



ORDINANCE NO. 2017- 23

AN ORDINANCE AMENDING SECTION 5-3 OF THE UTAH COUNTY LAND USE ORDINANCE, RELATED TO MINIMUM ACREAGE REQUIRED FOR A PLANNED SUBDIVISION IN THE RURAL RESIDENTIAL (RR-5) ZONE

WHEREAS, Wayne C. Bateman initiated a review of the Utah County Land Use Ordinance (UCLUO), dealing with amending the Utah County Land Use Ordinance relative to minimum acreage required for a planned subdivision in the Rural Residential (RR-5) Zone; and

WHEREAS, Planning Commission staff put forth a proposed alternative amendment to the Utah County Land Use Ordinance relative to minimum acreage required for a planned subdivision in the Rural Residential (RR-5) Zone; and

WHEREAS, the Planning Commission addressed Wayne C. Bateman's proposed amendment to the Utah County Land Use Ordinance, as well as the alternative proposal put forth by Utah County Planning Commission staff, during the regularly scheduled meeting of the Planning Commission, on October 17, 2017, and made a recommendation to the Board of County Commissioners regarding the proposed amendments, namely, a recommendation of denial of Wayne C. Bateman's proposal and a recommendation of approval of Planning Commission staff's proposed alternative; and

WHEREAS, a public hearing regarding the proposed amendments was scheduled and held during the regularly scheduled meeting of the Planning Commission, on October 17, 2017; and

WHEREAS, the Board of County Commissioners has received and carefully reviewed the recommendation from the Planning Commission regarding the proposed amendments, the minutes of the October 17, 2017 Utah County Planning Commission meeting, and the public hearing regarding the proposed amendments 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 amendments to the Utah County Land Use Ordinance; and

WHEREAS, the Board of County Commissioners has denied approval of an ordinance to amend the Utah County Land Use Ordinance according to Wayne C. Bateman's proposal; and

WHEREAS, the Board of County Commissioners finds Planning Commission staff's proposed alternative amendment to the Utah County Land Use Ordinance conforms to the Utah County General Plan, 2014, and is consistent with the other provisions of the Utah County Land Use Ordinance; and

WHEREAS, the Board of County Commissioners finds Planning Commission staff's proposed alternative 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:

Subsection 5-3-D-1 of the Utah County Land Use Ordinance is hereby amended to read as follows:

5-3: RR-5 RURAL RESIDENTIAL ZONE

D. AREA REQUIREMENTS

The minimum area of a zoning lot within the RR-5 zone shall be as follows:

1. Each one-family dwelling, manufactured home, family day-care, nursing home, preschool, primary school or secondary school, shall be on a lot containing at least five (5) acres of land; however, the minimum area required for a lot within an approved, recorded, platted development, including a large scale development, for a one-family dwelling or manufactured home, shall be as set forth on the approved, recorded, development plat, and the minimum area required for a nonconforming lot of record, for a one-family dwelling or manufactured home, shall be as set forth in Chapters 1 and 2 of this ordinance.

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/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 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 31st day of October 2017.

UTAH COUNTY COMMISSION

VOTE



WILLIAM C. LEE, CHAIR

aye



GREG GRAVES, VICE-CHAIR

aye



NATHAN IVIE, COMMISSIONER

aye

ATTEST:
BRYAN E. THOMPSON
County Clerk/Auditor

APPROVED AS TO FORM:
JEFFREY R. BUHMAN
County Attorney

By: 

Deputy

Approved

Disapproved



By: 

Deputy

Date of Publication: Once only, as soon as possible



PROOF OF PUBLICATION CUSTOMER'S COPY

CUSTOMER NAME AND ADDRESS

UTAH COUNTY AUDITOR,
MICKLENA FRAMPTON
100 E CENTER ST STE 3600

PROVO UT 84606

ACCOUNT NUMBER

9001334912

DATE

12/11/2017

ACCOUNT NAME

UTAH COUNTY AUDITOR,

TELEPHONE

8018518238

ORDER # / INVOICE NUMBER

0001185929 /

PUBLICATION SCHEDULE

START 12/09/2017 END 12/09/2017

CUSTOMER REFERENCE NUMBER

2017-1163

CAPTION

Summary of Utah County Ordinance ORDINANCE NO. 2017-23 WAS ADOPTED BY THI

SIZE

28 LINES 1 COLUMN(S)

TIMES

2

TOTAL COST

34.40

Summary of Utah County Ordinance
ORDINANCE NO. 2017-23 WAS ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS OF UTAH COUNTY, UTAH, ON OCTOBER 31, 2017, AMENDING SECTION 5-3 OF THE UTAH COUNTY LAND USE ORDINANCE, RELATED TO MINIMUM ACREAGE REQUIRED FOR A PLANNED SUBDIVISION IN THE RURAL RESIDENTIAL (RR-S) ZONE.
A COMPLETE COPY OF THE ORDINANCE IS AVAILABLE AT THE COUNTY CLERK/AUDITOR'S OFFICE, COMMISSIONER WILLIAM C. LEE, COMMISSIONER GREG GRAVES, AND COMMISSIONER NATHAN IVE VOTED IN FAVOR OF THE ORDINANCE.
1185929 UPAXLP

AFFIDAVIT OF PUBLICATION

AS NEWSPAPER AGENCY COMPANY, LLC dba UTAH MEDIA GROUP LEGAL BOOKER, I CERTIFY THAT THE ATTACHED ADVERTISEMENT OF Summary of Utah County Ordinance ORDINANCE NO. 2017-23 WAS ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS OF UTAH COUNTY, UTAH, ON OCTOBER 31, 2017, AMENDING SEC FOR UTAH COUNTY AUDITOR, WAS PUBLISHED BY THE NEWSPAPER AGENCY COMPANY, LLC dba UTAH MEDIA GROUP, AGENT FOR DESERET NEWS AND THE SALT LAKE TRIBUNE, DAILY NEWSPAPERS PRINTED IN THE ENGLISH LANGUAGE WITH GENERAL CIRCULATION IN UTAH, AND PUBLISHED IN SALT LAKE CITY, SALT LAKE COUNTY IN THE STATE OF UTAH. NOTICE IS ALSO POSTED ON UTAHLEGALS.COM ON THE SAME DAY AS THE FIRST NEWSPAPER PUBLICATION DATE AND REMAINS ON UTAHLEGALS.COM INDEFINATELY. COMPLIES WITH UTAH DIGITAL SIGNATURE ACT UTAH CODE 46-2-101; 46-3-104.

PUBLISHED ON Start 12/09/2017 End 12/09/2017

DATE 12/11/2017

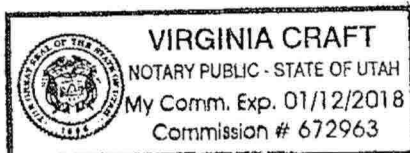
SIGNATURE *Lori Gudmundson*

STATE OF UTAH)

COUNTY OF SALT LAKE)

SUBSCRIBED AND SWORN TO BEFORE ME ON THIS 11TH DAY OF DECEMBER IN THE YEAR 2017

BY LORI GUDMUNDSON



Virginia Craft
NOTARY PUBLIC SIGNATURE