

ORDINANCE 2005-16

AN ORDINANCE AMENDING SECTION 4-10-2 OF THE TOOELE COUNTY CODE, MAKING A TECHNICAL CORRECTION TO THE UTAH CODE SECTION NUMBER

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

SECTION I - PURPOSE. The Utah Legislature recently renumbered Utah Code Title 17 Chapter 27 to Chapter 27a, creating the need to update the reference included in Section 4-10-2 of the Tooele County Code.

SECTION II - SECTION AMENDED. Title 4, Chapter 10, Section 2 of the Tooele County Code is hereby amended to read as follows:

4-10-2. Erda and Pine Canyon township planning commission members.

(1) In the Erda and Pine Canyon township planning districts, three of the seven planning commission members shall be elected. The election shall coincide with the election of other county officers during even-numbered years. Approximately half the elected planning commission members shall be elected every four years during elections held on even-numbered years, and the remaining elected members shall be elected every four years on an alternating even-numbered years.

(2) Notwithstanding Section 4-10-1(3), one member may be an appointed member who is a registered voter residing outside the township if that member:

- (a) is an owner of real property located within the township; and
- (b) resides within Tooele County.

(3) (a) Each appointee under Subsection (2) shall be chosen by the township planning commission from a list of three persons submitted by the Board of Tooele County Commissioners.

(b) If the township planning commission has not notified the Board of Tooele County Commissioners of its choice under subsection (3)(a) within 60 days of the township planning commission's receipt of the list, the Board of Tooele County Commissioners may appoint one of the three persons on the list or a registered voter residing within the township as a member of the township planning commission.

(4) Pursuant to the County Land Use Development and Management Act, 17-27a-301, et. seq. Utah Code Annotated, hereinafter "the Act," election of Erda and Pine Canyon township planning commission members shall be conducted in accordance with the requirements of the Act, the Utah Election Code governing general and special elections and this chapter.

(5) Candidates shall file a declaration of candidacy with the county clerk on forms prepared by the clerk and shall pay a filing fee of ten dollars.

(6) All aspects of township elections not specifically addressed in this section shall be conducted in accordance with standard election procedures as established by the Utah Election Code, including but not limited to, voter registration and qualifications, election judges, ballots and polling procedures, canvass, and all other aspects and procedures of the electoral process. The county clerk shall determine the necessity and manner of consolidating voting precincts and appointing election judges, in accordance with state statute.

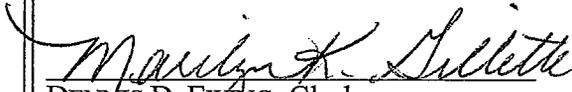
SECTION III - REPEALER. Ordinances and resolutions in conflict herewith are hereby repealed to the extent of such conflict.

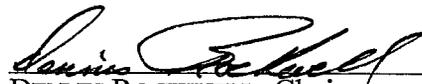
SECTION IV - EFFECTIVE DATE. This ordinance shall become effective 15 days after its passage provided it has been published, or at such publication date if more than 15 days after passage.

IN WITNESS WHEREOF the Tooele County Commission, which is the legislative body of Tooele County, passed, approved and enacted this ordinance this 7th day of June 2005.

ATTEST:

TOOELE COUNTY COMMISSION:


DENNIS D. EWING, Clerk


DENNIS ROCKWELL, Chairman



Commissioner Rockwell voted aye
Commissioner Lawrence voted aye
Commissioner Johnson voted aye

APPROVED AS TO FORM:


DOUGLAS J. AHLSTROM
Tooele County Attorney