



60 West Main Street
Hyrum, Utah 84319
Ph. (435) 245-6033
www.hyumcity.gov

City Council Agenda Information

To: Mayor Miller and City Council

From: Water Department

Date: 7/6/26

Subject: Ordinance 26-14

Summary: Ordinance 26-14 amends Section 13.04.390 of the Hyrum City Municipal Code to further restrict the extension of culinary water mains and new water service connections outside Hyrum City limits.

The ordinance replaces the previous provision that allowed limited extensions of and connections to municipal water mains outside the city limits, including along the existing transmission line in Blacksmith Fork Canyon.

The amended ordinance now provides that no further extensions of or connections to Hyrum City's municipal water distribution system will be approved outside the city limits unless the extension or connection:

- Is located on Hyrum City-owned property;
- Is for Hyrum City Corporation purposes; or
- Is necessary to serve public or quasi-public infrastructure needs, as approved by the Hyrum City Council. Any quasi-public infrastructure request must also comply with HCC 16.20.070.

This amendment strengthens the City's long-standing policy of limiting the expansion of municipal culinary water services beyond its corporate boundaries while preserving limited exceptions for essential City-owned facilities and approved public infrastructure projects. The ordinance is intended to protect Hyrum City's water resources, preserve the capacity of the municipal water system, and ensure that any future extensions outside the city occur only when they serve a clear public purpose and receive City Council approval.

The City Council also determined that eliminating additional culinary water connections in Blacksmith Fork Canyon is necessary to protect Hyrum City's long-term water supply, ensure equitable treatment of property owners, and safeguard public health.

Historically, properties connecting to the City's water system in Blacksmith Fork Canyon have not been required to dedicate the three (3) acre-feet of water rights per acre of land that Hyrum City requires as a condition of annexation. This requirement helps ensure that the City maintains sufficient water resources to serve existing residents and accommodate future growth without reducing the available water supply for Hyrum citizens.

Allowing additional connections outside the city limits without requiring the dedication of water rights places an unfair burden on Hyrum City residents and property owners who are required to convey three acre-feet of water rights per acre when annexing or developing property within the City. Hyrum City charges \$7,000 per acre-foot, each acre developed within Hyrum City contributes approximately \$21,000 in water rights to the municipal water system. Permitting outside connections without a comparable

dedication diminishes the City's water resources and creates an inequitable situation for those who have met the City's annexation requirements.

The ordinance also addresses an important public health concern. Water delivered through the Blacksmith Fork Canyon transmission line does not pass through Hyrum City's chlorination facilities before reaching properties located outside the city limits. Consequently, this water is not treated as part of the City's culinary water distribution system and may not meet the same drinking water treatment standards. Continuing to allow additional untreated connections could create potential public health risks and increase the City's operational and legal liability.

For these reasons, Ordinance 26-14 further restricts the extension of culinary water mains and new service connections outside Hyrum City limits while preserving limited exceptions for Hyrum City-owned property and approved public or quasi-public infrastructure. The ordinance protects the City's finite culinary water resources, promotes fairness by ensuring consistent application of water-right dedication requirements, helps maintain adequate water supplies for current and future Hyrum residents, and reduces the risks associated with providing untreated culinary water outside the municipal distribution system.

Recommendation:

City Council Adoption – Roll Call Vote

City Council Meeting Details:

- Meeting Date: 7/16/26

ORDINANCE 26-14

WHEREAS, on January 6, 1994, the Hyrum City Council passed and posted an ordinance adopting the "Hyrum City Municipal Code," a recodification of municipal ordinances encompassing the "Revised Ordinances of Hyrum City" and ordinances adopted through July 15, 1993; and

WHEREAS, Title 13 of the Hyrum City Municipal Code establishes the regulations and conditions under which public utility services, including culinary water and sewer services, are provided; and

WHEREAS, on August 20, 1998, the Hyrum City Council adopted Ordinance 98-17 restricting the extension of culinary water mains outside the corporate limits of Hyrum City; and

WHEREAS, the City Council has determined that it is in the best interest of Hyrum City to amend these regulations to allow limited extensions of and connections to municipal water mains outside city limits for specified municipal, and quasi-public purposes subject to City Council approval.

NOW, THEREFORE, the Hyrum City Council hereby adopts, passes, and publishes the following:

AN ORDINANCE AMENDING SECTION 13.04.390 EXTENSION OF WATER MAINS OUTSIDE CITY LIMITS OT TITLE 13 OF THE HYRUM CITY MUNICIPAL CODE TO FURTHER PROHIBIT CULINARY WATER EXTENSIONS OR CONNECTIONS OUTSIDE CITY LIMITS.

BE IT ORDAINED by the City Council of Hyrum City, Cache County, State of Utah, as follows:

1. Section 13.04.390 of the Hyrum City Municipal Code, entitled Extension of Water Mains Outside City Limits, is hereby amended to read as follows:

13.04.390 Extension of Water Mains Outside City Limits.

No further extensions of and connections to the municipal water distribution system will be approved outside city limits unless it is on Hyrum City's property or for Hyrum City Corporation, and/or public or quasi-public infrastructure needs and any requests need to be approved by the Hyrum City Council. Quasi-public infrastructure approvals are required to comply with HCC 16.20.070. (Ord. 26-14; Ord. 00-15; Ord. 98-17; Ord. 96-01; Ord. 92-17 § 3; prior code § 14-152.)

~~No further extensions of municipal water mains presently located outside city limits will be approved with the following exceptions:~~

- ~~1. Blacksmith Fork Canyon, beginning at present city limits on the east boundary of the city park known as the CCC Camp, extending the length of the city's canyon water transmission line from said boundary to its beginning at Main Spring. Connections to and extensions from said canyon water transmission line may be approved by the city, pursuant to the requirements of HCC 13.04.380 and provided the city determines sufficient pressure is available.~~
- ~~2. The city reserves the right to further extend water mains located outside city limits to serve users within newly annexed territory or other users located inside city limits. The city reserves the right to extend water mains and provide connections for government entities, including federal and state government or branches thereof such as counties, school districts, municipalities, etc. Said government agencies shall not be restricted as to use or application of such connections.~~

2. REPEALER. All ordinances, AND resolutions of the City, or parts thereof inconsistent herewith, are hereby repealed, but only to the extent of such inconsistency. This repealer shall not be construed as reviving any law, order, resolution or ordinance or part thereof.

3. DECLARATION OF SEVERABILITY. Should any provision, clause, or paragraph of this ordinance or the application thereof to any person or circumstance be declared by a court of competent jurisdiction to be invalid, in whole or in part, such invalidity shall not affect the other provisions or applications of this ordinance or the Hyrum City Municipal Code to which these amendments apply. The valid part of any provision, clause, or paragraph of this ordinance shall be given independence from the invalid provisions or applications and to this end the parts, sections, and subsections of this ordinance, together with the regulations contained therein, are hereby declared to be severable.

4. EFFECTIVE DATE. This ordinance shall become effective upon posting three (3) copies in three (3) public places within Hyrum City.

5. ADOPTION. This ordinance is hereby adopted and passed by the Hyrum City Council this of 16th day of July, 2026.

HYRUM CITY

BY: _____
Steve J. Miller
Mayor

ATTEST:

Stephanie Fricke
City Recorder

Posted: _____

Roll Call Vote -	Aye	Nay	Absent
Councilmember Rebecca Foulger	☐	☐	☐
Councilmember Michael Nelson	☐	☐	☐
Councilmember Nalyn Nelson	☐	☐	☐
Councilmember Craig Rasmussen	☐	☐	☐
Councilmember James L. Wright	☐	☐	☐