



# TOWN COUNCIL MEETING AND HEARING

1777 N Meadowlark Dr, Apple Valley  
Wednesday, March 27, 2024 at 6:00 PM

## AGENDA

Notice is given that a meeting of the Town Council of the Town of Apple Valley will be held on **Wednesday, March 27, 2024**, commencing at **6:00 PM** or shortly thereafter at **1777 N Meadowlark Dr, Apple Valley**.

**Mayor** | Michael Farrar |

**Council Members** | Kevin Sair | Robin Whitmore | Janet Prentice |

Please be advised that the meeting will be held electronically and broadcast via Zoom. Persons allowed to comment during the meeting may do so via Zoom. Login to the meeting by visiting:

<https://us02web.zoom.us/j/82661513795>

if the meeting requests a password use 1234

To call into meeting, dial (253) 215 8782 and use Meeting ID 826 6151 3795

### CALL TO ORDER

### PLEDGE OF ALLEGIANCE

### PRAYER

### ROLL CALL

### DECLARATION OF CONFLICTS OF INTEREST

### MAYOR'S TOWN UPDATE

### REPORTS, RECOMMENDATIONS, AND ANNOUNCEMENTS

1. Fire Department - Fire Truck Purchase.

### PUBLIC COMMENTS

### PUBLIC HEARING

2. Amend Title 14.13.030 Sexton Powers And Duties and 14.13.160 Cemetery Board, Ordinance-O-2024-12.
3. Amend Title 8.08.030 Fireworks Restrictions, Ordinance-O-2024-13.

### DISCUSSION AND ACTION - NEW BUSINESS

4. Amend Title 8.08.030 Fireworks Restrictions, Ordinance-O-2024-13.
5. Amend Title 14.13.030 Sexton Powers And Duties and 14.13.160 Cemetery Board, Ordinance-O-2024-12.
6. Resolution-R-2024-11, A Resolution Amending the Town Fee Schedule.
7. Resolution-R-2024-13, Repeal Resolution-R-2022-05.
8. Resolution-R-2024-12, Appointment of board member from the elected officials for the Big Plains Water Special Service District.
9. Resolution-R-2024-14, Modifying, Limiting, And Revoking The Delegation Of Authority To The Big Plains Water Special Services District.

### DISCUSSION AND ACTION - PLANNING COMMISSION BUSINESS

10. Amend Title 10.14 Short Term Vacation Rental, Ordinance-O-2024-11.

\*Planning Commission recommended approval on March 6, 2024.

**CONSENT AGENDA**

The Consent Portion of the Agenda is approved by one (1) non-debatable motion. If any Council Member wishes to remove an item from the Consent Portion of the agenda, that item becomes the first order of business on the Regular Agenda.

- [11.](#) Disbursement Listing for January 2024 and February 2024.
- [12.](#) Budget Report for Fiscal Year 2024 through January 2024 and February 2024.
- [13.](#) Approval of Minutes: February 20, 2024.

**TRAINING**

- 14. Open and Public Meeting Training 2024.

**REQUEST FOR A CLOSED SESSION: IF NECESSARY**

**ADJOURNMENT**

CERTIFICATE OF POSTING: I, Jenna Vizcardo, as duly appointed Recorder for the Town of Apple Valley, hereby certify that this Agenda was posted at the Apple Valley Town Hall, the Utah Public Meeting Notice website <http://pmn.utah.gov>, and the Town Website [www.applevalleyut.gov](http://www.applevalleyut.gov).

**THE PUBLIC IS INVITED TO PARTICIPATE IN ALL COMMUNITY EVENTS AND MEETINGS**

In compliance with the Americans with Disabilities Act, individuals needing special accommodations (including auxiliary communicative aids and services) during this meeting should notify the Town at 435-877-1190 at least three business days in advance.



Michelle Kinney &lt;mkinney@applevalleyut.gov&gt;

**Fwd: Type 4 Information**

1 message

(Michael) Fire Department <firedepartment@applevalleyut.gov>  
To: Michelle Kinney <mkinney@applevalleyut.gov>

Thu, Mar 21, 2024 at 1:05 PM

Sent via the Samsung Galaxy S21 FE 5G, an AT&T 5G smartphone  
Get [Outlook for Android](#)

**From:** John Hennessey <[john.hennessey@dvfirerescue.org](mailto:john.hennessey@dvfirerescue.org)>  
**Sent:** Thursday, March 21, 2024 12:34:40 PM  
**To:** [firedepartment@applevalleyut.gov](mailto:firedepartment@applevalleyut.gov) <[firedepartment@applevalleyut.gov](mailto:firedepartment@applevalleyut.gov)>  
**Subject:** Type 4 Information

Chief, see below as requested. My board is voting on the sale this evening; I have the title on my desk that they can transfer to you all. I am not anticipating any issues. When you do get the truck if you can take the Dammeron stickers/graphics of that would be great

Year: 1996

Manufacturer: S and S Fire Apparatus

Chassis: International Model 400 (Diesel), Series 4800

Wildland Type: Type 4 (per NWCG) Wildland Engine (Brush Truck)

Pump: Kubota Diesel

Mileage: 98,616

Pump Hours: 5,124

Fluids (oil, transfer case, differential) replaced in last 6 months; 2021 pump was completely checked out by Fire Trucks Unlimited in Las Vegas-no issues.

This was our primary national deployment truck for last two years and did very well with no issues.

Let



## Contact Us

Office : 256.776.7786  
Email : sales@firetruckmall.com  
Website: www.firetruckmall.com

15410 US Highway 231,  
Union Grove, AL 35175  
Stock #: 16887  
Price: \$110,000

## 2007 Ferrara International Wildland Unit

- 2007 Ferrara International Wildland Unit
- Allison 3000EVS Automatic Transmission
- FoamPro Foam System
- Additional equipment not included with purchase unless otherwise listed.
- 7400 International Chassis
- Hale PTO 750 GPM Pump
- 20 Gallon Foam Cell
- International DT570 Diesel Engine
- 630 Gallon Tank
- Mileage: 112,630



Brindlee Mountain Fire Apparatus is one of the world's largest used fire truck sales and service companies. Based just outside of Huntsville, Alabama, the company has forty-five full-time personnel occupying over 12,000 square feet. Our mechanics, all of whom are EVT certified, perform pump tests, general repairs, preventative maintenance, and body, collision, and paint work on over 500 used fire trucks every year. Visit us online at [www.firetruckmall.com](http://www.firetruckmall.com)



## Contact Us

Office : 256.776.7786  
Email : sales@firetruckmall.com  
Website: www.firetruckmall.com

15410 US Highway 231,  
Union Grove, AL 35175  
Stock #: 15406  
Price: \$64,900

## 2001 S&S Freightliner 4x4 Commercial Brush Truck

- 2001 S&S Freightliner 4x4 Commercial Brush Truck
- Cummins 8.3L Diesel Engine
- 520 Gallon Polypropylene Tank
- Pump and Roll
- Officer's Side Discharge: (1) 1.5"
- Rear Suction: (1) 2.5"
- Mileage: 14,000 ~~18,000~~ 98,000
- Height: Truck Height: 10' 4"
- FL-70 4x4 Freightliner Chassis
- Allison Automatic Transmission
- Foam Pro System
- Driver's Side Discharges: (1) 1.5"
- 
- Booster Reels: (2) 1"
- Additional equipment not included with purchase unless otherwise listed.**
- GVWR: 33,000
- Seating for 4;
- Waterous CPT 100 GPM Pump
- 25 Gallon Foam Cell
- Driver's Side Suction: (1) 2.5"
- Rear Discharges: (1) 1.5"
- Air Conditioning
- Length: 24' 7"
- New Paint  
New Toyo Tires



Brindlee Mountain Fire Apparatus is one of the world's largest used fire truck sales and service companies. Based just outside of Huntsville, Alabama, the company has forty-five full-time personnel occupying over 12,000 square feet. Our mechanics, all of whom are EVT certified, perform pump tests, general repairs, preventative maintenance, and body, collision, and paint work on over 500 used fire trucks every year. Visit us online at [www.firetruckmall.com](http://www.firetruckmall.com)

Item 1.

7:39

96%



2003 Internationa...  
fentonfire.com



Type IV

**FIRE**  
USED FIRE TRUCKS

Know what you're looking for?

SEARCH »

Home » Equipment » Wildland And Brush Trucks » 2003 International 7400 Wildland 90/850/20 (W1324)



**INVENTORY #: W1324**

**PRICE: \$119,900.00**

**AVAILABILITY: AVAILABLE**



REQUEST MORE INFO »

7:40

96%

# 2003 INTERNATIONAL 7400 WILDLAND 90/850/20 (W1324)

## General

2003 International 7400  
DT 530E Diesel  
Automatic  
4x4  
Total Seating: 5

## Pump & Tank

Kubota Diesel Wildfire Pacific BB-4 90  
GPM Pump  
850 Gallon Poly Tank  
Pump and Roll  
Foam Pro 1601 | 20 Gallon

## Dimensions

Miles: 59,357  
Engine Hours: 2447  
Height: 10"  
Length: 27' 10"



750 tank

98,000  
5,000 hrs

**APPLE VALLEY  
ORDINANCE O-2024-13**

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

**SECTION 1:** AMENDMENT “8.08.030 Fireworks Restrictions” of the Apple Valley Municipal Code is hereby *amended* as follows:

**A M E N D M E N T**

8.08.030 Fireworks Restrictions

~~Until further notice, the use of fireworks in the Town is prohibited. Violation of this section shall be punishable as a Class B Misdemeanor.~~

WHEREAS, the Town Council is concerned about hazardous fire conditions facing this region; and

WHEREAS, the Fire Chief of Apple Valley has determined that hazardous environmental conditions exist; and

WHEREAS, the Town Council is authorized to ban firework use within mountainous, brush-covered, forest-covered or wildland urban interface areas when hazardous environmental conditions exist; and

WHEREAS, the entire Town meets the definition of a mountainous, brush-covered, forest-covered, or wildland urban interface area.

NOW, THEREFORE, IT IS ORDAINED by the Town Council of the Town of Apple Valley that until further notice, the use of fireworks in the Town is prohibited.

Notwithstanding the above, and under direct supervision of the Fire Chief of Apple Valley or a Firefighter of Apple Valley designated by the Fire Chief of Apple Valley, legal safe and sane fireworks may be discharged on July 4th and July 24th of each year, between the hours of 1:00pm to 10:00 pm, on the Fire Department grounds of Apple Valley, located at 1777 North Meadowlark Drive, Apple Valley, Utah 84737. Advanced notice of the discharge of fireworks shall be accomplished by contacting the Fire Chief of Apple Valley. The Fire Chief of Apple Valley or his designated representative reserves the right to terminate the discharging of fireworks in whole or to any individual at his/her discretion. If supervision from the Fire Department of Apple Valley is not available, then fireworks shall not be discharged.

Violation of this ordinance shall be punishable as a Class B Misdemeanor and/or Civil Fines.

The public health, safety and welfare requiring the same, this Ordinance shall take effect immediately upon its passage.

**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 immediately after the required approval.

PASSED AND ADOPTED BY THE APPLE VALLEY COUNCIL

\_\_\_\_\_.

	<b>AYE</b>	<b>NAY</b>	<b>ABSENT</b>	<b>ABSTAIN</b>
Mayor   Michael Farrar	_____	_____	_____	_____
Council Member   Kevin Sair	_____	_____	_____	_____
Council Member   Robin Whitmore	_____	_____	_____	_____
Council Member   Barratt Nielson	_____	_____	_____	_____
Council Member   Janet Prentice	_____	_____	_____	_____

Attest

Presiding Officer

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

\_\_\_\_\_  
Michael Farrar, Mayor, Apple Valley

**APPLE VALLEY  
ORDINANCE O-2024-12**

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

**SECTION 1:**        **AMENDMENT** “14.13.030 Sexton Powers And Duties” of the Apple Valley Municipal Code is hereby *amended* as follows:

A M E N D M E N T

14.13.030 Sexton Powers And Duties

There is hereby created the position of Sexton as designated by town council. The sexton, subject to the direction of the mayor or town administrator, has entire charge of the cemetery and is authorized to enforce the rules and regulations pertaining thereto. The sexton may take such action as may be necessary, though not expressly set forth herein, to protect the property of grave and lot owners, and the cemetery, from injury, and to preserve the peace, economy, and good order of the cemetery. The sexton shall keep the cemetery plat and related records up to date and cooperate with the town treasurer in maintaining records of charges and payments made pursuant to this chapter. The sexton or a competent deputy shall attend every interment in a cemetery and shall register the names and ages of all persons interred therein and the place of their interment. The sexton shall open and close graves, maintain the cemetery, and perform such other duties as may be required elsewhere in this chapter or directed by the town council.

**SECTION 2:**        **AMENDMENT** “14.13.160 Cemetery Board” of the Apple Valley Municipal Code is hereby *amended* as follows:

A M E N D M E N T

14.13.160 Cemetery Board

A cemetery board shall be established to assist the town council in decisions regarding the cemetery and to ensure policies and procedures are being followed. The board shall serve as an advisory board.

APPOINTMENT; MEMBERSHIP:

- A. Appointment: The cemetery board shall consist of up to five (5) members with a minimum of three (3) members. All members shall be appointed by the Mayor with the advice and consent of the town council.

- B. The board shall serve under the direction of the mayor or town administrator.
- C. The board shall select a chairperson and secretary, and such other officers as the board may determine. The sexton shall serve as one of the board members.
- D. The meeting schedule shall be held, at a minimum, annually.
- E. Terms; Vacancies; Removals. The members shall serve staggering four (4) year terms. The mayor may appoint members, with the advice and consent of the town council, to fill any unexpired term of any member who vacates their position for any reason. Members may be removed from their position for cause by the town council. "Cause" includes, but is not limited to, moving out of the town, failing to attend meetings, or committing any act inimical to public service.

