

ORDINANCE NO. 20-14

AMENDMENT TO 16.04.02 WHICH IS THE DEFINITIONS SECTION OF THE CODE
DELETING THE DEFINITION AND CALCULATION FOR AVERAGE SLOPE.

WHEREAS, title 16 requires in a number of places that development is not allowed on slopes over 30%; and

WHEREAS, the definition section of the code has a definition and calculation for “Average Slope”; and

WHEREAS, there is no other place on the code that refers to “average slope”; and

WHEREAS, the definition for “average slope” creates confusion because it is not understood where this section of the code is intended to be used; and

WHEREAS, the County would like to make remove this term so that it is clear that slopes over 30% are not allowed to be developed; and

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

Delete definition for average slope from §16.04:

~~AVERAGE SLOPE: The average slope of a parcel of land, or any portion thereof, shall be computed by applying the formula:~~

$$\frac{S = 0.00229 \cdot I \cdot L}{A}$$

~~The natural slope of the land before any grading is commenced, as determined from a topography map having a scale of not less than one inch equaling one hundred feet (1" = 100') and a contour interval of not less than five feet (5'), where:~~

~~S = Average percent slope.~~

~~0.00229 = A conversion factor of square feet to acres.~~

~~I = Contour interval, in feet.~~

~~L = Summation of the length of contour lines, in feet within the subject parcel.~~

~~A = Area in acres of the parcel or any portion thereof.~~

Add definition for Slope Irregularity to §16.04:

SLOPE IRREGULARITY: A single undivided area that is five hundred (500) square feet or less of a building envelope, which undivided area can be over 30% slope but must be surrounded on all sides by slopes less than 30%.

Amend §16.27.19 as follows:

16.27.19: SLOPES

Slopes over thirty percent (30%) are not considered buildable. Lots must have a minimum of five thousand (5,000) square feet of contiguous area under thirty percent (30%) natural slope excluding slope irregularities as defined in 16.04. Any lot with a slope over 30% shall include building envelopes or constrained areas on the final plat.

SECTION I: **Repealer.** If any provisions of the County Code heretofore adopted are inconsistent herewith they are hereby repealed.

SECTION II: **Enactment.**

SECTION III: **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 IV: **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 V: **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.

APPROVED and PASSED this 15 day of July, 2020.

Attest:



Calvin Griffiths

Calvin Griffiths
Wasatch County Clerk / Auditor

WASATCH COUNTY COUNCIL:

Danny Goode

Danny Goode, Chair
Wasatch County Council

| | VOTE |
|-----------------------|------|
| Danny Goode, Chairman | |
| Steve Farrell | ✓ |
| Kendall Crittenden | ✓ |
| Mark Nelson | ✓ |
| Spencer Park | |
| Marilyn Crittenden | ✓ |
| Jeff Wade | ✓ |

ADOPTION OF ORDINANCE AFFIDAVIT

STATE OF UTAH)

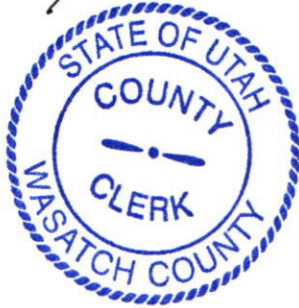
: ss.

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:

- [✓] (a) Causing this ordinance to be entered at length in the ordinance book;
- [✓] (b) Causing three (3) copies of this ordinance to be deposited in the office of the County Clerk;
- [✓] (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 Legislative Body of Wasatch County, Utah, this 15 day of July, 2020.



Calvin Griffiths

Calvin Griffiths
Wasatch County Clerk / Auditor

SUBSCRIBED AND SWORN to me, a Notary Public, this 15 day of July, 2020.

Wendy McKnight
Notary Public

Residing in: Wasatch
My commission expires: 09/10/2022

