

ORDINANCE 2003-18

AN ORDINANCE ESTABLISHING A TEMPORARY ZONING REGULATION IMPOSING A MORATORIUM ON THE CREATION OF NEW SOLID WASTE LANDFILLS

WHEREAS, pursuant to Utah Code Annotated 17-27-404(1)(a) a county legislative body may, without a public hearing, enact an ordinance establishing a temporary zoning regulation for any part or all of the area within the county if the legislative body makes a finding of compelling, countervailing public interest; and

WHEREAS, this ordinance is for the purpose of establishing a temporary zoning regulation imposing a moratorium on the creation of new solid waste landfills in Tooele County.

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

SECTION I - TEMPORARY ZONING REGULATION ESTABLISHED.

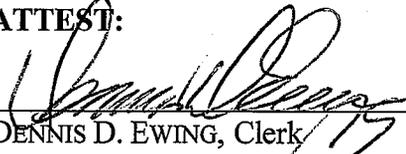
The Tooele County Commission finds there exists a compelling, countervailing public interest in reworking the county zoning ordinance regarding solid waste landfills to properly site and regulate such facilities. There is hereby established therefore, a temporary zoning regulation imposing a moratorium on the creation of new solid waste landfills. Applications yet to be filed for solid waste landfills within Tooele County are hereby placed in a state of moratorium for a period not to exceed six (6) months. During such period of time Tooele County will refine its ordinance for the location and number of such landfills with the intent of creating a permanent ordinance that will properly regulate them.

SECTION II - REPEALER. Ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION III - EFFECTIVE DATE. It is the opinion of the Tooele County Commission that this ordinance is necessary for the immediate preservation of the peace, health, or safety of the county and the inhabitants thereof. It shall, therefore, take effect immediately upon publication in one issue of a newspaper published in and having general circulation in Tooele County.

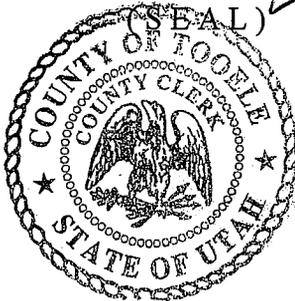
IN WITNESS WHEREOF, the Tooele County Commission, which is the legislative body of Tooele County, passed, approved and enacted this ordinance this 26th day of August 2003.

ATTEST:


DENNIS D. EWING, Clerk

TOOELE COUNTY COMMISSION


DENNIS ROCKWELL, Chairman



Commissioner Rockwell voted aye
Commissioner White voted aye
Commissioner Lawrence voted aye

APPROVED AS TO FORM:


DOUGLAS J. AHLSTROM
Tooele County Attorney