

ORDINANCE NO 2002-35

AN ORDINANCE AMENDING SECTION 6-3-E-9-a-III OF THE UTAH COUNTY ZONING ORDINANCE TO DELETE EXCEPTION 3 TO THE REQUIREMENTS FOR WATER SUPPLY FOR IRRIGATION

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

PART I

Section 6-3-E 9-a-III [Water Rights] of the Utah County Zoning Ordinance is hereby amended to read as follows

- III Water for irrigation shall be provided at a rate 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 to part 'III' above. Where all of the following conditions are met, the quantity of 1.5 acre feet per acre per year for irrigation water shall not be required: (a) the area to be excepted is part of a lot or site for a one-family dwelling or mobile home; (b) no lot or dwelling site in the subject plat has an area of less than 50 acres; (c) each building on the lot is surrounded by an irrigated band of landscaping that is no narrower than 30 feet at any point and no smaller than 10,000 square feet in area; (d) the irrigated band of landscaping is surrounded by a platted maintained fuel break easement which is 100 feet in width (or less than 100 feet when based on the findings of the county fire marshal the county commission determines that specific peculiarities of the site permit a lesser fuel break); (e) the flammable native species have been thinned and/or replaced in