POWERS AND DUTIES: The board shall have the following responsibilities:

- A. Recommending the mission, goals, objectives, short-term plan, and long-term plan related to the cemetery.
- B. Assisting the town council in identification of areas of concern, educating residents, ensuring policies and procedures are being followed, and any other task similar as directed by the town administrator and/or sexton.

#### MEETINGS:

Meetings shall be held at the town meeting room or such other location within the town as determined from time to time by the board. Notice of the date, time, and location of the meeting, along with the agenda, shall be given to the Town Recorder sufficiently in advance of such meeting to allow for proper notice in accordance with state law.

QUORUM; VOTE REQUIRED: A quorum of the board shall be three (3) members; and a majority vote of a quorum shall be required for a decision of any matter before the board. If a quorum is not present, no meeting shall be held, and any items of business shall be continued to the next meeting of the board.

**SECTION 3: REPEALER CLAUSE** All ordinances or resolutions or parts thereof, which are in conflict herewith, are hereby repealed.

**SECTION 4: 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 5: EFFECTIVE DATE** This Ordinance shall be in full force and effect immediately after the required approval.

PASSED AND ADOPTED BY THE APPLE VALLEY COUNCIL

\_\_\_\_\_.

	<b>AYE</b>	<b>NAY</b>	<b>ABSENT</b>	<b>ABSTAIN</b>
Mayor   Michael Farrar	_____	_____	_____	_____
Council Member   Kevin Sair	_____	_____	_____	_____
Council Member   Robin Whitmore	_____	_____	_____	_____
Council Member   Barratt Nielson	_____	_____	_____	_____
Council Member   Janet Prentice	_____	_____	_____	_____

Attest

Presiding Officer

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

\_\_\_\_\_  
Michael Farrar, Mayor, Apple Valley

TOWN OF APPLE VALLEY

RESOLUTION R-2024-11

A RESOLUTION AMENDING THE TOWN FEE SCHEDULE

WHEREAS, the Town of Apple Valley ("Town") has adopted a fee schedule related to various fees imposed by the Town; and,

WHEREAS, the Town Council of the Town of Apple Valley deems it necessary and appropriate that the fee schedule be amended; and,

WHEREAS, at a meeting of the Town Council of the Town of Apple Valley, Utah, duly called, noticed, and held on the 27th day of March 2024, a motion to amend the fee schedule was proposed, seconded, and accepted by majority vote.

NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of Apple Valley that the Town Fee Schedule is hereby amended to reflect the changes and additions contained in the fee schedule which is attached hereto.

PASSED this 27th day of March 2024. This resolution shall be in full force and effect from the date of passage and after the required publication.

TOWN OF APPLE VALLEY

PRESIDING OFFICER

\_\_\_\_\_  
Micheal L. Farrar, Mayor

ATTEST:

\_\_\_\_\_  
Jenna Vizcardo, Town Recorder

	AYE	NAY	ABSENT	ABSTAIN
Mayor   Michael Farrar	_____	_____	_____	_____
Council Member   Kevin Sair	_____	_____	_____	_____
Council Member   Robin Whitmore	_____	_____	_____	_____
Council Member   Janet Prentice	_____	_____	_____	_____
Council Member   Barratt Nielson	_____	_____	_____	_____



## FEE SCHEDULE

(Proposal March 27, 2024)

### Administrative Fees

Government Records Access Management Act (GRAMA) Request: To be determined on an individual basis per UCA 63-2-203

Photocopies: 8 1/2 x 11 single or double sided on town paper	<b>\$0.25</b>
11 x 17 single or double sided on town paper	<b>\$0.50</b>
Land Use (Zoning Ordinance)	<b>\$22.00</b>
Subdivision Ordinance	<b>\$9.00</b>
General Plan	<b>\$8.00</b>
Standards and Specifications	<b>\$25.00</b>
Maps 24" x 36"	<b>\$40.00</b>
Maps 11" x 17"	<b>\$5.00</b>
Copies on CDs	<b>\$5.00</b>
Returned check fee: (Utah Code Title 7 Section 15)	<b>\$25.00</b>
Apple Valley <del>Smithsonian</del> Fire Department Facility:	
Training Room	<b>\$50.00</b>
One Bay (Fire Dept Approval)	<b>\$75.00</b>
Two Bays (Fire Dept Approval)	<b>\$150.00</b>
Refundable Deposit.	<b>\$100.00</b>

### **Park Reservation**

Parks are a first come, first serve basis only

Pavilion Rental 1/2 Day	<b>\$25</b>
Full Day	<b>\$50</b>
Refundable Cleaning Deposit	<b>\$150</b>

### **Credit Card Processing Fees**

Payments over \$200.00 made with a credit or debit card are subject to an additional 3% processing fee. This applies to transactions other than monthly utility charges. There is no fee for payments made with cash or check.

Special fees or exceptions to payment may be granted by the Town Council for local non-profit organizations or civic functions specific to Apple Valley depending on scheduling conflicts, etc. Additional fees may be charged if there are special needs; i.e. AV equipment, change in room setup or large groups, function is after hours requiring staff to be available, etc.

### Professional Fees

Engineering/Legal/Administrative Fees:           **\$Actual Cost**



**Business Licenses**

<b>Alcohol License</b>	<b><u>Initial</u></b>	<b><u>Renewal</u></b>
Class A Retail License (Off Premises)	\$300.00	\$300.00
Class B Retail License (On Premises)	\$1000.00	\$500.00
Class C Retail License (Draft)	\$1250.00	\$750.00
Class D Special Events License	\$200.00	N/A
Class D Special Events Permit Application	\$125.00	N/A
Class D Special Events Permit Change Fee	\$25.00	N/A
Class E Arena/Facility License	\$800.00	\$400.00
Class F Brewpub and Microbrewery License	\$300.00	\$150.00
Temporary License	\$200.00	N/A
Government Owned Facility License	\$400.00	\$200.00

**Business License**

<b>Short Term Rental License:</b>	<b>\$1,000.00 and all other fees.</b>
Commercial:	<b>\$250.00 <del>150.00</del></b>
Additional Use, Commercial:	<b>\$50.00 <del>20.00</del> each use</b>
Home-Based:	
Non-Impact	<b>\$0.00</b>
Impact	<b>\$250.00 <del>150.00</del></b>
Local Licensed Non-Profit Organizations:	<b>\$0.00</b>
Single Event License:	<b>\$200.00 <del>100.00</del></b>
Dog Kennel License: Non-Commercial:	<b>\$50.00</b>
Fire Inspection Fee	<b>\$150.00</b>
Code Inspection Fee	<b>\$150.00</b>
Business License Late fee:	<b>\$25.00 per month or portion of month</b>

**Special Events Permit**

Application Fee (attendance under 100)	<b>\$200<del>75</del>/day</b>
<del>Application Fee (attendance over 100)</del>	<del><b>\$150/day</b></del>
Application Fee (attendance 101 - 400)	<b>\$500/day</b>
Application Fee (attendance 401 - 999)	<b>\$800/day</b>
Application Fee (attendance over 999)	<b>\$1,200/day</b>
Sub-License Fee (vendors)	<b>\$5</b>
Fire Personnel/Fire Equipment	<b>\$750/day</b>
Encroachment Permit	<b>\$200</b>

**Animal Control**

<b>Dog License:</b> (1-year license Expires Dec 31)	
Spayed/Neutered:	<b>\$10.00</b>
Functional:	<b>\$20.00</b>
<b>Late fee of 25% after February 15.</b>	

**Solid Waste**

Monthly Fee	<b>\$13.95 (As of January 1, 2024)</b>
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Engineering/Legal/Admin Fees	<b>Actual Cost</b>
Planned Developments and Development Agreement Fees	
Initial Fee	<b>\$500 + Actual Legal &amp; Engineering Cost of Services</b>
Revisions/Amendments	<b>\$Actual Legal &amp; Engineering Cost of Services</b>
Road Dedications	<b>\$750</b>
<b>Subdivisions and Other Projects</b>	
<b>Construction Plan and Review Fee</b>	
Application Fee	<b>\$1,500 <del>500</del></b>
2 & 3 <del>1-10</del> Lots	<b>\$1,000.00</b>
4-9 <del>11-20</del> Lots	<b>\$300 <del>100</del>/lot</b>
10 <del>21+</del> Lots	<b>\$500 <del>125</del>/lot</b>
Preliminary Plat	<b>\$5,000 + 100/per lot <del>2,700</del></b>
Final Plat (subdivision, town homes, roads, etc.)	<b>\$3,000 <del>1,200</del> + \$300 <del>160</del>/per lot</b>
Development Review Fees	
(Planning/Zoning/Administrative)	<b>\$3,000 plus 3.17% of Bond Amount \$500 Plat Amendment (Lot Line Adjustments)</b>
<b>Amendments</b>	
Preliminary Plat	<b>\$2,700</b>
Final Plat	<b>\$1,200 + \$10.00 per lot</b>
Public Improvement Inspection Fee	<b>2% of Public Works Improvement Construction Costs</b>
<b>Board of Appeals</b>	
Variance Application	<b>\$550.00</b>
Appeal Hearing	<b>\$550.00</b>
<b><u>Building Permits</u></b>	
Pools/Solar/Other	<b>\$375.00</b>
Building Permit	<b>Based on Valuation (see table below)</b>
State Building Permit Surcharge	<b>1% of Building Permit Fee</b>
Plan Review	<b>Residential: 25% of Permit Fee</b>
Plan Review	<b>Commercial: 65% of Permit Fee</b>
Special Inspection	<b>\$125</b>
Re-Inspection Fee	<b>\$125</b>
Building Permit Issued After-The-Fact	<b>Double Permit Fee</b>



Grading & Grubbing Plan Review

See Table A-33-A of Currently Adopted Uniform Building Code(Title 12.02.040) of Appendix Chapter 33 EXCAVATION AND GRADING

Grading & Grubbing Permit

See Table A-33-B of Currently Adopted Uniform Building Code(Title 12.02.040) of Appendix Chapter 33 EXCAVATION AND GRADING

TOTAL VALUATION

FEE

*Valuation = Square Feet x  
Current ICC Building Valuation*

	\$23.50
\$1 to \$500	
\$501 to \$2,000	\$23.50 for the first \$500 plus \$3.05 for each additional \$100 or fraction thereof, to and including \$2,000
\$2,001 to \$25,000	\$69.25 for the first \$2,000 plus \$14.00 for each additional \$1,000 or fraction thereof, to and including \$25,000
\$25,001 to \$50,000	\$391.75 for the first \$25,000 plus \$10.10 for each additional \$1,000 or fraction thereof, to and including \$50,000
\$50,001 to \$100,000	\$643.75 for the first \$50,000 plus \$7 for each additional \$1,000 or fraction thereof, to and including \$100,000
\$100,001 to 500,000	\$993.75 for the first \$100,000 plus \$5.60 for each additional \$1,000 or fraction thereof, to and including \$500,000
\$500,000 to \$1,000,000	\$3,233.75 for the first \$500,000 plus \$4.75 for each additional \$1,000 or fraction thereof, to and including \$1,000,000
\$1,000,001 and up	\$5,608.75 for the first \$1,000,000 plus \$3.65 for each additional \$1,000 or fraction thereof

**Refunds**

Where applicant voluntarily withdraws the application, the following refunds will apply:

Application accepted; no further work done	<b>75% 90% of total filing fee</b>
Notification of hearing	<b>50% 75% of total filing fee</b>
Planning Staff Review (PSR) meeting or written comments from department received.	<b>25% 50% of total filing fee</b>
Staff Report completed	<b>No Refund 25%-of total filing fee</b>
Public hearing held	<b>No Refund</b>
Staff error resulting in mandatory withdrawal	<b>100% refund</b>



**Cemetery**

	RESIDENT	NON RESIDENT
<i>LOT FEES</i>		
Full Lot	600	1,500
Half Lot	450	1,350
Half Lot - Infant	100	500
<i>BURIAL FEES</i>		
Weekday-Adult	500	700
Weekday-Cremation	300	400
Weekday-Infant	0	500
Weekend-Adult	750	950
Weekend-Cremation	350	450
Weekend-Infant	250	350
Holiday-Adult	750	950
Holiday-Cremation	350	450
Holiday-Infant	350	450
Double Depth Burial-1 <sup>st</sup> Open	Double the Standard Fee	Double the Standard Fee
<i>PERPETUAL CARE (non-refundable)</i>		
Full Lot	300	300
Full Lot – Upright	450	450
Half Lot	100	100
Half Lot - Upright	250	250
<i>OTHER SERVICES</i>		
Disinterment-Adult	1200	1200
Disinterment-Infant/Cremation	600	600
Disinterment-Double Depth	Double the Standard Fee	Double the Standard Fee
Late Notice/Late Arrival	200	200
Funeral/Graveside Services Beginning after 3:00 pm	600	600
Certificate Fee	25	25
Transfer Fee	40	40
Memorial Tree	\$100 Min	\$100 Min
*50% Discount for Veterans and Individuals who have served on Town Council, Planning Commission, Big Plains Water District, and Fire Department (Volunteer)		

**APPLE VALLEY  
RESOLUTION R-2024-13**

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

**SECTION 1: REPEAL** “R-2022-05 APPOINTMENT OF PLANNING DEPARTMENT MANAGER” of the Apple Valley Municipal Resolutions is hereby *repealed* as follows:

**REPEAL**

**R-2022-05 APPOINTMENT OF PLANNING DEPARTMENT MANAGER**

~~WHEREAS, the Town of Apple Valley is a Utah municipality; and WHEREAS, the Town of Apple Valley is in need of someone to serve as Planning Department Manager; and WHEREAS, the Mayor, with the advice and consent of the Town Council, can appoint individuals to assist in administrative positions; and WHEREAS, Mayor, Dina Mason Walters, has determined that Frank Lindhardt is a qualified person to be appointed as Planning Department Manager; and WHEREAS, the Town Council gives its advice and consent to the appointment of Frank Lindhardt as Planning Department Manager. NOW, THEREFORE, IT IS RESOLVED by the Town Council of the Town of Apple Valley that Frank Lindhardt is hereby appointed as Planning Department Manager. I. Term 1.1 Term. The term of this Agreement begins on January 3, 2022, and will continue until Mr. Lindhardt voluntarily resigns, the Town Council appoints a replacement, or the Town Council terminates Mr. Lindhardt. II. Employment 2.1 Duties. The Town Council appoints Mr. Lindhardt as Planning Department Manager "Manager" to perform the following duties: a. Work with landowners, developers and their engineers regarding applications for general plan map changes, zoning changes, preliminary plat approvals, preliminary site plan approvals, development agreements, and Planned Development details. b. Ensure that all applications are done according to Town codes and that applications are complete 14 days prior to being placed on the Planning Commission and Town Councils agendas. c. Ensure that all applications are submitted by the record property owners or their authorized representatives. d. Ensure that all application fees are paid prior to being put on an agenda for Planning Commission and Town Council consideration. e. Write and present reports and recommendations to the Planning Commission and Town Council on applications to be considered by the Commission or Council. Reports are submitted in writing to the Planning Commission, Town Council and the applicants, no later than 7 days prior to the meetings, and shall be published in the meeting packets along with the application. f. Assist the Planning Commission and Town Council with research on applications and creation of agendas for meetings. g. Ensure that the General Plan, zoning maps, and master road plans are up to date. h. Coordinate development agreements between the Town, Town Attorney, Planning Commission, and Town Council. i. After approval of preliminary plats or preliminary site plans, forward approvals to the Public Works Manager. j.~~

Review final plats for compliance with planning codes and collects signatures from relevant parties such as Planning Commission Chairman, Mayor, Town Engineer, BPSDD Water Master, and Town Attorney. k. Collect and review preliminary title reports on properties submitted for final plats. l. Be responsible for taking fully executed final plats and title reports from developers to the Town Attorney for his legal review of the title report to ensure roads etc that's being deeded to the town, is free of all liens and incumbrances, prior to recording. m. Participate in all monthly Planning and Development meetings. n. Advise the Planning Commission and Town Council on zoning and development matters and applications. 2.2 Performance of Duties. The Manager shall perform his duties in accordance with all Applicable Law, Town Ordinances, and Town Policies. 2.3 Meetings. If requested by the Planning Commission Chair, the Manager shall attend the scheduled Planning Commission meeting. If requested by the Mayor, the Manager shall attend the scheduled Town Council meeting. The Manager shall attend each monthly Planning and Development meeting. 2.4 Indemnification. To the extent permitted by applicable law, the Town agrees to defend, hold harmless, and indemnify Manager from any demand, claim, suit, action, judgment, and any legal proceeding brought against Manager in the Manager's individual or official capacity as a volunteer employee and as Planning Department Manager, provided that the basis for the legal proceeding relates to an act or omission of the Manager, as an employee or volunteer of the Town, acting within the course and scope of the Manager's employment or volunteer work with the Town. However, the Manager is not entitled to any indemnity rights provided in Section 2.4 if it is established that the Manager committed official misconduct, a willful or wrongful act or omission, an omission constituting gross negligence, or a bad-faith act. Additionally, the indemnity rights provided in Section 2.4 do not cover any costs, fees, expenses, or damages that are recoverable or payable under an insurance contract, held either by the Town or by the Manager. The Manager's legal counsel must be selected with the mutual agreement of the Manager and the Town if that legal counsel is not also the Town's legal counsel. If the legal defense is provided through insurance coverage, the Manager's right to agree to legal counsel provided for him will depend on the terms of the applicable insurance contract. The provisions of this Section 2.4 survive the termination, expiration, or other end of this Agreement and the Manager's employment with the Town. III. Compensation 3.1 Salary. Manager is operating as a volunteer employee and receives no monetary compensation. Manager shall qualify as an employee pursuant to Utah Code section 63G-7-102(3) (2019) and shall be entitled to all protections afforded thereby by the Governmental Immunity Act of Utah. IV. Miscellaneous 4.1 Severability. If any part of this Agreement exceeds the authority provided by law or violates the limitations imposed by law, the Agreement must be construed and modified accordingly, but the remainder of the Agreement must remain in full effect. 4.2 Waiver. A party's waiver of any breach of this Agreement must not constitute a waiver of any other breach. Forbearance or omission by a party in enforcing any of its remedies upon breach will not constitute a waiver of any of that party's remedies. 4.3 Binding Nature of Agreement. This Agreement is binding on the Town and the Manager, as well as their heirs, assigns, executors, personal representatives, and successors in interest. 4.4 Dispute Resolution. Any dispute relating to this Agreement must first be submitted to mediation. The parties must jointly appoint an acceptable mediator. The Town agrees to pay the full cost of mediation. If mediation fails, either party may then seek court relief. 4.5 Applicable Law. This Agreement must be governed by and construed in accordance with the laws of Utah. 4.6 Integration. This

~~Agreement sets forth and establishes the entire understanding between the Town and the Manager relating to the Manager's employment. Any prior discussions or representations by or between the parties are merged into and rendered null and void by this Agreement.~~

PASSED AND ADOPTED BY THE APPLE VALLEY COUNCIL

\_\_\_\_\_.

	<b>AYE</b>	<b>NAY</b>	<b>ABSENT</b>	<b>ABSTAIN</b>
Mayor   Michael Farrar	_____	_____	_____	_____
Council Member   Kevin Sair	_____	_____	_____	_____
Council Member   Robin Whitmore	_____	_____	_____	_____
Council Member   Janet Prentice	_____	_____	_____	_____
Council Member   Vacant	_____	_____	_____	_____

Attest

Presiding Officer

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

\_\_\_\_\_  
Michael Farrar, Mayor, Apple Valley

TOWN OF APPLE VALLEY  
RESOLUTION R-2024-12

A RESOLUTION APPOINTING A BOARD MEMBER FOR THE BIG PLAINS WATER SPECIAL SERVICE  
DISTRICT

WHEREAS, the Town of Apple Valley ("Apple Valley") by resolution (Resolution No. 2011-25) established the Big Plains Water Special Service District, ("District"); and

WHEREAS, the mayor and one elected official of the Town of Apple Valley are required to serve as board members for the District, with three members of the board being appointed from the registered voters of Apple Valley; and

WHEREAS, a vacancy on the District Board exists due to the resignation of Barratt Nielson; and

NOW, THEREFORE, at a meeting of the legislative body of the Town of Apple Valley, Utah, duly called, noticed and held on the 27<sup>th</sup> day of March, 2024, and upon motion duly made and seconded,

BE IT RESOLVED AS FOLLOWS:

\_\_\_\_\_, the elected official is appointed as board member of the Big Plains Water Special Service District to serve the remaining 4-year term which will expire on January 3, 2028. If the council term expires prior to January 3, 2028, then the expiration will be the town council term of office expiration date.

PASSED THIS 27<sup>th</sup> DAY OF MARCH 2024. This resolution shall be in full force and effect from the date of passage.

TOWN OF APPLE VALLEY

PRESIDING OFFICER

ATTEST:

\_\_\_\_\_

\_\_\_\_\_

Michael L. Farrar, Mayor

Jenna Vizcardo, Town Recorder

	AYE	NAY	ABSENT	ABSTAIN
Mayor   Michael Farrar	_____	_____	_____	_____
Council Member   Kevin Sair	_____	_____	_____	_____
Council Member   Robin Whitmore	_____	_____	_____	_____
Council Member   Janet Prentice	_____	_____	_____	_____
Council Member   Vacant	_____	_____	_____	_____

**TOWN OF APPLE VALLEY, UTAH**

**RESOLUTION R-2024-14**

**A RESOLUTION MODIFYING, LIMITING, AND REVOKING THE DELEGATION OF AUTHORITY TO THE BIG PLAINS WATER AND SEWER SPECIAL SERVICES DISTRICT**

**WHEREAS**, in 2011 the Town of Apple Valley (“Town”) adopted Resolution No. 2011-25 thereby creating the Big Plains Water and Sewer Special Services District (“District”) for the purpose of providing water and sewage services within the Town; and

**WHEREAS**, pursuant to Article XI, Section 7 of the Utah Constitution and the Special Service District Act (the “Act”), Utah Code § 17D-1-301(1), the Town governs the District but may delegate certain rights, powers, and authorities to the District’s Administrative Control Board; and

**WHEREAS**, under Resolution 2011-25, the Town delegated to the District’s Administrative Control Board the power to act as the governing authority of the District and to exercise the powers, duties, and responsibilities conferred upon such governing authority by the Act and as implemented by Resolution 2011-25; and

**WHEREAS**, the Act, Utah Code § 17D-1-301(4)(a), vests the Town with the right, power, and authority to modify, limit, or revoke any right, power, or authority delegated to the Administrative Control Board; and

**WHEREAS**, the Town has determined that the District has not been operating efficiently and, among other things, has exhibited a lack of financial and budgetary discipline in its operations; and

**WHEREAS**, it is in the best interests of the Town and its citizens to have the District operate in an effective and efficient manner in providing essential services to the Town’s citizens;

**NOW, THEREFORE, BE IT HEREBY RESOLVED** as follows:

1. Any and all powers, duties, and responsibilities delegated to the Administrative Control Board to govern the District are hereby revoked.

2. The District shall be governed by the Town Council. As governing authority, the Town Council shall have final authority in, among other things, approving the District’s annual budget; rates, fees, charges, and taxes; infrastructure and development; personnel decisions, including hiring, termination, promotion, rates of pay, and the creation or dissolution of positions; financial transactions involving any expenditure or investment of District funds that exceeds an amount established by the Town Council; loan transactions; adoption of rules and

regulations, including policies and procedures governing the District; and involvement in litigation.

3. The Administrative Control Board will continue in place as presently constituted and shall have two functions: (a) to serve as an advisory board to the Town Council and (b) to manage the day-to-day operations of the District.

a. As an advisory board, the Administrative Control Board shall present and make recommendations and proposals to the Town Council concerning all aspects of the District's business, such as proposing budgets; rates, fees, charges, and taxes; infrastructure and development; personnel decisions; and the rules and regulations and policies and procedures governing the District.

b. Subject to the Town Council's governing authority, the Administrative Control Board's day-to-day authority over the operations of the District includes the authority and responsibility for billing, collection, maintenance, inspections, emergency response, and ensuring that service is provided to the District's customers.

4. The members of the Administrative Control Board shall be appointed and vacancies filled in the same manner as established in Section 7, Resolution 2011-25;

5. The matters set forth herein take effect immediately upon adoption of this Resolution.

6. The Town Clerk is authorized and instructed to record this Resolution in the Office of the Washington County Recorder covering the real property described in Exhibit A, which is the current service area for the District.

PASSED AND ADOPTED by the Apple Valley Town Council this 27<sup>th</sup> day of March, 2024, by the following vote:

[SIGNATURE BLOCK ON FOLLOWING PAGE]

TOWN OF APPLE VALLEY

PRESIDING OFFICER

ATTEST:

\_\_\_\_\_

\_\_\_\_\_

Michael L. Farrar, Mayor

Jenna Vizcardo, Town Recorder

	AYE	NAY	ABSENT	ABSTAIN
Mayor   Michael Farrar	_____	_____	_____	_____
Council Member   Kevin Sair	_____	_____	_____	_____
Council Member   Robin Whitmore	_____	_____	_____	_____
Council Member   Janet Prentice	_____	_____	_____	_____
Council Member   Vacant	_____	_____	_____	_____

## Exhibit A

BOUNDARY DESCRIPTION

Beginning at the Northwest corner of Section 18, Township 42 South, Range 11 West, Salt Lake Base and Meridian and running thence Easterly along the North line of Section 18 and Section 17 to the Northeast corner of said Section 17; thence Southerly along the East line of said 17 to the Northwest corner of Section 21; Thence Easterly along the North line of said Section 21 and Section 22 to the Northeast corner of said Section 22; Thence Southerly along the East line of Sections 22, 27 and 34 to the Northeast corner of Section 3, Township 43 South, Range 11 West, Salt Lake Base and Meridian; Thence Southerly along the East line of said Section 3 to the Northwest corner of Section 11; Thence Easterly along the North line of said Section 11 and Section 12 to the Northeast corner of said Section 12; Thence Southerly along the East line of said Section 12 to the Northwest corner of Section 18, Township 43 South, Range 10 West, Salt Lake Base and Meridian; Thence Easterly along the North line of said Section 18 to the Northeast corner of said Section 18; Thence Southerly along the East line of said Section 18 and Section 19 to the Southeast corner of said Section 19; Thence Westerly along the South line of said Section 19 to the Southeast corner of Section 24, Township 43 South, Range 11 West, Salt Lake Base and Meridian; Thence Westerly along the South line of Sections 24, 23, 22, 21 and 20 to the Southwest corner of said Section 20; Thence Northerly along the West line of Sections 20, 17, 8 and 5 to the Southeast corner of Section 31, Township 42 South, Range 11 West, Salt Lake Base and Meridian; Thence South 89°51'17" West, along the South line of said Section 31, a distance of 2,642.59 feet; Thence South 89°52'29" West, along said South line a distance of 2,640.00 feet, to the Southeast corner of Sectional Lot 10; Thence North 00°13'22" West, along said Sectional Lot a distance of 1,315.50 feet, to the Southwest corner of Sectional Lot 8; Thence North 89°48'42" East, along said Lot a distance of 1,320.00 feet; Thence North 00°13'22" West, a distance of 1316.95 feet, to the Southeast corner of Sectional Lot 5; Thence North 00°13'22" West, along said Lot a distance of 2642.99 feet, to a point on the North line of said Section 31; Thence South 89°44'31" West, along the North line of said Section 31, a distance of 2,100.92 feet, to the Southwest corner of Section 30; Thence North 00°05'21" West, along the West line of said Section 30, a distance of 2,651.79 feet, to the West ¼ corner of said Section 30; Thence North 00°10'22" West, along said West line, a distance of 1,461.75 feet; Thence North 47°24'33" West, a distance of 1,742.36 feet; Thence South 89°57'59" West, a distance of 1,360.03 feet, to the South ¼ Corner of Section 24 Township 42 South, Range 12 West, Salt Lake Base and Meridian; Thence South 89°52'13" West, along the South line of said Section 24, a distance of 2,643.58 feet, to the Southwest corner of said Section 24; Thence South 89°53'47" West, along the South line of Section 23, a distance of 1,318.89 feet, to a point on a parcel more particularly described in Instrument #499255, filed and on record at the Washington County Recorders Office, said point also being on the East 1/16th line of Section 26; Thence along said parcel the following three (3) courses South 00°01'41" East, along said 1/16th line, a distance of 1,321.07 feet, to a point on the North 1/16th line of said Section 26; Thence South 89°55'07" West, along said 1/16th line, a distance of 1,318.01 feet; Thence South 89°55'27" West, along said 1/16th line, a distance of 1,319.14 feet, to the Northeast corner of a parcel more particularly described in Instrument #423108 in said Washington County Recorders Office, said point being on the West 1/16th line of said Section 26; Thence along said parcel the following two (2) courses South 00°04'51" East, along said 1/16th line, a distance of 1,320.13 feet, to a point on the Center Section line; Thence South 89°56'29" West, along said Center Section line, a distance of 1,318.80 feet, to the East ¼ corner of Section 27; Thence South 89°54'58" West, along said Center Section line, a distance of 2,642.24 feet, to the Center Section line of said Section 27; Thence South 00°03'39" East, along the Center Section line, a distance of 2,637.96 feet, to the South ¼ corner of said Section 27; Thence South 89°53'25" West, along the South Section line, a distance of 2,638.36 feet, to the Southwest corner of said Section 27; Thence West, along the South line of Section 28, a distance of 2,640.51 feet, to the South ¼ corner of said Section 28; Thence South 89°50'50" West, along the South Section line, a distance of 2,635.69 feet, to the Southwest corner of said Section 28; Thence along the West line of said section 28, the following two (2) courses North 00°07'18" West, a distance of 2,638.66 feet, to the West ¼ corner of said Section 28; Thence North 00°07'15" West, a distance of 2,640.42 feet, to the Southwest corner of Section 21; Thence along the West line of said Section 21 the following two (2) courses North 00°05'43" West,

a distance of 2,638.43 feet, to the West ¼ corner of said Section 21; Thence North 00°06'22" West, a distance of 2,639.01 feet, to the Northwest corner of said Section 21; Thence North 00°06'22" West, along the West line of Section 16, a distance of 631.70 feet, to a point on the Southerly right-of-way line of SR-59; Thence South 73°32'44" East, along said right-of-way line, a distance of 5,512.18 feet, to the East line of said Section 21; Thence South 00°02'25" East, along said East line, a portion of which is also along a parcel more particularly described in Instrument #838345 in said Washington County Recorders Office, a distance of 1,705.68 feet, to the East ¼ Corner of said Section 21; Thence along said parcel the following twenty nine (29) courses North 89°53'29" East, along the Center Section line a distance of 1,319.79 feet, to a point on the West 1/16th line; Thence South 00°03'53" East, along said 1/16th line, a distance of 2,636.52 feet, to a point on the North line of said Section 27; Thence South 00°04'17" East, along the West 1/16th line a distance of 1,319.53 feet, to a point on the North 1/16th line of said Section 27; Thence North 89°55'00" East, along said 1/16th line a distance of 184.32 feet; Thence North 33°44'12" East, a distance of 248.06 feet, to the beginning of a curve to the right having a radius of 400.00 feet and a central angle of 27°10'52", thence northeasterly along the arc of said curve a distance of 189.71 feet to the beginning of a reverse curve to the left having a radius of 150.00 feet and a central angle of 31°14'05", thence northeasterly along the arc of said curve, a distance of 81.77 feet, to the beginning of a reverse curve to the right having a radius of 350.00 feet and a central angle of 47°09'47", thence northeasterly along the arc of said curve, a distance of 288.10 feet, to the beginning of a reverse curve to the left having a radius of 800.00 feet and a central angle of 13°04'57", thence easterly along the arc of said curve, a distance of 182.67 feet to the beginning of a reverse curve to the right having a radius of 500.00 feet and a central angle of 23°10'41", thence easterly along the arc of said curve, a distance of 202.27 feet to the beginning of a reverse curve to the left having a radius of 90.00 feet and a central angle of 56°24'18", thence northeasterly along the arc of said curve, a distance of 88.60 feet; Thence North 30°32'12" East, a distance of 165.67 feet; Thence South 79°09'39" East, a distance of 55.00 feet, to a point on the Center Section line of said Section 27; Thence North 00°03'39" West, along said Center Section line a distance of 309.44 feet; Thence North 89°54'23" East, a distance of 1,117.67 feet; Thence North 00°04'41" West, a distance of 165.00 feet; Thence North 00°05'03" West, a distance of 1,318.70 feet, to a point on the South 1/16th line of section 22; Thence North 89°53'56" East, along said 1/16th line, a distance of 202.70 feet, to a point on the East 1/16th line of said Section 22; Thence North 00°05'03" West, along said 1/16th line, a distance of 1,318.73 feet, to a point on the Center Section line of said Section 22; Thence North 89°53'29" East, along said Center Section line, a distance of 1,319.79 feet, to the West ¼ corner of Section 23, Township 42 South, Range 12 West; Thence North 89°51'31" East, along the Center Section line of said Section 23, a distance of 1,319.71 feet, to a point on the West 1/16th line of said Section 23; Thence South 00°05'26" East, along said 1/16th line, a distance of 2,177.10 feet; Thence North 72°04'06" East, a distance of 777.03 feet, to a point on the North right-of-way line of 0460 Washington County Road; Thence along said right-of-way line the following three (3) courses North 60°46'58" East, a distance of 156.69 feet to the beginning of a curve to the right having a radius of 1,000.00 feet and a central angle of 11°17'08", thence northeasterly along the arc of said curve a distance of 196.97 feet; Thence North 72°04'06" East, a distance of 1,521.72 feet, to a point on the South 1/16th line of said Section 23; Thence leaving said right-of-way North 89°52'39" East, along said 1/16th line, a distance of 1,450.46 feet, to a point on the East line of said Section 23; Thence along the East line of said Section 23 the following two (2) courses North 00°08'56" West, a distance of 1,320.87 feet, to the East ¼ corner of Section 23; Thence North 00°08'34" West, a distance of 2,638.10 feet, to the Southeast corner of Section 14; Thence along the East line of said Section 14 the following two (2) courses and leaving said parcel North 00°06'02" West, a distance of 2,645.85 feet, to the East ¼ corner of said Section 14; Thence North 00°08'45" West, a distance of 2,645.08 feet, to the Northwest corner of Section 13; Thence North 89°51'51" East, along the North line of said Section 13, a distance of 2,641.91 feet, to the North ¼ corner of said Section 13; Thence North 89°50'51" East, along said north line, a distance of 2,642.17 feet, to the Point of Beginning.

Said boundary is the Municipal boundary of Apple Valley Town.

**APPLE VALLEY  
ORDINANCE O-2024-11**

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

**SECTION 1:****AMENDMENT** “10.14.020 Rules And Regulations” of the Apple Valley Land Use is hereby *amended* as follows:

AMENDMENT

10.14.020 Rules And Regulations

- A. Short Term Vacation Rental Business License Required: No dwelling in a residential zone shall be occupied or used as a short term vacation rental, until such time that the owner has obtained a short term vacation rental business license issued in accordance with the provisions of this Section.
- B. Conditions for Issuance of a Short Term Vacation Vacation Rental Business License ~~for a Short Term Vacation Rental~~: In addition to any other requirement of this Section, a short term vacation rental business license shall be approved by the Town Clerk if:
1. The dwelling unit is located in a single family dwelling that has been issued a certificate of occupancy, or a building permit has been issued for the construction of a single family dwelling unit. If a certificate of occupancy has not yet been issued, the business must be operational within six (6) months of the issuance of the business license. If the business is not operating within this time period, the short term vacation rental business license may be revoked to enable another business to license a Short Term Vacation Rental in the area. For purposes of this section, “operational” is defined as accepting reservations and being available at least two weeks per month, including the next full month. Portions of a single family dwelling may not be used as a short term vacation rental unless licensed as a bed and breakfast or residential hosting facility in accordance with the regulations for that use. A short term vacation rental and a bed and breakfast or residential hosting facility may not be located in the same single family dwelling.
  2. The owner of a single family dwelling for which a short term vacation business license is sought does not hold a business license to operate another short term vacation rental within the Town of Apple Valley limits. For purposes of this paragraph, “owner” means any individual, corporation, partnership, limited liability company, trust or other entity which has a legal or equitable ownership interest in the single family dwelling, or any individual who has an ownership interest in any corporation, partnership, limited liability company, trust or other entity which has a legal or equitable ownership interest in the single family dwelling,

3. The property line of another dwelling licensed as a short term vacation rental is not located within 300' (three hundred feet), as measured along the same street or around the corner, of the front property line corners of the property where the proposed short term vacation rental license is being sought. No more than 10% of the homes in any subdivision phase or designated area to be defined by the Town, may be licensed as a short term vacation rental.
  4. The application lists the name, address and phone number of the owner or other person designated by the owner as the property manager who shall be responsible for ensuring compliance with the rules and regulations specified in this section. This person shall be a permanent resident of the Town and be ready and willing to receive phone calls at any hour to promptly deal with complaints, violations, or any other safety or nuisance issues.
  5. The contact information of the responsible individual will be given to all property owners/residents within a 300 ft. radius of the short term vacation rental property in question, so they will be able to make direct contact with the responsible individual in the case of a complaint, violation, or any other safety or nuisance issue.
  6. The application includes a valid Utah State Tax number for remittance of transient lodging taxes.
- C. Parking Regulations: The owner of any property licensed as a short term vacation rental shall provide off street parking for guests in accordance with the following:
1. Off street parking shall be provided on the same lot as the dwelling which is licensed as a short term vacation rental.
  2. Parking shall be provided at one vehicle per bedroom. Tandem spaces on a driveway may be used.
  3. All guest parking shall be contained on the site.
  4. No off street parking space may be located in front of the living area of the dwelling unless there is a circular driveway.
  5. The number of vehicles allowed by the occupants of a vacation rental home shall be restricted to the number of off street parking spaces provided by the owner.
- D. Maintenance Standards: Any property that contains a dwelling which is licensed as a short term vacation rental shall conform to the following standards:
1. Structures shall be properly maintained, painted and kept in good repair, and grounds and landscaped areas shall be properly maintained and watered in order that the use in no way detracts from the general appearance of the neighborhood;
  2. The use of a dwelling as a short term rental shall not in any way change the appearance of the dwelling or property for residential purposes; and
  3. Each sleeping room must meet current International Residential Code for egress and be equipped with smoke and CO2 detectors. A fire exiting route plan and maximum occupancy number must be posted in each sleeping room.
- E. Prevention of Noise, Nuisance or Trespass: The owner of any dwelling licensed as a short term vacation rental shall be responsible to ensure that guests or occupants of the short term rental do not:

1. Create noises that by reason of time, nature, intensity or duration are out of character with noises customarily heard in the surrounding residential neighborhood.
  2. Disturb the peace of surrounding residential property residents by engaging in shouting, fighting, playing of loud music, racing of cars or recreational vehicles on streets, engaging in outside recreational activities after 10 p.m., or other similar activities.
  3. Interfere with the privacy of surrounding residents or trespass onto surrounding residential properties.
  4. Allow pets or animals to create noise, roam the streets, trespass on neighboring properties, or create a mess that is not cleaned up by the owner or custodian of the pet or animal.
  5. Engage in any disorderly or illegal conduct, including illegal consumption of drugs and alcohol.
- F. Required Posting: The following information must be posted in a clear, concise, and unambiguous manner and in a conspicuous location inside any dwelling licensed as a short term vacation rental:
1. a copy of the [short term](#) vacation rental business license
  2. the name, address, and phone number of the owner or property manager
  3. the location of all fire extinguishers
  4. a list of all rules applicable for vacation rentals
  5. the maximum occupancy of the vacation rental and the maximum number of vehicles allowed.
- G. Miscellaneous Rules and Regulations: The following rules and regulations shall apply to any dwelling for which a short term vacation rental business license has been issued:
1. Outdoor pools, hot tubs or spas shall not be used between the hours of eleven o'clock (11:00) p.m. and six o'clock (6:00) a.m.
  2. Maximum occupancy in any dwelling licensed as a short term vacation rental shall be ten (10) persons at any one time. If, however, the property has a fire sprinkler system or other fire suppression system acceptable to the Apple Valley Fire Department, a greater occupancy may be approved. Maximum occupancy of the dwelling must be included in the regulations sign.
  3. The owner of any property containing a dwelling licensed as a short term vacation rental shall cause to be displayed in a town approved location on the exterior of the property an approved sign containing the name and 24 hour-per-day, 365 day-per-year telephone number of the owner or other party designated by the owner as property manager who will be responsible for receiving and resolving complaints regarding activities on the property and the conduct of its occupants and guests. The sign shall not exceed 12" X 18" and shall be the only sign other than an address permitted on a short term vacation rental property. All neighbors surrounding the property in question shall be furnished the same contact information.
  4. The owner or property manager shall provide information on current occupants to police, emergency, or town personnel as requested. The owner or

other person designated as the property manager shall respond to complaints and concerns within one (1) hour of any phone call or other notification. Failure of the owner or property manager to respond in a timely manner may result in a violation and possible fines to the business license holder and property owner.

