

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.

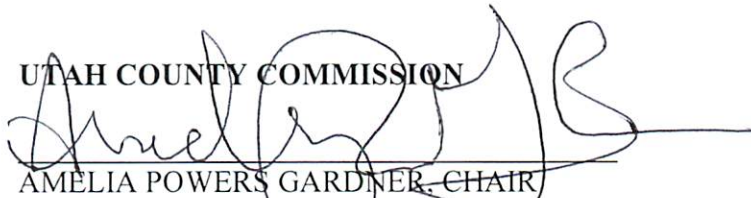
Part IV:

This ordinance shall become effective fifteen (15) days after 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 4th day of October 2023.

UTAH COUNTY COMMISSION

VOTE


AMELIA POWERS GARDNER, CHAIR

Yea


BRANDON GORDON, VICE-CHAIR

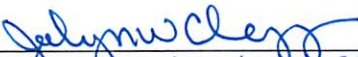
Yea


THOMAS V. SAKTEVICH, COMMISSIONER

Yea

ATTEST:
AARON R. DAVIDSON
Utah County Clerk

APPROVED AS TO FORM:
JEFFREY S. GRAY
Utah County Attorney

By: 
Deputy / Jolynn Clegg

Approved

Disapproved

By: 
Deputy / Adam Beck

Date of Publication: Once only, as soon as possible



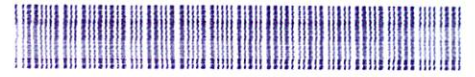
12.24 CE-2 Critical Environmental Zone

G. Height Requirements: The height requirements within the CE-2 Zone shall be as follows:

1. The maximum permissible height of any structure shall be forty (40) feet as determined by the currently adopted building construction codes of Utah County or by any future edition of these codes that may be adopted, except for the following:
 - a. An antenna of a “stealth telecommunications transmission facility” may exceed the initial elevation of the existing transmission tower, utility pole, or other existing building or structure to which it is attached by no more than 10 feet.
 - b. For large-scale utility line structures, there shall be no maximum height.
 - c. The maximum height for a cellular telephone, radio, television, or other microwave transmission facility shall be 100 feet.
 - d. The maximum height for support towers for ski lifts or zip lines within an approved recreational resort plat shall be 60 feet.
 - e. The maximum height for a hotel within an approved recreational resort plat may be up to 46-feet, subject to the Utah County Fire Marshal providing the Zoning Administrator with a written statement ensuring adequate fire protection can be provided for the additional height.
 - f. Otherwise, a height in excess of 40 feet or other maximum height identified above, if for unoccupied structures, may be approved by the Board of Adjustment as a conditional use granted according to the terms of UCLUO 16.
 - g. Note: The provisions of the APO Airport Overlay Zone, setback standards, or other provisions of the ordinance may result in a lesser height than that stated above.

Part II:

A copy of the Utah County Land Use Ordinance, as amended herein, is hereby ordered to be filed in the office of the Utah County Clerk.



ENT 66401=2023 PG 1 of 3
ANDREA ALLEN
UTAH COUNTY RECORDER
2023 Oct 9 03:22 PM FEE 0.00 BY AC
RECORDED FOR UTAH COUNTY

ORDINANCE NO. 2023- 982

AN ORDINANCE AMENDING SECTION 12.24-G (HEIGHT REQUIREMENTS) OF THE UTAH COUNTY LAND USE ORDINANCE TO PROVIDE AN EXCEPTION TO THE HEIGHT LIMITATION FOR HOTELS LOCATED WITHIN A RECREATIONAL RESORT IN THE CRITICAL ENVIRONMENT (CE-2) ZONE.

WHEREAS, an applicant initiated a review of Section 12.24-G of the Utah County Land Use Ordinance (UCLUO) to provide an exception to the height limitation for hotels located within a recreational resort in the Critical Environment (CE-2) Zone; and

WHEREAS, the Utah County Planning Commission addressed the proposed amendment to the Utah County Land Use Ordinance during the regularly scheduled meeting of the Planning Commission on September 19th, 2023, held a public hearing regarding the proposed amendment, and made a recommendation to the Board of County Commissioners regarding the proposed amendment; and

WHEREAS, the Board of County Commissioners has received and carefully reviewed the recommendation from the Planning Commission regarding the proposed amendment, and the minutes of the Planning Commission meeting and the public hearing regarding the proposed amendment to the Utah County Land Use Ordinance; and

WHEREAS, the Board of County Commissioners has received and carefully reviewed the input, documents, and testimony from the public regarding the proposed amendment to the Utah County Land Use Ordinance; and

WHEREAS, the Board of County Commissioners finds the proposed amendment to the Utah County Land Use Ordinance conforms to the Utah County General Plan, and is consistent with the other provisions of the Utah County Land Use Ordinance; and

WHEREAS, the Board of County Commissioners finds that the proposed amendment to the Utah County Land Use Ordinance is in the best interest of the health, safety, and welfare of the citizens of Utah County, considering all factors.

NOW, THEREFORE, THE COUNTY LEGISLATIVE BODY OF UTAH COUNTY ORDAINS AS FOLLOWS:

Part I:

Section 12.24-G of the Utah County Land Use Ordinance is hereby amended, including the appropriate re-numbering and re-formatting of applicable subsections, to read as the following: