

ORDINANCE NO. 23-21

**AN ORDINANCE AMENDING TITLES 14 AND 16 OF THE WASATCH COUNTY CODE TO
MOVE EROSION CONTROL ENGINEERING STANDARDS INTO
TITLE 14, AND CLARIFYING ENGINEERING APPLICATION REQUIREMENTS**

RECITALS

WHEREAS, counties may enact all ordinances, resolutions, and rules and may enter into other forms of land use controls and development agreements that they consider necessary or appropriate for the use and development of land within the unincorporated area of the county to provide for the health, safety, and welfare, improve water quality, control erosion, promote prosperity, improve good order, comfort, convenience, and aesthetics of each county, and to protect both urban and non-urban development; and

WHEREAS, pursuant to this authority, the County Legislative Body enacted the Land Use and Development Code, and now amends the Land Use and Development Code; and

~~**WHEREAS**, large subdivision projects sometimes have obtained a grading permit to start work on an approved subdivision prior to receiving a full subdivision construction permit, and; —~~

~~**WHEREAS**, the County may control and manage County Roads, and may enact ordinances and regulations for the use of roads (UCA 17-50-305-309), and;~~

WHEREAS, some portions of the Title 16 erosion control standards are being administered by the Engineering Department; and

WHEREAS, the County Legislative Body desires to move these erosion control standards to the Engineering Code; and

~~**WHEREAS**, when engineering permits change in scope of work, increased time for completion, changes in the circumstances on the subject property and in surrounding properties which occur over time, changes in general contractors, or changes in owners, the county incurs increased administrative costs, and there is greater risk of responsible parties who caused injury and violated codes being difficult to ascertain and hold accountable; and;~~

WHEREAS, Utah Code 17-27a-502 requires Wasatch County to give notice of public hearing as provided in Utah Code 17-27a-205(1)(a), and to hold a public hearing; and


WHEREAS, Wasatch County gave notice of all public meetings and public hearings related to this ordinance as required, and the planning commission held a public hearing as required; and

WHEREAS, the County Legislative Body finds that these amendments more fully promote the objectives and purposes of the general plan and the Land Use and Development Code;

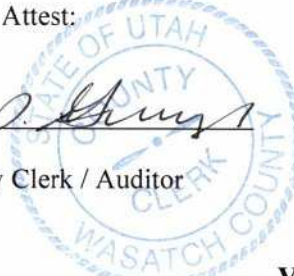
APPROVED and PASSED this 18 day of October, 2023.

Attest:

WASATCH COUNTY COUNCIL:



 Joey Granger
 Wasatch County Clerk / Auditor





 Spencer Park, Chair
 Wasatch County Council

Spencer Park, Chairman
 Mark Nelson
 Karl McMillan
 Erik Rowland
 Kendall Crittenden
 Steve Farrell
 Luke Searle

VOTE
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ADOPTION OF ORDINANCE AFFIDAVIT

STATE OF UTAH)
): ss.
COUNTY OF WASATCH)

I, the undersigned, the duly qualified and acting County Clerk of Wasatch County, Utah, and ex officio Clerk of the Wasatch County Council do hereby further certify, according to the records of said Council in my official possession, and upon my own knowledge and belief, that I have fulfilled the requirements of Section 17-53-208, Utah Code Annotated, 1953, as amended, by:

- [x] (a) Causing this ordinance to be entered at length in the ordinance book;
[x] (b) Causing three (3) copies of this ordinance to be deposited in the office of the County Clerk;
[x] (c) Causing a short summary of this ordinance, together with a statement that a complete copy of the ordinance is available at the County Clerk's office and with the name of the members voting for and against the ordinance to be published for at least one publication in The Wasatch Wave, a newspaper of general circulation within the geographical jurisdiction of Wasatch County; or posting a complete copy of this ordinance in nine (9) public places within the County.

IN WITNESS WHEREOF, I have hereunto subscribed my official signature and impressed hereon the official seal of the County Council of Wasatch County, Utah, this 18 day of October, 2023.

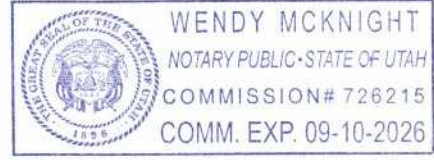
Handwritten signature of Joey Granger
Joey Granger
Wasatch County Clerk / Auditor



SUBSCRIBED AND SWORN to me, a Notary Public, this 18 day of October, 2023.

Handwritten signature of Wendy McKnight
Wendy McKnight
Notary Public

Residing in: Wasatch
My commission expires: 09/10/2024



NOW THEREFORE, the County Legislative Body of Wasatch County ordains as follows:

SECTION I: Enactment. The following amendments, additions, and deletions to Title 14, Building and Engineering, and Title 16, the Land Use and Development Code, are hereby enacted: [See attached exhibit.]

SECTION II: Repealer. If any provisions of the County Code heretofore adopted are wholly inconsistent with this ordinance, they are hereby repealed.

SECTION III: Amendment of Conflicting Ordinances. To the extent that any ordinances, resolutions, or policies of Wasatch County partially conflict with this ordinance, they are hereby amended to comply with the provisions hereof.

SECTION IV: Effective Date. This Ordinance shall become effective immediately upon execution by the Chair of the County Council and the completion of public notice requirements imposed by state statute.

SECTION V: Severability. If any section, subsection, sentence, clause, or phrase of this ordinance is declared invalid or unconstitutional by a court of competent jurisdiction, said portion shall be severed and such declaration shall not affect the validity of the remainder of this ordinance.

SECTION VI: Public Notice. The Wasatch County Clerk, and ex officio Clerk of the Wasatch County Council, is hereby ordered, in accordance with the requirements of Section 17-53-208, Utah Code Annotated, 1953, as amended, to do as follows:

- a. Enter at length this ordinance in the ordinance book;
- b. Deposit a copy of this ordinance in the office of the County Clerk;
- c. Publish a short summary of this ordinance, together with a statement that a complete copy of the ordinance is available at the County Clerk's office and with the name of the members voting for and against the ordinance, for at least one publication in a newspaper published in and having general circulation in the county; or post a complete copy of this ordinance in nine (9) public places within the County.

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6 **14.02.04: EXCAVATION, FILL, CONSTRUCTION, SWPPP, AND EROSION**
7 **CONTROL**
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10 M. Stormwater Pollution Prevention and Erosion Control

11 1. Requirements.

- 12 a. It shall be unlawful for any responsible person to make, enlarge
13 or change any excavation, regrade existing contours, place fill or
14 strip vegetation that disturbs 1 acre or greater, or that are part of
15 a common plan of development or sale that is over 1 acre,
16 without providing a storm water pollution prevention plan and a
17 copy of the NOI filed with the State of Utah to the Engineering
18 Coordinator.
- 19 b. It shall be unlawful and punishable as provided to change or
20 expand the excavation, regrading of existing contours,
21 placement of fill or stripping of vegetation that disturbs 1 acre or
22 greater, or that are part of a common plan of development or sale
23 that is over 1 acre, without first providing a modified stormwater
24 pollution prevention plan and a copy of the NOI filed with the
25 State of Utah to the Engineering Coordinator.
- 26 c. It shall be unlawful to proceed with any constructions activities
27 that require a Utah construction general permit UTRH00000_or
28 UTRC00000, as amended or superseded, without obtaining the
29 permits from the Utah Department of Environmental Quality or
30 their appointee.
- 31 d. The following are exempt from this Wasatch County Code
32 14.02.04(M~~L~~):
- 33 (1) Emergency activities to the same extent and on the same
34 terms in Wasatch County Code section 14.02.04(DA)(5).
- 35 (2) Agricultural activities exempt under UAC R317, as
36 amended.
- 37 (3) Landscape maintenance activities on fully developed
38 property.
- 39 e. Any area where the vegetation, native or otherwise, is to be
40 removed for the purpose of construction or similar activities, it
41 shall be required to provide permanent stabilization for all
42 disturbed areas. Vegetative stabilization shall be equal to or
43 better than the vegetation that is to be removed or disturbed.
44 Calculations demonstration "in kind" stabilization shall be
45 presented in the SWPPP document and must be approved by
46 the Engineering Coordinator prior to land disturbance.
47 e. Any exposed or de-nuded areas created during new

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development shall be landscaped or revegetated with native or adapted vegetation and plant material approved by the Engineering Coordinator. New vegetation shall be equivalent to or exceed the density and erosion-control characteristics of the original vegetative cover to mitigate adverse environmental effect and maintain visual synchrony.

(1) On slopes of twenty five percent (25%) or greater, plant materials shall be selected that will minimize erosion and reduce surface runoff.

f. Topsoil that is removed during initial stages of land disturbance may be conserved for later use on areas requiring landscaping or revegetation, such as on cut-and-fill slopes.

f.g. The requirements of Wasatch County Code Chapter 16.40; Storm Drainage and Erosion Control, Site Development and Chapter 16.17; Geologic Hazards Overlay Zone, must also be met as applicable to any permits issued by the Engineering Department, and violations are enforceable in accordance with Wasatch County Code Chapter 14.02; Engineering Department.

h. The responsible party shall maintain an active NOI with the state of Utah until the Notice of Termination inspection is approved by the engineering coordinator. —

i. Limits of Disturbance: Limits of disturbance (LOD) for developments shall be established to show the specific area(s) of a site in which construction and development activity must be contained. In establishing LOD, the following criteria and standards shall be considered and applied:

(1) Minimize visual impacts from the development, including, but not limited to, screening from adjacent and downhill properties, ridgeline protection, and protection of scenic views.

(2) Erosion prevention and control, including, but not limited to, protection of steep slopes and natural drainage channels.

(3) Fire prevention and safety, including, but not limited to, location of trees and vegetation near structures.

(4) Conservation of water by reduction in amounts of irrigated areas and similar considerations including, but not limited to, preservation of existing native vegetation.

(5) Wildlife habitat protection, including, but not limited to, identification of migration corridors and routes preservation of critical wildlife habitat.

(6) Protection of endangered plant life.

(7) Stream corridor and wetland protection and buffering.

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(8) Preservation of the maximum amount of natural topography, tree cover, and vegetation.

j. Limits of Disturbance may be Noncontiguous: LOD necessary to accommodate proposed development may be noncontiguous in order to best meet the criteria and standards set forth in this section. Before any disturbance, including grading, grubbing or excavation, may commence on any lot or parcel, whether approved by Wasatch County as part of a grading permit or a building permit, all corners or the perimeter of the lot or parcel must be staked and flagged and a brightly colored temporary fencing must be installed around the perimeter of the limit of disturbance to secure the excavation material on site and avoid encroachment to the adjacent property. This temporary fence must be visible from the road and the adjacent property.

2. Permanent Erosion Control Measures: In addition to other requirements in the Wasatch County Code, the following requirements must be implemented for permanent Erosion Control.

a. Drainage/Snowmelt Plan: Surface water from rooftops shall not be allowed to drain directly, or flow onto adjacent lots, except with a written agreement between the owner of such lots that is recorded.

b. Detention/Stormwater Facilities: Where detention basins and other stormwater facilities may be required, any negative visual and aesthetic impacts on the natural landscape and topography shall be minimized to the maximum extent feasible. It is required that all such facilities are designed to fit attractively into the natural environment.

c. Design Requirements: Required stormwater runoff collection facilities shall be designed to retain stormwater runoff on development sites for a sufficient length of time to prevent flooding and erosion during stormwater runoff flow periods for 100 year storm events, except in areas where master storm drainage systems have been approved.

d. Divert Surface Water: Required stormwater runoff collection facilities shall be designed to divert surface water away from cut faces or sloping surfaces with fill. French drains are not acceptable.

e. Pavement Designs with Curb and Gutter: All improvements shall prevent water from flowing off roadways, except in planned, approved areas.

f. Stabilization at Discharge Point: Drainage at discharge points shall have riprap or be otherwise stabilized below drainage and culvert discharge points for a distance sufficient to convey the discharge without channel erosion.

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g. Waste Material from Construction: Waste shall not be used as riprap to control stream bank and channel erosion. Soil and other solid materials shall not be deposited within a natural or human made drainage course nor within irrigation channels.

h. Catchment Ponds: Sediment catchment ponds may be required by a contractor downstream from each development, unless sediment retention facilities are otherwise provided.

i. Grade of Exposed Slopes: No cut or fill slope that is created as part of any roadway construction, whether public or privately owned, shall exceed the critical angle of repose.

j. Cuts and Fills: Where cuts and fills are necessary for future buildings or other infrastructure, these will be minimized to fit naturally with the native contours. All disturbance shall be landscaped and revegetated, or otherwise stabilized.

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Q. Protection of Wetlands, Natural Streams, and Drainages

1. Disturbance of jurisdictional wetlands and waterways are prohibited without written authorization from the Army Corps of Engineers and or Utah State Engineers Office, or both as applicable. ~~These j~~ Jurisdictional wetlands shall be reviewed by the Army Corps of Engineers prior to any permits being issued.

2. Disturbance of natural streams and drainages are prohibited except for perpendicular crossings. Crossings are required to be designed to pass the 100-year storm event as well as any anticipated debris in the drainage. Additional reviews may be required to ensure floodways, upstream and downstream flows are not affected by the stream crossings. Depending on the classification of the waterway, more permits may be required by agencies with jurisdiction over the waterway.

R. Protection of Steep Slopes

1. Slope shall be computed on the existing slope of the land before any grading for the proposed development has commenced, as determined by a digital slope cell calculation or from a topographic map having a scale of not less than on-inch equals 60 feet, and a contour interval of not more than two feet. Average slope of a development and slope cell sizes shall not be derived from lower resolution topographic data.

a. Percent slope for cells shall be computed by dividing the contour interval by the horizontal distance between contour intervals then multiplying by 100 percent, or by a comparable digital slope analysis.

b. For the purpose of ~~determining~~determining the applicability of a project to this article's standard, the average slope formula above

- 179 or a comparable digital slope analysis shall be used.
- 180 2. Unless expressly allowed in title 14 and 16 no development activities,
- 181 including clearing, excavation, grading, and construction, are allowed on
- 182 slopes greater than thirty percent.
- 183 3. Any disturbance of 30% slopes shall be approved by the Engineering
- 184 Coordinator prior to disturbance, and revegetation shall completed as
- 185 soon as practicable to minimize potential erosion hazards. Disturbance
- 186 of greater than 30% slopes is only allowed as follows:
- 187 a. JSPA and Areas with vested rights through MIDA: Disturbance of
- 188 steep slopes will be minimized to the extent practicable but are
- 189 not prohibited.
- 190 b. Driveways: Lots of record where no other feasible alternative
- 191 exists shall be allowed to cross slopes up to 50% for a reasonably
- 192 short distance; must be approved by the Engineering Coordinator.
- 193 1. Driveway design follow WCFD standards.
- 194 2. Retaining walls are preferred to long cut and fill slopes.
- 195 c. Roadways: Roadways shall be designed to not impact 30%
- 196 slopes. Except when no other feasible alternative exists,
- 197 roadways may be allowed to cross 30% slopes for not more than
- 198 500-foot intervals and not more than a total of 10% of the total
- 199 road length as measured along the center line of the roadway.
- 200 The total road length only includes the portion of the roadway
- 201 being constructed pursuant to the permit. The applicant is
- 202 required to demonstrate that no feasible alternative exists.
- 203 d. Trails: Disturbance of 30% slopes is minimized to the maximum
- 204 extent practicable.
- 205 e. Private motorized accesses: The intent of the private motorized
- 206 access is to preserve historic accesses that do not meet a county
- 207 standard in a Conservation Development, or to allow for private
- 208 roads connecting undeveloped areas of private property in
- 209 manner that allows for and is limited to agricultural or non-
- 210 commercial recreational access.
- 211 1. For historic access in conjunction with a Conservation
- 212 Development, the road must not be allowed to deteriorate
- 213 from the historic status of the road, to facilitate emergency
- 214 access, primarily for fire suppression purposes. No lot
- 215 frontage is allowed. The road may be approved in the
- 216 same manner as the manner for a new road, as outlined
- 217 below.
- 218 2. For new roads, the Private motorized access must be
- 219 private, in excess of 50 feet and be less than 20 feet wide,
- 220 and may not have a hard surface. No lot frontage is
- 221 allowed. Not to be used for meeting any emergency
- 222 access or secondary access requirement of the Wasatch
- 223 County Code or Fire Code for development. Such a road
- 224 may not impact slopes greater than 50%. Must be
- 225 approved by the engineering coordinator by way of a