5. The requirements of this section shall be in effect throughout the time a short term vacation rental license is in effect on the property, regardless of whether the property is occupied by the owner, non-paying guests of the owner, or paying guests of the owner. The Town of Apple Valley finds that, given the practical difficulty of determining whether or not the occupants are paying guests, enforcement of the requirements contained in this section shall be based on whether the property is licensed as a short term vacation rental.
6. An inspection of a vacation rental property for compliance with these regulations will be performed at the time of business license issuance and renewal each year. There shall be a fee charged for such inspection, to be set by the Town Council. Additional inspections may be performed with 24 hour notice to the license holder/property manager if deemed necessary by the Town.
7. The owner of any dwelling licensed as a short term vacation rental shall be required to collect and remit on a timely basis transient lodging taxes and all other applicable sales and use taxes to the Utah State Tax Commission.

#### H. Enforcement Provisions:

1. Any owner of any dwelling in a residential zone within the Town of Apple Valley who allows or permits occupation of said dwelling as a short term vacation rental, as defined herein, without having first obtained a business license in accordance with the provisions of this section shall be guilty of a Class B misdemeanor, which shall be punishable by a fine of up to \$1,000, imprisonment for up to 6 months, or any combination thereof for each such violation.
2. Any owner of any dwelling in a residential zone within the Town of Apple Valley, who, having first obtained a business license for use or occupation of said dwelling as a short term vacation rental, thereafter operates or permits operation of said short term vacation rental in violation of the terms and provisions of this section shall be guilty of an Infraction, and shall be punished by a fine of not less than \$750 for each such violation.
3. Any person who occupies a short term rental as a guest and who violates any local ordinance or state law shall be subject to arrest, issuance of a citation, or other criminal process in accordance with all state, federal or local statutes, rules or ordinances.
4. Violation of any provision of this section regulating short term vacation rentals shall constitute a separate offense for each day said violation occurs or continues.
5. In the event of three (3) or more violations of this ordinance committed by an owner or guest, or any combination of the two, within any 12 month period, the town council may proceed with revocation of the business license for any

short term vacation rental property in accordance with the provisions of the general business license ordinance.

**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 immediately after the required approval.

PASSED AND ADOPTED BY THE APPLE VALLEY COUNCIL

\_\_\_\_\_.

	<b>AYE</b>	<b>NAY</b>	<b>ABSENT</b>	<b>ABSTAIN</b>
Mayor   Michael Farrar	_____	_____	_____	_____
Council Member   Kevin Sair	_____	_____	_____	_____
Council Member   Robin Whitmore	_____	_____	_____	_____
Council Member   Barratt Nielson	_____	_____	_____	_____
Council Member   Janet Prentice	_____	_____	_____	_____

Attest

Presiding Officer

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

\_\_\_\_\_  
Michael Farrar, Mayor, Apple Valley

**Town of Apple Valley  
Disbursement Listing  
SBSU Operating - 01/01/2024 to 01/31/2024**

<u>Payee Name</u>	<u>Reference Number</u>	<u>Payment Date</u>	<u>Payment Amount</u>	<u>Void Date</u>	<u>Void Amount</u>	<u>Source</u>
Returned/NSF Payment		01/29/2024	\$104.60			Returned/NSF Pay
TXFR from Operating acct to Fire acct fo		01/10/2024	\$5,523.85			JE: 781
TXFR from Operating acct to PTIF Impac		01/02/2024	\$176,944.80			JE: 778
TXFR from Operating acct to Storm drain		01/10/2024	\$12,517.84			JE: 782
Payroll	0112241200	01/12/2024	\$11,352.77			Paycheck
Payroll	0126241200	01/26/2024	\$5,965.80			Paycheck
CivicPlus LLC	5646	01/02/2024	\$2,733.64			Purchasing
James R Weeks	5647	01/02/2024	\$437.50			Purchasing
Michael Farrar, CPA	5648	01/02/2024	\$2,062.50			Purchasing
Revco Leasing	5649	01/02/2024	\$302.51			Purchasing
Washington County Elections	5650	01/02/2024	\$1,311.75			Purchasing
Amazon Capital Services	5651	01/08/2024	\$144.76			Purchasing
Buck's Ace Hardware	5652	01/08/2024	\$52.39			Purchasing
Shums Coda	5653	01/08/2024	\$460.00			Purchasing
Interstate Rock Products Inc.	5654	01/08/2024	\$500.16			Purchasing
Kinetic Enterprises LLC	5655	01/08/2024	\$2,960.00			Purchasing
Quality Creations	5656	01/08/2024	\$2,900.00			Purchasing
Scholzen Products	5657	01/08/2024	\$3,298.40			Purchasing
Sunrise Engineering Inc.	5658	01/08/2024	\$1,032.25			Purchasing
The Garage Door Specialist	5659	01/08/2024	\$80.00			Purchasing
Alkema, Amy	5660	01/08/2024	\$3,000.00			Purchasing
Big Plains Water SSD	5661	01/09/2024		01/09/2024	\$33,833.66	Purchasing
Big Plains Water SSD	5662	01/09/2024	\$33,833.66			Purchasing
Fralish, Lee W	5663	01/12/2024	\$92.35			Paycheck
Lindhardt, Frank G	5664	01/12/2024	\$784.97			Paycheck
Robertson, Robert Allen	5665	01/12/2024	\$92.35			Paycheck
Snow Christensen & Martineau	5666	01/10/2024	\$3,802.20			Purchasing
Steamroller Copies Inc.	5667	01/18/2024	\$102.78			Purchasing
Jenkins Oil Company Inc.	5668	01/17/2024	\$2,727.25			Purchasing
MegaPro	5669	01/17/2024	\$622.50			Purchasing
South Central Communications	5670	01/17/2024	\$446.98			Purchasing
Southern Utah University	5671	01/17/2024	\$395.00			Purchasing
State of Utah-Dept of Commerce	5672	01/17/2024	\$130.18			Purchasing
Utah League of Cities & Towns	5673	01/17/2024	\$60.00			Purchasing
Washington County Solid Waste	5674	01/17/2024	\$5,093.51			Purchasing
Century Equipment Company	5675	01/18/2024	\$122.16			Purchasing
Landmark Testing & Engineering	5676	01/19/2024	\$1,000.00			Purchasing
Shums Coda	5677	01/29/2024	\$600.00			Purchasing
Buck's Ace Hardware	5678	01/31/2024	\$43.52			Purchasing
H&K Hoole & King L.C. Law Offices	5679	01/31/2024	\$1,420.90			Purchasing
Michael Farrar, CPA	5680	01/31/2024	\$1,350.00			Purchasing
Quality Creations	5681	01/31/2024	\$1,500.00			Purchasing
Scholzen Products	5682	01/31/2024	\$426.15			Purchasing
Washington County Sheriff's Office	5683	01/31/2024	\$3,750.00			Purchasing
Chase Paymentech	C01032024	01/03/2024	\$309.50			Purchasing
EasyDNS	DNS010824	01/08/2024	\$19.95			Purchasing
EasyDNS	DNS1824	01/08/2024	\$0.20			Purchasing
Internal Revenue Service	EFTPS1262024	01/26/2024	\$1,372.08			Payroll
Google LLC	G01022023	01/02/2024	\$312.00			Purchasing
Internal Revenue Service	IRS01122024	01/12/2024	\$2,566.41			Payroll
Rocky Mountain Power	RMP1192024	01/19/2024	\$310.19			Purchasing
Superior Technical Solutions LLC	STS01022023	01/02/2024	\$960.80			Purchasing
Utah Retirement Systems	URS01172024	01/17/2024	\$773.54			Payroll
Utah Retirement Systems	URS1262024	01/26/2024	\$1,015.41			Payroll
USPS	USPS01022024	01/02/2024	\$264.00			Purchasing
USPS	USPS1302024	01/31/2024	\$272.00			Purchasing
Utah State Tax Commission	USTC01042024	01/04/2024		01/04/2024	\$1,931.67	Payroll
XPress Bill Pay	XBPO10524	01/05/2024	\$312.17			Purchasing
Zoom Video Communications Inc.	Z1192024	01/19/2024	\$15.99			Purchasing
			<b>\$300,586.22</b>		<b>\$35,765.33</b>	

**Town of Apple Valley  
Disbursement Listing  
SBSU Fire - 01/01/2024 to 01/31/2024**

<u>Payee Name</u>	<u>Reference Number</u>	<u>Payment Date</u>	<u>Payment Amount</u>	<u>Void Date</u>	<u>Void Amount</u>	<u>Source</u>
Buck's Ace Hardware	ACE01102024	01/10/2024	\$15.48			Purchasing
Scholzen Products	ACE01102024	01/10/2024	\$10.32			Purchasing
Buck's Ace Hardware	ACE1182024	01/18/2024	\$11.95			Purchasing
Basic American Supply	BAS01020204	01/02/2024	\$44.61			Purchasing
Carquest of Hildale	CC01302024	01/30/2024	\$7.01			Purchasing
Extreme Tactical Dynamics	ETD01122024	01/12/2024	\$279.88			Purchasing
Feld Fire Inc.	FF01252024	01/25/2024	\$322.53			Purchasing
GEM Awards	GEM1252024	01/25/2024	\$70.00			Purchasing
Home Depot	HD1182024	01/18/2024	\$192.08			Purchasing
Maverik	M01042024	01/04/2024	\$100.00			Purchasing
Mobi Medical Supply.com	MOB11232024	01/23/2024	\$271.60			Purchasing
mtrsperstore	MTR1222024	01/22/2024	\$333.54			Purchasing
N&N International	NNI01292024	01/29/2024	\$115.54			Purchasing
Rough Country	RC1102024	01/10/2024	\$159.57			Purchasing
Red Dirt Car Wash	RD1232024	01/23/2024	\$10.50			Purchasing
Ticker Car Wash-Hildale	TCW1182024	01/18/2024	\$10.00			Purchasing
Vehicle Safety Supply	VSS01112024	01/12/2024	\$283.12			Purchasing
			<b>\$2,237.73</b>		<b>\$0.00</b>	

**Town of Apple Valley  
Disbursement Listing  
SBSU Operating - 02/01/2024 to 02/29/2024**

<u>Payee Name</u>	<u>Reference Number</u>	<u>Payment Date</u>	<u>Payment Amount</u>	<u>Void Date</u>	<u>Void Amount</u>	<u>Source</u>
TXFR from Operating acct to Fire acct fo		02/19/2024	\$11,147.43			JE: 784
Payroll	0209241200	02/09/2024	\$5,046.85			Paycheck
Payroll	0223241200	02/23/2024	\$5,494.93			Paycheck
Emergency Services Marketing Corp., In	5684	02/06/2024	\$305.00			Purchasing
Amazon Capital Services	5685	02/06/2024	\$471.85			Purchasing
Blackburn Propane Inc.	5686	02/08/2024	\$874.72			Purchasing
Revco Leasing	5687	02/08/2024	\$302.51			Purchasing
Snow Christensen & Martineau	5688	02/08/2024	\$1,042.50			Purchasing
SWRCA	5689	02/08/2024	\$20.00			Purchasing
Tink's Superior Auto Parts	5690	02/08/2024	\$40.50			Purchasing
Big Plains Water SSD	5691	02/08/2024	\$55,151.53			Purchasing
James R Weeks	5692	02/13/2024	\$300.00			Purchasing
Jenkins Oil Company Inc.	5693	02/13/2024	\$1,495.00			Purchasing
South Central Communications	5694	02/13/2024	\$448.73			Purchasing
Washington County Solid Waste	5695	02/13/2024	\$5,233.70			Purchasing
H&K Hoole & King L.C. Law Offices	5696	02/13/2024	\$2,373.80			Purchasing
The Garage Door Specialist	5697	02/13/2024	\$75.00			Purchasing
Barlow, Willard	5698	02/14/2024	\$200.00			Purchasing
Fralish, Lee W	5699	02/23/2024	\$46.17			Paycheck
Hinton Burdick CPAs and Advisors	5700	02/26/2024	\$1,150.00			Purchasing
Scholzen Products	5701	02/26/2024	\$369.93			Purchasing
Sunrise Engineering Inc.	5702	02/26/2024	\$648.00			Purchasing
Jenkins Oil Company Inc.	5703	02/26/2024	\$1,706.17			Purchasing
Troy E Chisholm	5704	02/28/2024	\$1,440.00			Purchasing
Blackburn Propane Inc.	5705	02/28/2024	\$546.56			Purchasing
Van Heule, Richard & Kathryn	5706	02/28/2024	\$224.45			Purchasing
Lindsay, Shauna Marie	5707	02/29/2024	\$70.59			Purchasing
Merritt, Harold and Nancy	5708	02/29/2024	\$600.00			Purchasing
Michael Farrar, CPA	5709	02/29/2024	\$562.50			Purchasing
LN Curtis and sons	5710	02/29/2024	\$1,321.66			Purchasing
Wilson, Lilette	5711	02/29/2024	\$651.00			Purchasing
Chase Paymentech	C02052024	02/05/2024	\$285.71			Purchasing
Utah Local Governments Trust	CREDIT081520	02/01/2024		02/01/2024	(\$201.98)	Purchasing
Internal Revenue Service	EFTPS2232024	02/23/2024	\$1,243.89			Payroll
Internal Revenue Service	EFTPS292024	02/09/2024	\$1,143.17			Payroll
Google LLC	G02012024	02/01/2024	\$294.95			Purchasing
GrantWatch	GW02222024	02/23/2024	\$199.00			Purchasing
Home Depot	HD02022024	02/01/2024	\$96.73			Purchasing
INTUIT	I02142024	02/14/2024	\$276.05			Purchasing
Rocky Mountain Power	RMP2202024	02/20/2024	\$391.01			Purchasing
Superior Technical Solutions LLC	STS222024	02/02/2024	\$960.80			Purchasing
Utah Local Governments Trust	ULGT10052023	02/01/2024		02/01/2024	\$100.00	Purchasing
Utah Retirement Systems	URS22324	02/23/2024	\$968.14			Payroll
Utah Retirement Systems	URS292024	02/09/2024	\$907.78			Payroll
USPS	USPS02212024	02/21/2024	\$272.00			Purchasing
XPress Bill Pay	XBP2052024	02/05/2024	\$336.44			Purchasing
Zoom Video Communications Inc.	Z02202024	02/20/2024	\$15.99			Purchasing
			<b>\$106,752.74</b>		<b>(\$101.98)</b>	

