

**AN ORDINANCE AMENDING SECTION 5-7-C-2, "PERMITTED CONDITIONAL USE, M&G-1 ZONE," OF THE UTAH COUNTY LAND USE ORDINANCE**

THE COUNTY LEGISLATIVE BODY OF UTAH COUNTY ORDAINS AS FOLLOWS:

**Part I:**

ENT 46094:2006 PG 1 of 2  
RANDALL A. COVINGTON  
UTAH COUNTY RECORDER  
2006 Apr 18 9:30 am FEE 0.00 BY STL  
RECORDED FOR COMMUNITY DEVELOPMENT

The Utah County Land Use Ordinance, Sections 5-7-C-2, is hereby amended to read as follows:

**C. PERMITTED CONDITIONAL USES**

- 2. A rock crusher which the Board of Adjustment has approved as a special exception according to the provisions of section 7-21 of the Utah County Land Use Ordinance, and which rock crusher is both (i) located within the bonded portion of the pit boundaries, which pit boundaries must be contiguous, as described on the approved reclamation plan for which a reclamation bond has been filed with the County, or with the State Division of Oil, Gas and Mining (DOGM), and (ii) used to crush rock derived exclusively from within said bonded pit boundaries.
  
- 2.1 A concrete batch plant, asphalt batch plant, mineral reduction plant or mineral processing plant, which the Board of Adjustment has approved as a special exception according to the provisions of section 7-21 of the Utah County Land Use Ordinance, and which concrete batch plant, asphalt batch plant, mineral reduction plant or mineral processing plant, is both (i) located within the bonded portion of the pit boundaries, which pit boundaries must be contiguous, as described on the approved reclamation plan for which a reclamation bond has been filed with the County, or with the State Division of Oil, Gas and Mining (DOGM), and (ii) used to batch concrete, batch asphalt, reduce minerals or process minerals composed of not less than 55% of earth products (rock, sand, gravel, minerals, and related products) derived exclusively from within said pit boundaries. The percentage of earth products derived exclusively from within the bonded pit boundaries shall be determined by the input weight of the component earth product materials.

**Part II:**

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 Land Use Ordinance which are on file with the Utah County Clerk/Auditor.

**Part III:**

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 IV:**

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

PASSED and ordered published this 21 day of March, 2006.

**UTAH COUNTY COMMISSION**

**VOTE**

*Larry A. Ellertson*  
LARRY A. ELLERTSON, CHAIR

*Aye*

*Jerry D. Grover*  
JERRY D. GROVER, COMMISSIONER

*Aye*

*Steve White*  
STEVE WHITE, COMMISSIONER

*Aye*

**ATTEST:**  
**KIM T. JACKSON**  
County Clerk/Auditor

**APPROVED AS TO FORM:**  
**KAY BRYSON**  
County Attorney

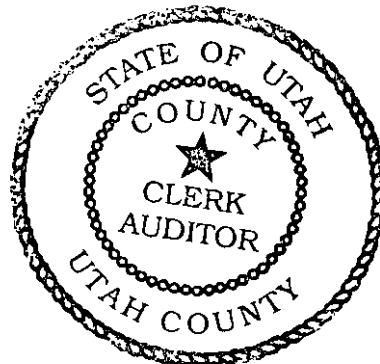
By: *Linda Stuckland*  
Deputy

*X* Approved

\_\_\_\_ Disapproved

By: *Paul Blanton*  
Deputy

Date of Publication: Once only, as soon as possible



# PROOF OF PUBLICATION

from

## The Daily Herald

STATE OF UTAH } SS  
Utah County }

**PUBLIC Notice**  
ORDINANCE NO. 2006-5, ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS OF UTAH COUNTY, UTAH, ON MARCH 21, 2006, AMENDING SECTION 5-7-C-2, "PERMITTED CONDITIONAL USE, M&G-1 ZONE," OF THE UTAH COUNTY LAND USE ORDINANCE.

A COMPLETE COPY OF THE ORDINANCE IS AVAILABLE AT THE COUNTY CLERK/AUDITOR'S OFFICE, COMMISSIONER LARRY A. ELBERTSON, COMMISSIONER STEVE WHITE, AND COMMISSIONER JERRY D. GROVER VOTED IN FAVOR OF THE ORDINANCE  
Legal Notice 221789 Published in The Daily Herald  
March 27, 2006.

I, Paula Stallings, 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, #221789-2006-5Public Notice OR, and which is a copy, was published in said newspaper the first publication having been made on the 27th day of March, 2006, and the last on the 27th day of March, 2006; 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.

*Paula Stallings*

Subscribed and sworn before me  
this 27th day of March, 2006.

*Denise K. White* Notary Public

Residence: Orem, Utah

My commission expires February, 2007