226 grading permit, or in conjunction with a subdivision
227 construction permit for a historic access.

228 a. These accesses must be private, be restricted to agricultural or other approved
229 uses, in excess of 50 feet and be less than 20 feet wide. No lot frontage is allowed. Not
230 to be used as emergency accesses. May not impact slopes greater than 50%. Must be
231 approved by the engineering coordinator by way of a grading permit.

233 f. Utilities and transmission lines: Utilities for public infrastructure
234 may impact slopes up to 50% when no other feasible alternatives
235 exist, must be approved by the Engineering Coordinator. The
236 applicant is required to demonstrate no feasible alternative exists.
237 In demonstrating that no feasible alternatives exist, the applicant
238 shall, atAlternatives shall, at a minimum, include alternate
239 locations and, routes. The location approved must utilize
240 locations, routes, and, and construction techniques to avoid or
241 minimize disturbance, in addition to meeting the applicable
242 requirements listed above. The Engineering Coordinator must
243 approve all alternatives.

244 he applicant must present proposed stabilization methods for review and approval
245 w or greater are disturbedSpecial stabilization practices must be utilized when the slope
246 of 30% or greater is disturbed.

247 Stormwater Pollution Prevention, Erosion Control, and Vegetation
248 Requirements

249 It shall be unlawful for any responsible person to make, enlarge or change any
250 excavation, regrade existing contours, place fill or strip vegetation that disturbs
251 1 acre or greater, or that are part of a common plan of development or sale that
252 is over 1 acre, without providing a Storm Water Pollution Prevention Plan
253 (SWPPP) and a copy of the State of Utah Notice of Intent (NOI) to the
254 Engineering Coordinator.

255 It shall be unlawful and punishable as provided to change or expand the
256 excavation, regrading of existing contours, placement of fill or stripping of
257 vegetation that disturbs 1 acre or greater, or that are part of a common plan of
258 development or sale that is over 1 acre, without first providing a modified SWPPP
259 and a copy of the NOI to the Engineering Coordinator.

260 It shall be unlawful to proceed with any construction activities that require a Utah
261 Construction General Permit (UCGP) UTRH00000 or UTRC00000, as amended
262 or superseded, without obtaining the permits from the Utah Department of
263 Environmental Quality or subsequent jurisdiction.

264 Any area where the vegetation, native or otherwise, is to be removed for the
265 purpose of construction or similar activities, it shall be required to provide
266 permanent stabilization for all disturbed areas. Vegetative stabilization shall be
267 equal to or better than the vegetation that is to be removed or disturbed.
268 Calculations demonstration "in kind" stabilization shall be presented in the
269 SWPPP document and must be approved by the Engineering Coordinator prior
270 to land disturbance.

271 Any exposed or de-nuded areas created during new development shall be
272 landscaped or revegetated with native or adapted vegetation and plant material

273 approved by the Engineering Coordinator. New vegetation shall be equivalent to
 274 or exceed the density and erosion control characteristics of the original
 275 vegetative cover to mitigate adverse environmental effect and maintain visual
 276 synchrony.