**Town of Apple Valley  
Disbursement Listing  
SBSU Fire - 02/01/2024 to 02/29/2024**

<u>Payee Name</u>	<u>Reference Number</u>	<u>Payment Date</u>	<u>Payment Amount</u>	<u>Void Date</u>	<u>Void Amount</u>	<u>Source</u>
Buck's Ace Hardware	ACE02222024	02/22/2024	\$18.16			Purchasing
Buck's Ace Hardware	ACE2152024	02/15/2024	\$131.97			Purchasing
Al's Sporting Goods	ASG02202024	02/20/2024	\$213.45			Purchasing
Basic American Supply	BAS02082024	02/08/2024		02/08/2024	\$9.76	Purchasing
Basic American Supply	BAS02082024	02/15/2024	\$9.76			Purchasing
Basic American Supply	BAS02132024	02/13/2024	\$65.53			Purchasing
B&H	BH02072024	02/07/2024	\$233.22			Purchasing
EVS-Emergency Vehicle Systems	EVS2262024	02/26/2024	\$760.00			Purchasing
Google Pay	GP02022024	02/02/2024	\$37.82			Purchasing
Google Pay	GP02062024	02/06/2024	\$27.01			Purchasing
Home Depot	HD02012024	02/01/2024	\$136.47			Purchasing
Home Depot	HD02072024	02/08/2024		02/08/2024	\$233.22	Purchasing
Maverik	M02292024	02/29/2024	\$110.66			Purchasing
MegaPro	MP02162024	02/16/2024	\$288.75			Purchasing
Tractor Supply	TS02082024	02/08/2024	\$222.00			Purchasing
			<b>\$2,254.80</b>		<b>\$242.98</b>	

**Town of Apple Valley**  
**Operational Budget Report**  
**10 General Fund - 07/01/2023 to 01/31/2024**  
**58.33% of the fiscal year has expired**

	Prior YTD	Current Period	Current YTD	Annual Budget	Percent Used
<b>Change In Net Position</b>					
<b>Revenue:</b>					
<b>Taxes</b>					
3110 General Property Taxes-Current	123,842.72	25,481.59	148,639.26	136,661.00	108.76%
3120 Prior Year's Taxes-Delinquent	0.00	0.00	0.00	8,000.00	0.00%
3130 General Sales and Use Taxes	107,421.34	18,663.60	102,364.06	196,000.00	52.23%
3140 Energy and Communication Taxes	23,722.28	4,442.72	21,995.94	45,700.00	48.13%
3150 RAP Tax	9,177.71	1,462.60	7,792.07	18,500.00	42.12%
3160 Transient Taxes	8,277.69	1,367.04	9,772.53	18,000.00	54.29%
3170 Fee in Lieu of Personal Property Taxes	0.00	0.00	0.00	8,400.00	0.00%
3180 Fuel Tax Refund	779.43	0.00	3.08	1,000.00	0.31%
3190 Highway/Transit Tax	10,027.05	1,766.68	10,230.50	17,100.00	59.83%
<b>Total Taxes</b>	<b>283,248.22</b>	<b>53,184.23</b>	<b>300,797.44</b>	<b>449,361.00</b>	<b>66.94%</b>
<b>Licenses and permits</b>					
3210 Business Licenses	5,877.00	2,550.00	6,313.50	9,500.00	66.46%
3221 Building Permits-Fee	25,730.84	1,296.46	22,466.09	45,000.00	49.92%
3222 Building Permits-Non Surcharge	3,719.94	324.12	3,964.86	6,750.00	58.74%
3224 Building Permits Surcharge	420.86	11.02	39.96	450.00	8.88%
3225 Animal Licenses	470.00	380.00	670.00	800.00	83.75%
<b>Total Licenses and permits</b>	<b>36,218.64</b>	<b>4,561.60</b>	<b>33,454.41</b>	<b>62,500.00</b>	<b>53.53%</b>
<b>Intergovernmental revenue</b>					
3342 Fire Dept-State Wildland Grant	0.00	0.00	0.00	10,000.00	0.00%
3356 Class "C" Road Allotment	72,154.91	20,387.45	80,588.98	137,000.00	58.82%
3358 Liquor Control Profits	1,037.25	0.00	843.40	1,100.00	76.67%
<b>Total Intergovernmental revenue</b>	<b>73,192.16</b>	<b>20,387.45</b>	<b>81,432.38</b>	<b>148,100.00</b>	<b>54.98%</b>
<b>Charges for services</b>					
3230 Special Event Permit	2,030.00	450.00	600.00	4,500.00	13.33%
3410 Clerical Services	194.64	0.00	80.54	400.00	20.14%
3416 Other Interdepartmental Charges	5,400.80	3,890.94	9,513.10	44,203.00	21.52%
3420 Fire Department Contracts	0.00	0.00	0.00	6,000.00	0.00%
3431 Zoning and Subdivision Fees	8,139.00	22,875.00	33,535.00	20,000.00	167.68%
3440 Solid Waste	32,121.83	5,203.35	35,468.41	61,000.00	58.14%
3441 Storm Drainage	26,172.94	4,195.32	29,179.12	49,000.00	59.55%
3461 GRAMA Requests	285.52	0.00	115.00	500.00	23.00%
3470 Park and Recreation Fees	0.00	0.00	0.00	100.00	0.00%
3481 Sale of Cemetery Lots	0.00	0.00	300.00	310,500.00	0.10%
3482 Cemetery Perpetual Care	0.00	0.00	300.00	129,300.00	0.23%
3615 Late Charges/Other Fees	(281.45)	195.81	703.61	2,500.00	28.14%
<b>Total Charges for services</b>	<b>74,063.28</b>	<b>36,810.42</b>	<b>109,794.78</b>	<b>628,003.00</b>	<b>17.48%</b>
<b>Fines and forfeitures</b>					
3510 Fines	3,378.41	387.52	2,167.55	5,000.00	43.35%
<b>Total Fines and forfeitures</b>	<b>3,378.41</b>	<b>387.52</b>	<b>2,167.55</b>	<b>5,000.00</b>	<b>43.35%</b>
<b>Interest</b>					
3610 Interest Earnings	13,207.41	4,443.06	27,437.03	42,200.00	65.02%
<b>Total Interest</b>	<b>13,207.41</b>	<b>4,443.06</b>	<b>27,437.03</b>	<b>42,200.00</b>	<b>65.02%</b>
<b>Miscellaneous revenue</b>					
3640 Sale of Capital Assets	0.00	0.00	7,500.00	0.00	0.00%
3690 Sundry Revenue	14,098.98	31.92	3,074.62	5,000.00	61.49%
3692 Fire Department Fundraisers/Donations	1,500.00	0.00	90.00	6,500.00	1.38%
3697 Park Department Fundraisers	0.00	0.00	0.00	800.00	0.00%
3801.1 Impact fees - Fire	4,220.00	0.00	22,372.00	6,800.00	329.00%
3801.3 Impact fees - Roadways	13,300.00	0.00	76,180.00	24,600.00	309.67%
3801.6 Impact fees - Storm Water	7,878.20	0.00	80,441.59	31,000.00	259.49%
3801.7 Impact fees - Parks, Trails, OS	3,625.00	0.00	18,295.00	6,600.00	277.20%
<b>Total Miscellaneous revenue</b>	<b>44,622.18</b>	<b>31.92</b>	<b>207,953.21</b>	<b>81,300.00</b>	<b>255.79%</b>
<b>Total Revenue:</b>	<b>527,930.30</b>	<b>119,806.20</b>	<b>763,036.80</b>	<b>1,416,464.00</b>	<b>53.87%</b>
<b>Expenditures:</b>					
<b>General government</b>					
<b>Council</b>					
4111.110 Council/PC Salaries and Wages	9,475.00	2,350.00	10,375.00	21,000.00	49.40%
4111.130 Council/PC Employee benefits	950.85	179.78	851.23	2,400.00	35.47%
4111.210 Council/PC Travel Reimbursement	0.00	0.00	0.00	1,500.00	0.00%
4111.220 Council/PC Training	0.00	0.00	45.00	1,500.00	3.00%

**Town of Apple Valley**  
**Operational Budget Report**  
**10 General Fund - 07/01/2023 to 01/31/2024**  
**58.33% of the fiscal year has expired**

	Prior YTD	Current Period	Current YTD	Annual Budget	Percent Used
4111.610 Council Donations and Discretionary Spending	0.00	0.00	0.00	500.00	0.00%
<b>Total Council</b>	<b>10,425.85</b>	<b>2,529.78</b>	<b>11,271.23</b>	<b>26,900.00</b>	<b>41.90%</b>
<b>Administrative</b>					
4141.110 Admin Salaries and Wages	60,054.13	7,212.13	53,572.67	99,000.00	54.11%
4141.130 Admin Employee Benefits	5,285.28	932.80	7,173.99	17,100.00	41.95%
4141.140 Admin Employee Retirement - GASB 68	8,003.94	662.64	2,519.31	7,000.00	35.99%
4141.210 Admin Dues, Subs & Memberships	4,772.76	2,733.64	5,725.89	5,500.00	104.11%
4141.220 Admin Public Notices	41.95	0.00	0.00	100.00	0.00%
4141.230 Admin Training	696.00	395.00	395.00	1,500.00	26.33%
4141.240 Admin Office/Administrative Expense	11,119.39	1,930.79	10,054.11	8,000.00	125.68%
4141.250 Admin Equipment Expenses	8,773.13	1,575.31	10,437.52	10,000.00	104.38%
4141.260 Admin Building & Ground Maintenance	3,427.04	443.79	6,274.72	4,500.00	139.44%
4141.270 Admin Utilities	3,883.27	310.19	2,696.62	7,600.00	35.48%
4141.280 Admin Telephone and Internet	5,047.87	467.13	3,130.82	8,100.00	38.65%
4141.290 Admin Postage	1,824.61	536.00	1,865.65	3,700.00	50.42%
4141.320 Admin Engineering Fees	6,337.98	0.00	4,465.25	3,500.00	127.58%
4141.330 Admin Legal Fees	30,825.82	6,493.45	26,786.85	50,000.00	53.57%
4141.340 Admin Accounting & Auditing	4,400.00	1,350.00	15,706.25	29,400.00	53.42%
4141.350 Admin Building/Zoning/Planning Fees	19,221.08	2,100.00	16,126.25	30,000.00	53.75%
4141.390 Admin Bank Service Charges	15.00	0.00	0.00	200.00	0.00%
4141.410 Admin Insurance	11,895.25	0.00	12,703.16	16,000.00	79.39%
4141.490 Admin Travel Reimbursements	984.91	1.81	505.11	1,500.00	33.67%
4141.500 Admin Weed Abatement	0.00	0.00	508.00	1,500.00	33.87%
4141.610 Bad Debt Expense	1,818.22	0.00	15.98	250.00	6.39%
4141.740 Admin Capital Outlay	0.00	0.00	2,657.57	0.00	0.00%
4170 Elections	0.00	(1,311.75)	2,607.75	1,500.00	173.85%
<b>Total Administrative</b>	<b>188,427.63</b>	<b>25,832.93</b>	<b>185,928.47</b>	<b>305,950.00</b>	<b>60.77%</b>
<b>Total General government</b>	<b>198,853.48</b>	<b>28,362.71</b>	<b>197,199.70</b>	<b>332,850.00</b>	<b>59.25%</b>
<b>Public safety</b>					
<b>Police</b>					
4210.110 Police Salaries & Wages/Contract	11,250.00	0.00	7,500.00	15,000.00	50.00%
4253.250 Animal Control Supplies	0.00	0.00	0.00	100.00	0.00%
<b>Total Police</b>	<b>11,250.00</b>	<b>0.00</b>	<b>7,500.00</b>	<b>15,100.00</b>	<b>49.67%</b>
<b>Fire</b>					
4220.110 Fire Salaries & Wages	20,444.67	4,645.37	30,197.42	67,200.00	44.94%
4220.130 Fire Employee Benefits	5,042.62	355.37	2,542.90	13,600.00	18.70%
4220.135 Fire Employee Retirement - GASB 68	0.00	638.53	4,834.21	8,100.00	59.68%
4220.140 Fire Contract Wages	0.00	0.00	0.00	4,500.00	0.00%
4220.145 Fire Contract Benefits	0.00	0.00	0.00	525.00	0.00%
4220.150 Fire Contract Expense	0.00	0.00	0.00	1,500.00	0.00%
4220.210 Fire Dues, Subscriptions & Memberships	119.00	0.00	0.00	600.00	0.00%
4220.230 Fire Travel, Mileage & Cell	0.00	50.00	350.00	600.00	58.33%
4220.240 Fire Office & Other Expenses	29.99	172.78	620.56	500.00	124.11%
4220.250 Fire Equipment Maintenance & Repairs	1,207.51	806.64	2,517.30	11,000.00	22.88%
4220.260 Fire Rent Expense	0.00	3,000.00	3,000.00	0.00	0.00%
4220.360 Fire Training	191.00	0.00	570.00	13,100.00	4.35%
4220.450 Fire Small Equip/Supplies	2,165.60	746.48	16,082.49	15,000.00	107.22%
4220.460 Fire Supplies-Fundraisers	0.00	0.00	130.59	500.00	26.12%
4220.465 Fire Gear	0.00	945.03	3,402.91	15,000.00	22.69%
4220.480 Fire Mitigation MOU Expenditures	0.00	0.00	0.00	15,000.00	0.00%
4220.560 Fire Equipment Fuel	375.94	100.00	4,749.96	4,000.00	118.75%
4220.610 Fire Principal	7,550.63	0.00	0.00	0.00	0.00%
4220.620 Fire Interest	304.42	0.00	0.00	0.00	0.00%
<b>Total Fire</b>	<b>37,431.38</b>	<b>11,460.20</b>	<b>68,998.34</b>	<b>170,725.00</b>	<b>40.41%</b>
<b>Total Public safety</b>	<b>48,681.38</b>	<b>11,460.20</b>	<b>76,498.34</b>	<b>185,825.00</b>	<b>41.17%</b>
<b>Highways and public improvements</b>					
<b>Highways</b>					
4410.110 Road Wages and Contract Labor	270.00	190.00	1,764.00	15,200.00	11.61%
4410.130 Road Employee Benefits	20.66	14.54	135.66	1,750.00	7.75%
4410.270 Road Flood Damage	0.00	0.00	0.00	2,000.00	0.00%
4410.380 Road Department Services	2,154.20	0.00	0.00	2,500.00	0.00%
4410.450 Road Department Supplies	9,700.41	0.00	7,227.13	45,000.00	16.06%
4410.550 Road Equipment Maintenance	1,117.60	0.00	0.00	2,500.00	0.00%
4410.560 Road Equipment Fuel	496.00	0.00	1,421.61	5,000.00	28.43%

