

AN ORDINANCE AMENDING SECTION 3-29, TEMPORARY USES AND STRUCTURES, SUBSECTIONS B-7, CORN MAZE; OF THE UTAH COUNTY LAND USE ORDINANCE

THE COUNTY LEGISLATIVE BODY OF UTAH COUNTY ORDAINS AS FOLLOWS:

Part I:

Section 3-29-B-7, Temporary Uses and Structures, of the Utah County Land Use Ordinance is hereby amended to read as follows:

7. Corn Maze, Haunted House or Outside Haunted Event

Upon receipt of a complete application, the Zoning Administrator shall authorize a temporary use permit for a corn maze, haunted house, or outside haunted event, in any zone except the RR-5, TR-5 and CE-2 zones for a maximum of sixty-five (65) days annually, if the Zoning Administrator finds that all of the following conditions and requirements are met:

- a. A state road or county road access permit has been issued.
- b. Approval from the Utah County Fire Marshal; approval from the Utah County Health Department; approval from the Utah County Building Official; and approval from the Utah County Sheriff; have been obtained.
- c. No portion of the corn maze, haunted house, outside haunted event, or its related activities may be located closer than five hundred (500) feet from any dwelling except dwellings on the site of the application or dwellings adjacent to the site of the application and in the same ownership as the property owner.
- d. A manned observation tower is provided or sufficient attendants within the maze for help and assistance, and sufficient attendants within a haunted house or for an outside haunted event are provided.
- e. Adequate lighting for assembly and parking areas, and within the maze, haunted house or outside haunted event, during evening hours, is provided.
- f. The applicant has submitted a completed Utah County Temporary Use Permit application with a site plan that details and identifies specific areas of the corn maze, haunted house, or outside haunted event including, but not limited to, designated off-road parking designed to eliminate the need for an individual to cross a state, city or county road to access the site; restroom location; boundary of the entire site area to be utilized; concession locations (an independent concessionaire must obtain a Utah County Temporary Vendor Permit); and any required fire apparatus.
- g. Parking is provided as per the current Utah County Land Use Ordinance.
- h. Hours of operation are limited to 10:00 a.m. to 12:00 midnight.
- i. A dust mitigation plan has been submitted and approved by the zoning administrator.
- j. An adequate number of trash receptacles shall be provided on-site and shall be

emptied or removed when necessary at the applicant's expense; and the site shall be cleaned and restored to its original condition or better at the conclusion of the event.

- k. No sale of alcoholic beverages or sexually oriented products or materials.
- l. Must conform to adopted Utah County Noise Ordinance.
- m. The application may include a travel trailer, recreational vehicle, or camper, for a security attendant during the approved length of the corn maze, haunted house, or outside haunted event; otherwise, the site must be secured from the public during the hours it is not in operation.

Part II:

The Utah County Land Use Ordinance, as amended herein, is hereby adopted in book form and a copy of said Utah County Land Use Ordinance is hereby ordered to be filed in the office of the Utah County Clerk/Auditor.

Part III:

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 jurisdiction, such shall not affect or invalidate the remaining portion contained herein.

Part IV:

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

PASSED and ordered published this 26th day of August, 2008

UTAH COUNTY COMMISSION

VOTE



 GARY J. ANDERSON, CHAIR

Aye



 LARRY A. ELLERTSON, COMMISSIONER

Aye



 STEVE WHITE, COMMISSIONER

Aye

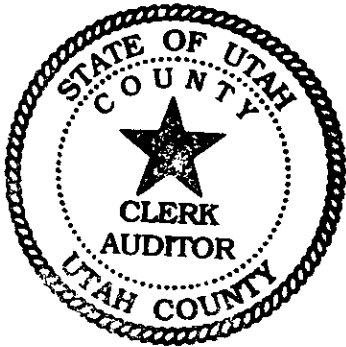
ATTEST:
BRYAN E. THOMPSON
County Clerk/Auditor

By: *Syda Strickland* Deputy

APPROVED AS TO FORM:
JEFFREY R. BUHMAN
County Attorney

By: *Jeffrey R. Buhman* Deputy

Date of Publication: Once only, as soon as possible



PROOF Of PUBLICATION

from

The Daily Herald

STATE OF UTAH }
Utah County } SS

NOTICE

ORDINANCE NO. 2008-24 WAS ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS OF UTAH COUNTY, UTAH, ON AUGUST 26, 2008, AMENDING SECTION 3-29, TEMPORARY USES AND STRUCTURES, SUBSECTIONS B-7, CORN MAZE; 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. ELLERTSON AND COMMISSIONER STEVE WHITE VOTED IN FAVOR OF THE ORDINANCE. COMMISSIONER GARY J. ANDERSON WAS EXCUSED.

Legal Notice 329715 Published in The Daily Herald September 10, 2008.

I, Morgan Bassett, 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, 329715-ORDINANCE NO. 2008-24, and which is a copy, was published in said newspaper, the first publication having been made on the 10th day of September, 2008, and the last on the 10th day of September, 2008; 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

Morgan Bassett

Subscribed and sworn before me this 10th day of September, 2008.

Debbie L. Chandler Notary Public

Residence: Spanish Fork, Utah

My commission expires 5/18/2009