277 Topsoil that is removed during initial stages of land disturbance may be
 278 conserved for later use on areas requiring landscaping or revegetation, such as
 279 on cut-and-fill slopes.

280 Requirements

281 The following are exempt from this Wasatch County Code 14.02.04(SL):

282 Emergency activities to the same extent and on the same terms in Wasatch
 283 County Code section 14.02.04(DA)(5).

284 Agricultural activities exempt under UAC R317, as amended.

285 Landscape maintenance activities on fully developed property.

286 The requirements of Wasatch County Code 16.40; Storm Drainage and Erosion
 287 Control, Site Development and Chapter 16.17;b16, 17; Geologic Hazards Overlay
 288 Zone, must also be met as applicable to any permits issued by the Engineering
 289 Department, and violations are enforceable in accordance with Wasatch County
 290 Code Chapter, 14.02; Engineering Department.

291 The responsible party shall maintain an active NOI, and all associated
 292 requirements with the State of Utah, until the Notice of Termination (NOT)
 293 inspection is approved by the Engineering Coordinator.

294 Erosion Control: Addition to other requirements in the Wasatch County Code.
 295 Erosion Control shall be in compliance with this Section and Section 14.02.14
 296 "Appendix F: Storm Drainage and Erosion Control, Site Development", of this
 297 Titlethe following requirements.

298 Drainage/Snowmelt Plan: Surface water from rooftops shall not
 299 be allowed to drain directly, or flow onto adjacent lots, except with
 300 a written agreement between the owner of such lots that is
 301 recorded.

302 Detention/Stormwater Facilities: Where detention basins and
 303 other stormwater facilities may be required, any negative visual
 304 and aesthetic impacts on the natural landscape and topography
 305 shall be minimized to the maximum extent feasible. It is required
 306 that all such facilities are designed to fit attractively into the natural
 307 environment.

308 Design Requirements: Required stormwater runoff collection
 309 facilities shall be designed to retain stormwater runoff on
 310 development sites for a sufficient length of time to prevent flooding
 311 and erosion during stormwater runoff flow periods for 100 year
 312 flood events, except in areas where master storm drainage
 313 systems have been approved.

314 Divert Surface Water: Required stormwater runoff collection
 315 facilities shall be designed to divert surface water away from cut
 316 faces or sloping surfaces with fill. French drains are not
 317 acceptable.

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- ~~— Pavement Designs with Curb and Gutter: All improvements shall prevent water on roadways from flowing off roadways, except at planned, approved areas.~~
- ~~— Stabilization at Discharge Point: Drainage at discharge points shall have riprap or be otherwise stabilized to the satisfaction of the Engineering Coordinator below drainage and culvert discharge points for a distance sufficient to convey the discharge without channel erosion.~~
- ~~— Waste Material from Construction: Waste shall not be used as riprap to control stream bank and channel erosion. Soil and other solid materials shall not be deposited within a natural or human made drainage course nor within irrigation channels.~~
- ~~— Catchment Ponds: Sediment catchment ponds may be required by a contractor downstream from each development, unless sediment retention facilities are otherwise provided.~~
- ~~— Grade of Exposed Slopes: No cut or fill slope that is created as part of any roadway construction, whether public or privately owner, shall exceed the critical angle of repose.~~
- ~~— Cuts and Fills: Cuts and fills will be adjusted for the building to fit naturally on the lot with minimal cuts and fills. All disturbance shall be landscaped and revegetated or otherwise stabilized.~~
- ~~— Limits of Disturbance: Limits of disturbance (LOD) for developments shall be established to show the specific area(s) of a site in which construction and development activity must be contained. In establishing LOD, the following criteria and standards shall be considered and applied:~~
 - ~~— Minimize visual impacts from the development, including, but not limited to, screening from adjacent and downhill properties, ridgeline protection, and protection of scenic views.~~
 - ~~— Erosion prevention and control, including, but not limited to, protection of steep slopes and natural drainage channels.~~
 - ~~— Fire prevention and safety, including, but not limited to, location of trees and vegetation near structures.~~
 - ~~— Conservation of water by reduction in amounts of irrigated areas and similar considerations including, but not limited to, preservation of existing native vegetation.~~
 - ~~— Wildlife habitat protection, including, but not limited to, identification of migration corridors and routes preservation of critical wildlife habitat.~~
 - ~~— Endangered plant life.~~