**Town of Apple Valley**  
**Operational Budget Report**  
**10 General Fund - 07/01/2023 to 01/31/2024**  
**58.33% of the fiscal year has expired**

	Prior YTD	Current Period	Current YTD	Annual Budget	Percent Used
4410.810 Road Principal	39,812.32	0.00	35,000.00	35,000.00	100.00%
4410.820 Road Interest	29,341.19	0.00	28,121.65	28,150.00	99.90%
4415.110 Public Works Wages and Contract Labor	2,817.00	3,938.88	26,094.63	30,300.00	86.12%
4415.130 Public Works Employee Benefits	284.33	301.34	1,902.15	9,400.00	20.24%
4415.140 Public Works Employee Retirement - GASB 68	0.00	130.98	1,676.51	8,100.00	20.70%
4415.320 Public Works Engineering/Professional Fees	107.25	0.00	0.00	0.00	0.00%
4415.450 Public Works Supplies	2,517.09	3,243.01	14,662.46	6,000.00	244.37%
4415.550 Public Works Equipment Maintenance	1,367.26	165.68	9,980.71	3,000.00	332.69%
4415.560 Public Works Equipment Fuel	1,063.38	0.00	3,204.01	2,000.00	160.20%
4415.570 Public Works Travel, Mileage, Cell	77.51	0.00	673.17	500.00	134.63%
4415.610 Public Works Storm Drainage	3,300.81	0.00	666.55	5,000.00	13.33%
4415.615 Storm Drainage Improvements	0.00	0.00	1,147.14	0.00	0.00%
4415.710 Public Works Principal	15,479.43	0.00	0.00	0.00	0.00%
4415.720 Public Works Interest	580.57	0.00	0.00	0.00	0.00%
4415.740 Public Works Capital Outlay	11,000.00	0.00	3,044.50	9,000.00	33.83%
<b>Total Highways</b>	<b>121,507.01</b>	<b>7,984.43</b>	<b>136,721.88</b>	<b>210,400.00</b>	<b>64.98%</b>
<b>Sanitation</b>					
4420.460 Solid Waste Service	28,898.32	0.00	30,451.25	60,000.00	50.75%
<b>Total Sanitation</b>	<b>28,898.32</b>	<b>0.00</b>	<b>30,451.25</b>	<b>60,000.00</b>	<b>50.75%</b>
<b>Total Highways and public improvements</b>	<b>150,405.33</b>	<b>7,984.43</b>	<b>167,173.13</b>	<b>270,400.00</b>	<b>61.82%</b>
<b>Parks, recreation, and public property</b>					
<b>Parks</b>					
4540.110 Park/Rec Wages and Contract Labor	4,563.00	290.00	1,988.82	5,100.00	39.00%
4540.130 Park/Rec Employee Benefits	349.07	22.18	152.95	600.00	25.49%
4540.250 Park/Rec Department Expenses	272.62	0.00	187.78	1,000.00	18.78%
4540.460 Park/Rec Community Events Supplies	1,289.44	0.00	1,450.12	4,000.00	36.25%
<b>Total Parks</b>	<b>6,474.13</b>	<b>312.18</b>	<b>3,779.67</b>	<b>10,700.00</b>	<b>35.32%</b>
<b>Total Parks, recreation, and public property</b>	<b>6,474.13</b>	<b>312.18</b>	<b>3,779.67</b>	<b>10,700.00</b>	<b>35.32%</b>
<b>Transfers</b>					
4804 Transfer to Fund Balance	0.00	0.00	0.00	92,889.00	0.00%
4805 Transfer to Capital Projects	0.00	0.00	0.00	265,000.00	0.00%
4807 Transfer to Assigned Balance - Fire Impact Fees	0.00	0.00	0.00	6,800.00	0.00%
4809 Transfer to Assigned Balance - Roadway Impact Fee	0.00	0.00	0.00	24,600.00	0.00%
4810 Transfer to Assigned Balance -Storm Water Imp Fee	0.00	0.00	0.00	31,000.00	0.00%
4811 Transfer to Assigned Balance - Parks & Rec Fees	0.00	0.00	0.00	6,600.00	0.00%
4812 Transfer to Assigned Balance - Perpetual Care	0.00	0.00	0.00	129,300.00	0.00%
4813 Transfer to Assigned Balance - Cemetery Funds	0.00	0.00	0.00	60,500.00	0.00%
<b>Total Transfers</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>616,689.00</b>	<b>0.00%</b>
<b>Total Expenditures:</b>	<b>404,414.32</b>	<b>48,119.52</b>	<b>444,650.84</b>	<b>1,416,464.00</b>	<b>31.39%</b>
<b>Total Change In Net Position</b>	<b>123,515.98</b>	<b>71,686.68</b>	<b>318,385.96</b>	<b>0.00</b>	<b>0.00%</b>

**Town of Apple Valley**  
**Operational Budget Report**  
**41 Capital Projects Fund - 07/01/2023 to 01/31/2024**  
**58.33% of the fiscal year has expired**

	Prior YTD	Current Period	Current YTD	Annual Budget	Percent Used
<b>Change In Net Position</b>					
<b>Revenue:</b>					
<b>Intergovernmental revenue</b>					
3340 Grant Revenues	0.00	0.00	0.00	3,320,000.00	0.00%
3341 Grant Revenues-Fire	0.00	0.00	0.00	410,000.00	0.00%
<b>Total Intergovernmental revenue</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>3,730,000.00</b>	<b>0.00%</b>
<b>Contributions and transfers</b>					
3810 Transfer from General fund	0.00	0.00	0.00	540,000.00	0.00%
<b>Total Contributions and transfers</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>540,000.00</b>	<b>0.00%</b>
<b>Total Revenue:</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>4,270,000.00</b>	<b>0.00%</b>
<b>Expenditures:</b>					
<b>General government</b>					
<b>Administrative</b>					
4141.740 Capital Outlay Expenses	27,160.14	0.00	32,832.03	0.00	0.00%
<b>Total Administrative</b>	<b>27,160.14</b>	<b>0.00</b>	<b>32,832.03</b>	<b>0.00</b>	<b>0.00%</b>
<b>Total General government</b>	<b>27,160.14</b>	<b>0.00</b>	<b>32,832.03</b>	<b>0.00</b>	<b>0.00%</b>
<b>Public safety</b>					
<b>Fire</b>					
4220.740 Fire Capital Outlay	0.00	0.00	0.00	450,000.00	0.00%
<b>Total Fire</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>450,000.00</b>	<b>0.00%</b>
<b>Total Public safety</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>450,000.00</b>	<b>0.00%</b>
<b>Highways and public improvements</b>					
<b>Highways</b>					
4410.740 Road Capital Outlay	0.00	0.00	0.00	1,050,000.00	0.00%
4415.740 Public Works Capital Outlay	720.00	0.00	560.00	2,520,000.00	0.02%
<b>Total Highways</b>	<b>720.00</b>	<b>0.00</b>	<b>560.00</b>	<b>3,570,000.00</b>	<b>0.02%</b>
<b>Total Highways and public improvements</b>	<b>720.00</b>	<b>0.00</b>	<b>560.00</b>	<b>3,570,000.00</b>	<b>0.02%</b>
<b>Parks, recreation, and public property</b>					
<b>Cemetery</b>					
4590.470 Cemetery Capital Outlay	0.00	0.00	2,448.40	250,000.00	0.98%
<b>Total Cemetery</b>	<b>0.00</b>	<b>0.00</b>	<b>2,448.40</b>	<b>250,000.00</b>	<b>0.98%</b>
<b>Total Parks, recreation, and public property</b>	<b>0.00</b>	<b>0.00</b>	<b>2,448.40</b>	<b>250,000.00</b>	<b>0.98%</b>
<b>Total Expenditures:</b>	<b>27,880.14</b>	<b>0.00</b>	<b>35,840.43</b>	<b>4,270,000.00</b>	<b>0.84%</b>
<b>Total Change In Net Position</b>	<b>(27,880.14)</b>	<b>0.00</b>	<b>(35,840.43)</b>	<b>0.00</b>	<b>0.00%</b>

**Town of Apple Valley**  
**Operational Budget Report**  
**10 General Fund - 07/01/2023 to 02/29/2024**  
**66.67% of the fiscal year has expired**

	Prior YTD	Current Period	Current YTD	Annual Budget	Percent Used
<b>Change In Net Position</b>					
<b>Revenue:</b>					
<b>Taxes</b>					
3110 General Property Taxes-Current	127,970.79	4,524.81	153,164.07	136,661.00	112.08%
3120 Prior Year's Taxes-Delinquent	0.00	0.00	0.00	8,000.00	0.00%
3130 General Sales and Use Taxes	125,800.55	18,936.91	121,300.97	196,000.00	61.89%
3140 Energy and Communication Taxes	28,972.30	5,761.10	27,757.04	45,700.00	60.74%
3150 RAP Tax	10,790.36	1,793.66	9,585.73	18,500.00	51.81%
3160 Transient Taxes	9,676.68	1,917.62	11,690.15	18,000.00	64.95%
3170 Fee in Lieu of Personal Property Taxes	0.00	0.00	0.00	8,400.00	0.00%
3180 Fuel Tax Refund	826.53	0.00	3.08	1,000.00	0.31%
3190 Highway/Transit Tax	11,717.37	1,782.98	12,013.48	17,100.00	70.25%
<b>Total Taxes</b>	<b>315,754.58</b>	<b>34,717.08</b>	<b>335,514.52</b>	<b>449,361.00</b>	<b>74.66%</b>
<b>Licenses and permits</b>					
3210 Business Licenses	7,690.50	150.00	6,463.50	9,500.00	68.04%
3221 Building Permits-Fee	36,555.69	14,562.23	37,028.32	45,000.00	82.29%
3222 Building Permits-Non Surcharge	5,287.42	2,919.46	6,884.32	6,750.00	101.99%
3224 Building Permits Surcharge	433.13	72.32	112.28	450.00	24.95%
3225 Animal Licenses	750.00	60.00	730.00	800.00	91.25%
<b>Total Licenses and permits</b>	<b>50,716.74</b>	<b>17,764.01</b>	<b>51,218.42</b>	<b>62,500.00</b>	<b>81.95%</b>
<b>Intergovernmental revenue</b>					
3342 Fire Dept-State Wildland Grant	0.00	0.00	0.00	10,000.00	0.00%
3356 Class "C" Road Allotment	72,154.91	0.00	80,588.98	137,000.00	58.82%
3358 Liquor Control Profits	1,037.25	0.00	843.40	1,100.00	76.67%
<b>Total Intergovernmental revenue</b>	<b>73,192.16</b>	<b>0.00</b>	<b>81,432.38</b>	<b>148,100.00</b>	<b>54.98%</b>
<b>Charges for services</b>					
3230 Special Event Permit	2,480.00	0.00	600.00	4,500.00	13.33%
3410 Clerical Services	259.90	0.00	80.54	400.00	20.14%
3416 Other Interdepartmental Charges	5,400.80	125.00	9,638.10	44,203.00	21.80%
3420 Fire Department Contracts	0.00	0.00	0.00	6,000.00	0.00%
3431 Zoning and Subdivision Fees	10,222.25	3,020.00	36,555.00	20,000.00	182.78%
3440 Solid Waste	37,082.18	5,231.25	40,699.66	61,000.00	66.72%
3441 Storm Drainage	30,139.72	4,196.39	33,375.51	49,000.00	68.11%
3461 GRAMA Requests	285.52	0.00	115.00	500.00	23.00%
3470 Park and Recreation Fees	0.00	0.00	0.00	100.00	0.00%
3481 Sale of Cemetery Lots	0.00	(300.00)	0.00	310,500.00	0.00%
3482 Cemetery Perpetual Care	0.00	(300.00)	0.00	129,300.00	0.00%
3615 Late Charges/Other Fees	(189.73)	142.08	845.69	2,500.00	33.83%
<b>Total Charges for services</b>	<b>85,680.64</b>	<b>12,114.72</b>	<b>121,909.50</b>	<b>628,003.00</b>	<b>19.41%</b>
<b>Fines and forfeitures</b>					
3510 Fines	3,378.41	304.22	2,471.77	5,000.00	49.44%
<b>Total Fines and forfeitures</b>	<b>3,378.41</b>	<b>304.22</b>	<b>2,471.77</b>	<b>5,000.00</b>	<b>49.44%</b>
<b>Interest</b>					
3610 Interest Earnings	15,990.29	16.23	28,058.39	42,200.00	66.49%
<b>Total Interest</b>	<b>15,990.29</b>	<b>16.23</b>	<b>28,058.39</b>	<b>42,200.00</b>	<b>66.49%</b>
<b>Miscellaneous revenue</b>					
3640 Sale of Capital Assets	0.00	0.00	7,500.00	0.00	0.00%
3690 Sundry Revenue	18,360.86	0.00	3,268.79	5,000.00	65.38%
3692 Fire Department Fundraisers/Donations	1,500.00	0.00	90.00	6,500.00	1.38%
3697 Park Department Fundraisers	0.00	0.00	0.00	800.00	0.00%
3801.1 Impact fees - Fire	5,064.00	2,532.00	24,904.00	6,800.00	366.24%
3801.3 Impact fees - Roadways	15,960.00	7,980.00	84,160.00	24,600.00	342.11%
3801.6 Impact fees - Storm Water	22,307.15	10,475.42	90,917.01	31,000.00	293.28%
3801.7 Impact fees - Parks, Trails, OS	4,350.00	2,175.00	20,470.00	6,600.00	310.15%
<b>Total Miscellaneous revenue</b>	<b>67,542.01</b>	<b>23,162.42</b>	<b>231,309.80</b>	<b>81,300.00</b>	<b>284.51%</b>
<b>Total Revenue:</b>	<b>612,254.83</b>	<b>88,078.68</b>	<b>851,914.78</b>	<b>1,416,464.00</b>	<b>60.14%</b>
<b>Expenditures:</b>					
<b>General government</b>					
<b>Council</b>					
4111.110 Council/PC Salaries and Wages	10,850.00	701.47	11,076.47	21,000.00	52.75%
4111.130 Council/PC Employee benefits	1,056.06	43.24	894.47	2,400.00	37.27%
4111.210 Council/PC Travel Reimbursement	0.00	0.00	0.00	1,500.00	0.00%
4111.220 Council/PC Training	0.00	0.00	45.00	1,500.00	3.00%

