

**TOOELE COUNTY
ORDINANCE 2023-06**

**AN ORDINANCE AMENDING CHAPTER 1 (GENERAL PROVISIONS),
CHAPTER 5 (PLANNING COMMISSION), AND CHAPTER 13
(TOURISM TAX ADVISORY BOARD), OF TITLE 4, BOARDS AND
COMMITTEES, OF THE TOOELE COUNTY CODE**

WHEREAS, the Planning Commission regularly makes recommendations to the County Council regarding land use applications and proposed amendments to the County's land use ordinances; and

WHEREAS, the County Council serves as the appeal board for certain Planning Commission decisions; and

WHEREAS, the Tourism Tax Advisory Board annually makes recommendations to the County Council regarding the disbursement of public funds; and

WHEREAS, the County Council desires to prohibit the appointment of county elected officials to the Planning Commission and the Tourism Tax Advisory Board;

NOW, THEREFORE, THE COUNTY LEGISLATIVE BODY OF TOOELE COUNTY ORDAINS AS FOLLOWS:

SECTION I – SECTION AMENDED. Section 4-1-1, *Purpose and Scope*, of Chapter 1, *General Provisions*, of Title 4, *Boards and Committees*, of the Tooele County Code is hereby amended to read as attached hereto, which attachment is, by this reference, made a part hereof.

SECTION II – SECTION AMENDED. Section 4-5-2, *Membership – Terms*, of Chapter 5, *Planning Commission*, of Title 4, *Boards and Committees*, of the Tooele County Code is hereby amended to read as attached hereto, which attachment is, by this reference, made a part hereof.

SECTION III – SECTION AMENDED. Section 4-13-2, *Membership*, of Chapter 13, *Tourism Tax Advisory Board*, of Title 4, *Boards and Committees*, of the Tooele County Code is hereby amended to read as attached hereto, which attachment is, by this reference, made a part hereof.

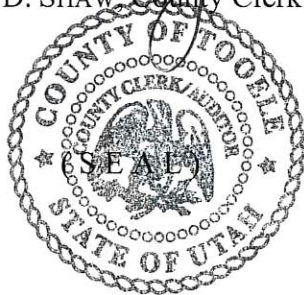
SECTION IV – REPEALER. Ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION V – 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 Council, which is the legislative body of Tooele County, passed, approved and enacted this ordinance this 21st day of March, 2023.

ATTEST:


TRACY D. SHAW, County Clerk



TOOELE COUNTY COUNCIL:


JARED S. HAMNER, Chair

Council Member Hamner voted aye
Council Member Hoffmann voted aye
Council Member Stromberg voted aye
Council Member Thomas voted aye
Council Member Wardle voted aye

APPROVED AS TO FORM:


COLIN R. WINCHESTER
Deputy Tooele County Attorney

TOOELE COUNTY CODE
TITLE 4
BOARDS AND COMMITTEES

Chapter 1: General Provisions

4-1-1. Scope.

(1) The provisions of this chapter apply to all County committees except as otherwise provided by law or in the individual chapters of this Title.

(2) The provisions of this chapter apply to all Council appointments to boards and committees not included in this Title except as otherwise provided by law or the charter creating such board or committee.

Chapter 5: Planning Commission

4-5-2. Membership – Terms.

(1) The Planning Commission shall consist of seven members and three alternate members, all appointed by the council.

(2) Persons who serve as elected or appointed officials in other political subdivisions are ineligible for appointment to the Planning Commission.

(3) Persons who serve as elected county officials are ineligible for appointment to the Planning Commission.

(4) All members and alternate members shall serve four-year terms.

(5) No more than three members may reside outside the area over which the Planning Commission has jurisdiction.

Chapter 13: Tourism Tax Advisory Board

4-13-2. Membership.

(1) Board members shall be appointed by the Council.

(2) The board shall consist of five members, each of whom must reside in the County. The Council may from time to time, by resolution, increase the number of board members.

(3) A majority of board members shall be current employees of entities in the County that are subject to the taxes referred to in Utah Code Sections 59-12-301 or 59-12-603.

(4) The remaining board members shall be employees of recreational facilities, convention facilities, museums, cultural attractions, or other tourism related industries located within the County.

(5) Persons who serve as elected county officials are ineligible for appointment to the board.

TOOELE COUNTY CODE
TITLE 4
BOARD AND COMMITTEES

Chapter 1: General Provisions

4-1-1. ~~Purpose and scope~~ Scope.

~~(1) The purpose of this chapter is to establish principles and regulations governing County committees and Council appointments to boards and committees not included in this Title.~~

~~(2)~~ (21) The provisions of this chapter apply to all County committees except as otherwise provided by law or in the individual chapters of this Title.

~~(3)~~ (32) The provisions of this chapter apply to all Council appointments to boards and committees not included in this Title ~~unless otherwise required~~ except as otherwise provided by ~~the~~ law or the charter creating such board or committee.

Chapter 5: Planning Commission

4-5-2. Membership – Terms.

(1) The Planning Commission shall consist of ~~the~~ seven members and three alternate members, all appointed by the council.

(2) Persons who serve as elected or appointed officials in other political subdivisions are ineligible for appointment to the Planning Commission.

(3) Persons who serve as elected county officials are ineligible for appointment to the Planning Commission.

~~(3)~~ (34) All members and alternate members shall serve four-year terms.

~~(4)~~ (45) No more than three members may reside outside the area over which the Planning Commission has jurisdiction.

Chapter 13: Tourism Tax Advisory Board

4-13-2. Membership.

(1) Board members shall be appointed by the Council.

(2) The board shall consist of five members, each of whom must reside in the County. The Council may from time to time, by resolution, increase the number of board members.

(3) A majority of board members shall be current employees of entities in the County that are subject to the taxes referred to in Utah Code Sections 59-12-301 or 59-12-603.

(4) The remaining board members shall be employees of recreational facilities, convention facilities, museums, cultural attractions, or other tourism related industries located within the County.

(5) Persons who serve as elected county officials are ineligible for appointment to the board.