- 359 — Stream corridor and wetland protection and buffering.
- 360 — Preservation of the maximum amount of natural
- 361 topography, tree cover, and vegetation.
- 362 — Limits of Disturbance may be Noncontiguous: (LOD) necessary to
- 363 accommodate proposed development may be noncontiguous in
- 364 order to best meet the criteria and standards set forth in this
- 365 section. Before any disturbance, including grading, grubbing or
- 366 excavation, may commence on any lot or parcel, whether
- 367 approved by Wasatch County as part of a grading permit or a
- 368 building permit, all corners or the perimeter of the lot or parcel
- 369 must be staked and flagged and a brightly colored temporary
- 370 fencing must be installed around the perimeter of the limit of
- 371 disturbance to secure the excavation material on site and avoid
- 372 encroachment to the adjacent property. This temporary fence
- 373 must be visible from the road and the adjacent property.
- 374 — Revegetation and Land Reclamation: Any slope exposed or
- 375 created during development of project shall be landscaped or
- 376 revegetated with native or adapted vegetation and plant material
- 377 mitigate adverse environmental effects and maintain visual
- 378 synchrony approved by the Engineering Coordinator. New
- 379 vegetation shall be equivalent to or exceed the density and
- 380 erosion control characteristics of the original vegetative cover to
- 381 mitigate adverse environmental effects and maintain visual
- 382 synchrony.
- 383 — On slopes of twenty five percent (25%) or greater, plant
- 384 materials shall be selected that will minimize erosion and
- 385 reduce surface runoff.
- 386 — . . . **SUPERVISION AND INSPECTION: The county Engineering Coordinator**
- 387 **shall from time to time inspect, or cause to be inspected, all work done**
- 388 **pursuant to permits to ensure the compliance with and enforcement of the**
- 389 **provisions of chapter 14.02: Engineering Department. Applicants and/ or**
- 390 **responsible persons are required to keep information and documents**
- 391 **showing compliance with this chapter for 3 years after the project is**
- 392 **complete, and to comply with requests for information by the County**
- 393 **showing compliance with this chapter.**
- 394 — **FAILURE TO COMPLY:**
- 395 — **It shall be unlawful to engage in activities regulated by this chapter**
- 396 **without obtaining the required permit(s), or to engage in activities**
- 397 **regulated by this chapter that exceed the scope of the activities**
- 398 **authorized in the required permit.**
- 399 — **Failure to comply with Stormwater Pollution Prevention and Erosion**
- 400 **Control requirements as outlined in this chapter and the Utah**
- 401 **Construction General Permit, is unlawful, and each provision**

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~~violated shall constitute a separate offense, and shall be in addition to other violations of this chapter.~~

Adopted by Ord. 19-11 on 12/18/2019

16.21.35: LOT IDENTIFICATION AND DISTURBANCE LIMITATION RESERVED

~~Before any disturbance, including grading, grubbing or excavation, may commence on any lot or parcel, whether approved by Wasatch County as part of a grading permit or a building permit, all corners or the perimeter of the lot or parcel must be staked and flagged and a brightly colored temporary fencing must be installed around the perimeter of the limit of disturbance (LOD) (see section 16.28.07 of this title) to secure the excavation material on site and avoid encroachment to the adjacent property. This temporary fence must be visible from the road and the adjacent property. A landscaping bond must be posted to certify that the area of disturbance will be revegetated. The requirements of this provision may be waived or modified by written authorization of the county planning director.~~