

**ORDINANCE NO. 15-03**

**AN ORDINANCE AMENDING TITLE 16 OF THE WASATCH COUNTY CODE ADDING  
APPENDIX A TO THE JSPA PLANNING AREA.**

**WHEREAS**, the Wasatch County Council approved the Jordanelle Special Planning Area (JSPA) by ordinance on 3/18/2015; and

**WHEREAS**, there has been interest by land owners in the JSPA area to start developing the area under the JSPA overlay code; and

**WHEREAS**, in order to commence development under the JSPA overlay code, a JSPA planning commission must be created, and bylaws associated with that planning commission must be established; and

**NOW THEREFORE**, be it resolved that the legislative body of Wasatch County hereby ordains and enacts as follows as follows:

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I: Repealer.** If any provisions of the County Code heretofore adopted are inconsistent herewith they are hereby repealed.

**SECTION III: Enactment.**

The JSPA code in Title 16 of the Wasatch County Code is hereby amended and enacted as follows:

Appendix A: JSPA Planning Commission Bylaws

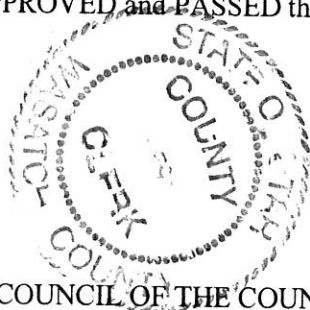
- A. Establishment and Membership: There is hereby established a Planning Commission (PC) for the Jordanelle Specially Planned Area (JSPA), consisting of five (5) regular members and two alternates. All regular members of the committee shall be established as per section 8.1 of the Jordanelle Specially Planned Area Guidelines and Standards.
- B. Compensation: It is intended that the design professionals that are members of the PC will be compensated. This compensation will be done through an out-of-pocket account managed by the County or other means possibly including a fee schedule adopted by the County Council. Compensation shall be determined for each member prior to their appointment on the Committee.
- C. Powers and Duties: The PC shall have the following powers and duties:
  - 1. The PC shall exercise all powers and duties authorized by state law. In addition, the commission shall:
    - a. Approve or deny applications as outlined in this JSPA ordinance;
    - b. Make determinations regarding the existence, expansion or modification of nonconforming uses;
    - c. Interpret the zoning maps, and regulating maps; and
    - d. Make recommendations on interpretation of the JSPA code to the Planning Director;
    - e. Determine any matters referred to the Planning Commission in Title 16 for the JSPA overlay area.

- D. Term of Office: Each regular member of the PC shall be appointed for a three (3) year term. Alternate members of the PC shall be appointed for two (2) year terms. The terms of two (2) regular members shall expire each year. Members are required to re-apply when terms are up and are considered expired unless re-appointed. Member's terms shall be reviewed regularly for attendance and contributions to the purpose and intent of the DRC as well as expenses charged to the County.
- E. Removal and Vacancies: The members of the PC serve at the leisure of the county manager and can be removed at any time with the consent of the county legislative body. The manager, with the advice and consent of the county legislative body, shall fill any vacancy on the committee the person appointed to fill the vacancy shall serve for the unexpired term of the member whose office is vacant.
- F. JSPA Planning Commission Procedures:
1. Meetings: The DRC shall meet from time to time at the call of the Planning Director and any other time the majority of the committee deems necessary and appropriate. The committee shall maintain minutes and records of its proceedings in accordance with the requirements of state law. The DRC shall abide by the same noticing requirements as the Wasatch County Planning Commission.
  2. Quorum: Three (3) members of the DRC shall constitute a quorum. The vote of three (3) committee members shall be required to render any decision or take any action.
  3. Chairperson: The DRC shall elect a chair and vice chair to serve for a period of one year.
  4. Rules, Regulations and Bylaws: The DRC shall make and enforce such rules, regulations and bylaws for the government of itself, the preservation of order, the processing of applications, and the transaction of its business as may be necessary. Rules, regulations and bylaws adopted by the DRC shall not take effect until they are submitted to and approved by the county legislative body. Applicable state rules and Roberts Rules of Order shall be used in conducting the meetings.
  5. Bylaws may be amended from time to time by the County Council.

EFFECTIVE DATE: This Ordinance shall take effect 15 days after the date it is passed by the Wasatch County Council.

APPROVED and PASSED this 19 day of March, 2015.

ATTEST:



COUNTY COUNCIL OF THE COUNTY OF WASATCH

Kendall Crittenden

Kendall Crittenden, Chairman

Brent R. Titcomb

Brent R. Titcomb

Wasatch County Clerk / Auditor

VOTE

Kendall Critenden,	Chairman	<u>yes</u>
Steve Farrell,	Council member	_____
Mike Kohler,	Council member	<u>yes</u>
Kipp Bangerter,	Council member	<u>yes</u>
Greg McPhie,	Council member	_____
Danny Goode,	Council member	<u>yes</u>
Mike Peterson,	Council member	<u>yes</u>

**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 in my official possession, and upon my own knowledge and belief, that I have fulfilled the requirements of Section 17-15-1, 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; and

(d) Causing to be posted a complete copy of this ordinance in nine (9) public places within Wasatch 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 19 day of March, 2015.



Brent R. Titcomb

Wasatch County Clerk / Auditor

SUBSCRIBED AND SWORN to me, a Notary Public, this 19<sup>th</sup> day of March, 2015

  
Notary Public

