mobile Home Parks] are hereby amended to read as follows

Water for irrigation shall be provided at a quantity of at least 1.5 acre feet per acre per year for the entire area of each lot beyond the first 10,000 square feet of area which quantity of water must be appurtenant to each lot and must be available from April 30 to October 1 annually. (Water for the first 10,000 square feet of area of each lot is supplied by the requirements of subsections (1) and (2) immediately above.) The irrigation water quantity requirement is met even if the water rights from some sources are restricted as to coverage such that the water cannot be applied to the entire area of the lot if the irrigation water quantity requirement of at least 1.5 acre feet of irrigation water per each acre of area of each lot (less the 10,000 square feet) is satisfied.

(Exception 1 no change)

Exception 2 to be amended as follows

The County Commission may decrease the required quantity of irrigation water from 1.5 acre feet per acre per year based upon the findings of an engineering study prepared and signed by an engineer licensed in the State of Utah conducted in the preparation of the irrigation plan if the County Commission finds that less water is needed to establish and to meet the green plant needs of alfalfa due to a water table that is sufficiently near the surface on an annual growing season basis to allow such reduction. The engineering study shall determine the quantity of water needed to establish and to maintain alfalfa in a green condition having a low flammability and shall identify the high water table by area and depth below natural grade.

(Exception 3 no change)

PART II

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

PART III

This ordinance shall take effect 1 sixteen (16) days after it is passed or 2 after it has been published whichever date is later

PASSED and ordered published this 5th day of February 2002

UTAH COUNTY COMMISSION

VOTE

Jerry D. Grover
Jerry D Grover Chairman

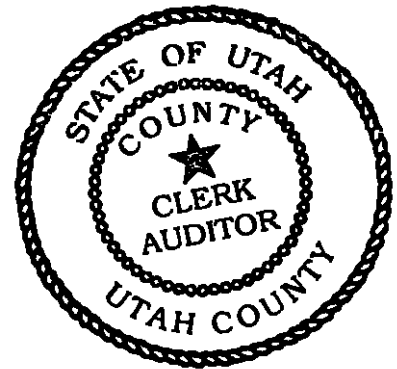
Aye

Gary R. Herbert
Gary R. Herbert Commissioner

Aye

David J. Gardner
David J Gardner Commissioner

Aye



ATTEST

APPROVED AS TO FORM

Arlin V. Kuhn
County Auditor/Clerk

Kay Bryson County Attorney

By Linda Stubbins
Deputy

Approved
 Disapproved

By [Signature]
Deputy

Date of Publication [once only as soon as possible]

PROOF OF PUBLICATION

from

The Daily Herald

ORDINANCE NO 2002-03

STATE OF UT
Utah County

AN ORDINANCE AMENDING THE UTAH COUNTY ZONING ORDINANCE SECTIONS 6-2 E 10-a iii 6-3-E 9-a iii 6-4 E 10-a iii 6-5-E 11-a ii AND 6-6-E 10-a-iii [WATER SUPPLY] TO AMEND THE REQUIREMENT FOR WATER FOR IRRIGATION IN LARGE SCALE DEVELOPMENTS

THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF UTAH ORDAINS AS FOLLOWS

PART I
Sections 6-2 E 10-a iii [Planned Unit Development] 6-3-E 9-a-iii [Subdivision] 6-4 E 10-a iii [Mountain Home Developments] 6-5-E 11-a-ii [Recreational Resorts] and 6-6-E 10-a iii [Mobile Home Parks] are hereby amended to read as follows

Water for irrigation shall be provided at a quantity of at least 1.5 acre-feet per acre per year for the entire area of each lot beyond the first 10,000 square feet of area, which quantity of water must be appurtenant to each lot, and must be available from April 30 to October 1 annually. (Water for the first 10,000 square feet of area of each lot is supplied by the requirements of subsections (1) and (2) immediately above). The irrigation water quantity requirement is met even if the water rights from some sources are restricted as to coverage such that the water cannot be applied to the entire area of the lot, if the irrigation water quantity requirement of at least 1.5 acre-feet of irrigation water per each acre of area of each lot (less the 10,000 square feet) is satisfied.

(Exception 1 no change)

Exception 2 to be amended as follows

The County Commission may decrease the required quantity of irrigation water from 1.5 acre-feet per acre per year based upon the findings of an engineering study prepared and signed by an engineer licensed in the State of Utah conducted in the preparation of the irrigation plan if the County Commission finds that less water is needed to establish and to meet the green plant needs of alfalfa due to a water table that is sufficiently near the surface on an annual growing season basis to allow such reduction. The engineering study shall determine the quantity of water needed to establish and to maintain alfalfa, in a green condition having a low flammability and shall identify the high water table by area and depth below natural grade.

(Exception 3, no change)

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

PART III
This ordinance shall take effect 16 (sixteen) days after it is passed or 2 after it has been published whichever date is later.
PASSED and ordered published this 5th day of February 2002
UTAH COUNTY COMMISSION
Jory D Grover Chairman
Gary R Herbert, Commissioner
David J Gardner Commissioner
ATTEST
Arlin V. Kuhn County Auditor/Clerk
Kay Bryson County Attorney
By /s/ Linda Strickland Deputy
By /s/ David H Shawcroft Deputy
Legal No. 507724 Published in The Daily Herald February 15 2002

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 #507724-R01164-#2002-03 and which is a copy was published in said newspaper the first publication having been made on the 15th day of February 2002 and the last on the 15th day of February 2002 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 15th day of February 2002

Notary Public

Residence Eagle Mountain

My commission expires February 5, 2005

