

**TOOELE COUNTY
ORDINANCE 2019-01**

**AN ORDINANCE AMENDING SECTION 7-10, SUBSTANTIAL ACTION
REQUIRED, OF CHAPTER 7, CONDITIONAL USES, OF THE TOOELE
COUNTY LAND USE ORDINANCE**

**NOW, THEREFORE, BE IT ORDAINED BY THE LEGISLATIVE BODY OF
TOOELE COUNTY, UTAH AS FOLLOWS:**

SECTION I – PURPOSE. Solar Energy Systems are typically complex and can be rather large in scale. A conditional use permit is often required to be in hand before a project will be awarded grants or funded by a third-party entity. The current language in Section 7-10 of the Tooele County Land Use Ordinance requires substantial action under a conditional use permit within one year of its issuance or the permit will expire. This time frame can have a detrimental impact on the successful implementation of an approved Solar Energy System. To mitigate this impact, Adrienne Bell, on behalf of Enyo Renewable Energy, has consulted with Planning Staff to create a proposed amendment that allows additional extensions for Solar Energy Systems if documented proof of progress has occurred. The Tooele County Planning Commission held a public hearing and made a favorable recommendation to amend this section.

SECTION II – SECTION AMENDED. Section 7-10, *Substantial Action Required*, of Chapter 7, *Conditional Uses*, of the Tooele County Land Use Ordinance is hereby amended to read as follows:

7-10. Substantial action required.

Unless there is substantial action under a conditional use permit within one year of its issuance, the permit shall expire. The planning commission may grant one extension up to six months, when deemed in the public interest. Solar Energy Systems may be granted two extensions up to twelve months each by the Zoning Administrator if documented proof of progress has occurred within the previous twelve months. Any request for an extension showing significant changes to an approved Solar Energy System, will be referred by the Zoning Administrator to the Planning Commission for approval.

SECTION III – REPEALER. Ordinances and resolutions in conflict herewith are hereby repealed to the extent of such conflict.

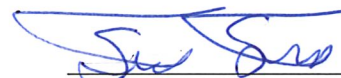
SECTION IV – EFFECTIVE DATE. This ordinance shall become effective fifteen (15) days after its passage, provided it has been published, or at such publication date if more than fifteen (15) days after passage.

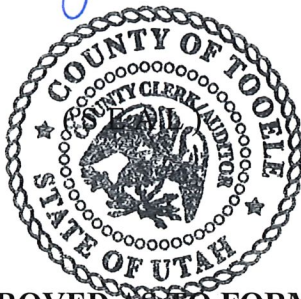
IN WITNESS WHEREOF the Tooele County Commission, which is the legislative body of Tooele County, passed, approved and enacted this ordinance this 19th day of March 2019.

ATTEST:

TOOELE COUNTY COMMISSION:

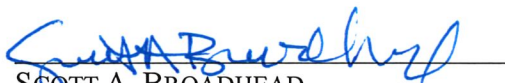

MARILYN K. GILLETTE, Clerk

 3/22/19
TOM TRIPP, Chairman



Commissioner Milne voted aye
Commissioner Thomas voted aye
Commissioner Tripp voted aye

APPROVED AS TO FORM:


SCOTT A. BROADHEAD
Tooele County Attorney

TOOELE COUNTY LAND USE ORDINANCE
CHAPTER 7
CONDITIONAL USES

7-10. Substantial action required.

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