

ORDINANCE NO. 2005-18

**AN ORDINANCE AMENDING SECTION 5-9 OF THE UTAH COUNTY ZONING
ORDINANCE, HS-1, HIGHWAY SERVICE ZONE**

THE COUNTY LEGISLATIVE BODY OF UTAH COUNTY ORDAINS AS FOLLOWS:

Part I:

Utah County Zoning Ordinance, Section 5-9-A is hereby amended to delete the last sentence in paragraph two which reads as amended:

The zone is characterized by an outlying location adjacent to a freeway or state highway, where no other city or county commercial zone is convenient for the traveler. It characteristically has functional roadside commercial buildings, ample parking, traffic safety lanes, and adequate fire protection and other facilities available.

Part II:

Utah County Zoning Ordinance, Section 5-9-B-3 and Section 5-9-B-13, are hereby amended to read as follows:

3. Retail, retail variety stores (compact size) and convenience establishments.
13. Office uses customarily incidental to a permitted use or approved permitted conditional use.

Part III:

Utah County Zoning Ordinance, Section 5-9-D-5, Area Requirement, is hereby amended to read as follows:

5. Each planned commercial subdivision shall contain at least one (1) acre of land.

Part IV:

Utah County Zoning Ordinance, Section 5-9-H, Special Provisions, paragraph 2, Safety Lanes, is amended to read as follows:

2. Safety Lanes

Each restaurant, store, service station, or other commercial establishment open to the public shall provide, either individually or jointly with neighboring establishments, highway access with such improvements as are required by the governmental entity charged with maintenance and oversight over the highway, which improvements may

include a deceleration lane for vehicles entering the establishment and a separate acceleration lane for traffic returning to the highway.

PART V:

Insert pages reflecting the above amendments, including a title page which bears the enactment date of this ordinance, are hereby ordered to be filed in the three copies of the Utah County Zoning Ordinance which are on file with the Utah County Clerk-Auditor.

Part VI:

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


Part VII:

This ordinance shall take effect: 1) fifteen (15) days after it is passed, or 2) after it has been published, whichever date is later.

PASSED and ordered published this 24th day of May, 2005

UTAH COUNTY COMMISSION

VOTE



Jerry D. Grover, Chair

Aye



Steve White, Commissioner

Aye



Larry A. Ellertson Commissioner

Aye

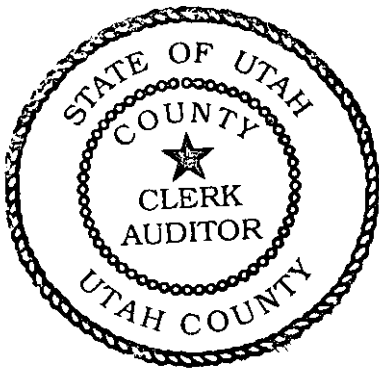
ATTEST:
KIM T. JACKSON
County Auditor/Clerk

APPROVED AS TO FORM:
KAY BRYSON,
County Attorney

By: Lucia Strickland
Deputy

By: [Signature]
Deputy

Date of Publication: once only, as soon as possible



PROOF OF PUBLICATION

from

The Daily Herald

STATE OF UTAH } SS.
Utah County }

NOTICE
ORDINANCE NO. 2005-18, ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS OF UTAH COUNTY, UTAH ON MAY 24, 2005, AMENDING SECTION 5-9 OF THE UTAH COUNTY ZONING ORDINANCE, HS-1, HIGHWAY SERVICE ZONE.

A COMPLETE COPY OF THE ORDINANCE IS AVAILABLE AT THE COUNTY CLERK/AUDITOR'S OFFICE. COMMISSIONER JERRY D. GROVER, COMMISSIONER STEVE WHITE, AND COMMISSIONER LARRY A. ELLERTSON VOTED IN FAVOR OF THE ORDINANCE.
Legal Notice 171661 Published in The Daily Herald June 1, 2005

I, Alisha Christensen, being first duly s
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,
171661-NOTICE ORDINANCE NO, and which
is a copy, was published in said newspaper
the first publication having been made on
the 1st day of June, 2005, and the
last on the 1st day of June, 2005;
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.

Alisha J. Christensen

Subscribed and sworn before me
this 1st day of June, 2005.

Denise K. White Notary Public

Residence: Orem

My commission expires 02/20/2007

