

**APPLE VALLEY  
ORDINANCE O-2023-10**

**NOW THEREFORE**, be it ordained by the Council of the Apple Valley, in the State of Utah, as follows:

**SECTION 1:**        **AMENDMENT** “10.28.150 Utility Requirements” of the Apple Valley Land Use is hereby *amended* as follows:

**B E F O R E   A M E N D M E N T**

10.28.150 Utility Requirements

- A. In all areas of the town where a building permit is required, connection shall be made to public sewer, water, electrical and telephone services where these services are available. Electric companies shall not provide any electrical connection of any kind until first approved by the building official. All lots shall be served by a water supply approved by the Utah state department of environmental quality, or the southwest public health department in cases of less than fourteen (14) lots, and the town public works department. A waste disposal system approved by the southwest public health department and the town engineer shall also be approved prior to issuing any building permit.
- B. For all building lots not located in platted and recorded subdivisions, all applicable provisions of AVLU Title 11 section 5, shall apply to those lots and shall be required as a condition of obtaining a building permit and shall include, but not be limited to, the following:
  - 1. Water supply and development.
  - 2. Street improvements.
  - 3. Electrical and telephone connections.
  - 4. Fire hydrants and fire flow.
  - 5. Traffic control and directional signs.
  - 6. A site drainage plan.
  - 7. A "dry" sewer line may be required to be installed from the location of any septic tank proposed to be used, and shall be extended to the front property line for future connection to a sewer system.

**A F T E R   A M E N D M E N T**

10.28.150 Utility Requirements

- A. In all areas of the town where a building permit is required, connection shall be made to public sewer, water, electrical and telephone services where these services are available. Electric companies shall not provide any electrical connection of any kind

until first approved by the building official. All lots shall be served by Big Plains Water Special Service District ~~a water supply approved by the Utah state department of environmental quality, or the southwest public health department in cases of less than fourteen (14) lots;~~ and the town public works department. A waste disposal system approved by the Ash Creek Special Service District ~~southwest public health department~~ and the town engineer shall also be approved prior to issuing any building permit.

- B. For all building lots not located in platted and recorded subdivisions, all applicable provisions of AVLU Title 11 section 5, shall apply to those lots and shall be required as a condition of obtaining a building permit and shall include, but not be limited to, the following:
1. Water supply and development.
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  3. Electrical and telephone connections.
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  7. A "dry" sewer line may be required to be installed from the location of any septic tank proposed to be used, and shall be extended to the front property line for future connection to a sewer system.

**SECTION 2:            REPEALER CLAUSE** All ordinances or resolutions or parts thereof, which are in conflict herewith, are hereby repealed.

**SECTION 3:            SEVERABILITY CLAUSE** Should any part or provision of this Ordinance be declared by the courts to be unconstitutional or invalid, such decision shall not affect the validity of the Ordinances a whole or any part thereof other than the part so declared to be unconstitutional or invalid.

**SECTION 4:            EFFECTIVE DATE** This Ordinance shall be in full force and effect from January 18, 2023.

PASSED AND ADOPTED BY THE APPLE VALLEY COUNCIL

\_\_\_\_\_.

|                                  | <b>AYE</b> | <b>NAY</b> | <b>ABSENT</b> | <b>ABSTAIN</b> |
|----------------------------------|------------|------------|---------------|----------------|
| Mayor   Frank Lindhardt          | _____      | _____      | _____         | _____          |
| Council Member   Andy McGinnis   | _____      | _____      | _____         | _____          |
| Council Member   Barratt Nielson | _____      | _____      | _____         | _____          |
| Council Member   Kevin Sair      | _____      | _____      | _____         | _____          |
| Council Member   Robin Whitmore  | _____      | _____      | _____         | _____          |

Attest

Presiding Officer

\_\_\_\_\_  
Jenna Vizcardo, Town Clerk, Apple Valley

\_\_\_\_\_  
Frank Lindhardt, Mayor,, Apple Valley