**Town of Apple Valley**  
**Operational Budget Report**  
**10 General Fund - 07/01/2023 to 02/29/2024**  
**66.67% of the fiscal year has expired**

	Prior YTD	Current Period	Current YTD	Annual Budget	Percent Used
4111.610 Council Donations and Discretionary Spending	0.00	0.00	0.00	500.00	0.00%
<b>Total Council</b>	<b>11,906.06</b>	<b>744.71</b>	<b>12,015.94</b>	<b>26,900.00</b>	<b>44.67%</b>
<b>Administrative</b>					
4141.110 Admin Salaries and Wages	68,145.14	7,402.15	60,974.82	99,000.00	61.59%
4141.130 Admin Employee Benefits	5,916.11	922.27	8,096.26	17,100.00	47.35%
4141.140 Admin Employee Retirement - GASB 68	9,061.00	881.39	3,400.70	7,000.00	48.58%
4141.210 Admin Dues, Subs & Memberships	4,792.76	219.00	5,944.89	5,500.00	108.09%
4141.220 Admin Public Notices	41.95	0.00	0.00	100.00	0.00%
4141.230 Admin Training	448.17	0.00	395.00	1,500.00	26.33%
4141.240 Admin Office/Administrative Expense	11,637.36	894.03	10,948.14	8,000.00	136.85%
4141.250 Admin Equipment Expenses	10,659.53	1,558.26	11,995.78	10,000.00	119.96%
4141.260 Admin Building & Ground Maintenance	4,586.94	1,884.93	8,159.65	4,500.00	181.33%
4141.270 Admin Utilities	5,026.99	1,812.29	4,508.91	7,600.00	59.33%
4141.280 Admin Telephone and Internet	5,493.00	448.73	3,579.55	8,100.00	44.19%
4141.290 Admin Postage	2,005.51	272.00	2,137.65	3,700.00	57.77%
4141.320 Admin Engineering Fees	6,337.98	0.00	4,465.25	3,500.00	127.58%
4141.330 Admin Legal Fees	33,901.57	3,716.30	30,503.15	50,000.00	61.01%
4141.340 Admin Accounting & Auditing	4,400.00	1,712.50	17,418.75	29,400.00	59.25%
4141.350 Admin Building/Zoning/Planning Fees	20,555.48	0.00	16,126.25	30,000.00	53.75%
4141.390 Admin Bank Service Charges	15.00	0.00	0.00	200.00	0.00%
4141.410 Admin Insurance	13,275.25	(8.85)	12,694.31	16,000.00	79.34%
4141.490 Admin Travel Reimbursements	1,042.91	101.70	606.81	1,500.00	40.45%
4141.500 Admin Weed Abatement	0.00	0.00	508.00	1,500.00	33.87%
4141.610 Bad Debt Expense	1,818.22	0.00	15.98	250.00	6.39%
4141.740 Admin Capital Outlay	0.00	0.00	2,657.57	0.00	0.00%
4170 Elections	0.00	0.00	2,607.75	1,500.00	173.85%
<b>Total Administrative</b>	<b>209,160.87</b>	<b>21,816.70</b>	<b>207,745.17</b>	<b>305,950.00</b>	<b>67.90%</b>
<b>Total General government</b>	<b>221,066.93</b>	<b>22,561.41</b>	<b>219,761.11</b>	<b>332,850.00</b>	<b>66.02%</b>
<b>Public safety</b>					
<b>Police</b>					
4210.110 Police Salaries & Wages/Contract	11,250.00	0.00	7,500.00	15,000.00	50.00%
4253.250 Animal Control Supplies	0.00	0.00	0.00	100.00	0.00%
<b>Total Police</b>	<b>11,250.00</b>	<b>0.00</b>	<b>7,500.00</b>	<b>15,100.00</b>	<b>49.67%</b>
<b>Fire</b>					
4220.110 Fire Salaries & Wages	23,596.61	3,830.37	34,027.79	67,200.00	50.64%
4220.130 Fire Employee Benefits	5,796.70	293.02	2,835.92	13,600.00	20.85%
4220.135 Fire Employee Retirement - GASB 68	0.00	638.53	5,472.74	8,100.00	67.56%
4220.140 Fire Contract Wages	0.00	0.00	0.00	4,500.00	0.00%
4220.145 Fire Contract Benefits	0.00	0.00	0.00	525.00	0.00%
4220.150 Fire Contract Expense	0.00	0.00	0.00	1,500.00	0.00%
4220.210 Fire Dues, Subscriptions & Memberships	424.00	305.00	305.00	600.00	50.83%
4220.230 Fire Travel, Mileage & Cell	0.00	50.00	400.00	600.00	66.67%
4220.240 Fire Office & Other Expenses	29.99	222.00	842.56	500.00	168.51%
4220.250 Fire Equipment Maintenance & Repairs	2,938.43	0.00	2,517.30	11,000.00	22.88%
4220.260 Fire Rent Expense	0.00	0.00	3,000.00	0.00	0.00%
4220.360 Fire Training	251.00	64.83	634.83	13,100.00	4.85%
4220.450 Fire Small Equip/Supplies	3,336.73	1,198.87	17,281.36	15,000.00	115.21%
4220.460 Fire Supplies-Fundraisers	0.00	0.00	130.59	500.00	26.12%
4220.465 Fire Gear	0.00	1,858.56	5,261.47	15,000.00	35.08%
4220.480 Fire Mitigation MOU Expenditures	0.00	0.00	0.00	15,000.00	0.00%
4220.560 Fire Equipment Fuel	365.73	1,174.99	5,924.95	4,000.00	148.12%
4220.610 Fire Principal	11,985.58	0.00	0.00	0.00	0.00%
4220.620 Fire Interest	(778.76)	0.00	0.00	0.00	0.00%
<b>Total Fire</b>	<b>47,946.01</b>	<b>9,636.17</b>	<b>78,634.51</b>	<b>170,725.00</b>	<b>46.06%</b>
<b>Total Public safety</b>	<b>59,196.01</b>	<b>9,636.17</b>	<b>86,134.51</b>	<b>185,825.00</b>	<b>46.35%</b>
<b>Highways and public improvements</b>					
<b>Highways</b>					
4410.110 Road Wages and Contract Labor	400.00	110.00	1,874.00	15,200.00	12.33%
4410.130 Road Employee Benefits	30.61	8.41	144.07	1,750.00	8.23%
4410.270 Road Flood Damage	0.00	0.00	0.00	2,000.00	0.00%
4410.380 Road Department Services	2,154.20	0.00	0.00	2,500.00	0.00%
4410.450 Road Department Supplies	9,700.41	0.00	7,227.13	45,000.00	16.06%
4410.550 Road Equipment Maintenance	1,117.60	0.00	0.00	2,500.00	0.00%
4410.560 Road Equipment Fuel	496.00	0.00	1,421.61	5,000.00	28.43%

**Town of Apple Valley**  
**Operational Budget Report**  
**10 General Fund - 07/01/2023 to 02/29/2024**  
**66.67% of the fiscal year has expired**

	Prior YTD	Current Period	Current YTD	Annual Budget	Percent Used
4410.810 Road Principal	40,651.95	0.00	35,000.00	35,000.00	100.00%
4410.820 Road Interest	29,381.94	0.00	28,121.65	28,150.00	99.90%
4415.110 Public Works Wages and Contract Labor	2,957.00	360.00	26,454.63	30,300.00	87.31%
4415.130 Public Works Employee Benefits	295.04	27.55	1,929.70	9,400.00	20.53%
4415.140 Public Works Employee Retirement - GASB 68	0.00	0.00	1,676.51	8,100.00	20.70%
4415.320 Public Works Engineering/Professional Fees	107.25	0.00	0.00	0.00	0.00%
4415.450 Public Works Supplies	2,517.09	84.77	14,747.23	6,000.00	245.79%
4415.550 Public Works Equipment Maintenance	1,367.26	40.50	10,021.21	3,000.00	334.04%
4415.560 Public Works Equipment Fuel	1,213.38	2,111.30	5,315.31	2,000.00	265.77%
4415.570 Public Works Travel, Mileage, Cell	77.51	0.00	673.17	500.00	134.63%
4415.610 Public Works Storm Drainage	3,300.81	648.00	1,314.55	5,000.00	26.29%
4415.615 Storm Drainage Improvements	0.00	0.00	1,147.14	0.00	0.00%
4415.710 Public Works Principal	15,479.43	0.00	0.00	0.00	0.00%
4415.720 Public Works Interest	580.57	0.00	0.00	0.00	0.00%
4415.740 Public Works Capital Outlay	11,000.00	0.00	3,044.50	9,000.00	33.83%
<b>Total Highways</b>	<b>122,828.05</b>	<b>3,390.53</b>	<b>140,112.41</b>	<b>210,400.00</b>	<b>66.59%</b>
<b>Sanitation</b>					
4420.460 Solid Waste Service	28,998.32	5,233.70	35,684.95	60,000.00	59.47%
<b>Total Sanitation</b>	<b>28,998.32</b>	<b>5,233.70</b>	<b>35,684.95</b>	<b>60,000.00</b>	<b>59.47%</b>
<b>Total Highways and public improvements</b>	<b>151,826.37</b>	<b>8,624.23</b>	<b>175,797.36</b>	<b>270,400.00</b>	<b>65.01%</b>
<b>Parks, recreation, and public property</b>					
<b>Parks</b>					
4540.110 Park/Rec Wages and Contract Labor	4,583.00	0.00	1,988.82	5,100.00	39.00%
4540.130 Park/Rec Employee Benefits	350.60	0.00	152.95	600.00	25.49%
4540.250 Park/Rec Department Expenses	272.62	0.00	187.78	1,000.00	18.78%
4540.460 Park/Rec Community Events Supplies	1,289.44	0.00	1,450.12	4,000.00	36.25%
<b>Total Parks</b>	<b>6,495.66</b>	<b>0.00</b>	<b>3,779.67</b>	<b>10,700.00</b>	<b>35.32%</b>
<b>Total Parks, recreation, and public property</b>	<b>6,495.66</b>	<b>0.00</b>	<b>3,779.67</b>	<b>10,700.00</b>	<b>35.32%</b>
<b>Transfers</b>					
4804 Transfer to Fund Balance	0.00	0.00	0.00	92,889.00	0.00%
4805 Transfer to Capital Projects	0.00	0.00	0.00	265,000.00	0.00%
4807 Transfer to Assigned Balance - Fire Impact Fees	0.00	0.00	0.00	6,800.00	0.00%
4809 Transfer to Assigned Balance - Roadway Impact Fee	0.00	0.00	0.00	24,600.00	0.00%
4810 Transfer to Assigned Balance -Storm Water Imp Fee	0.00	0.00	0.00	31,000.00	0.00%
4811 Transfer to Assigned Balance - Parks & Rec Fees	0.00	0.00	0.00	6,600.00	0.00%
4812 Transfer to Assigned Balance - Perpetual Care	0.00	0.00	0.00	129,300.00	0.00%
4813 Transfer to Assigned Balance - Cemetery Funds	0.00	0.00	0.00	60,500.00	0.00%
<b>Total Transfers</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>616,689.00</b>	<b>0.00%</b>
<b>Total Expenditures:</b>	<b>438,584.97</b>	<b>40,821.81</b>	<b>485,472.65</b>	<b>1,416,464.00</b>	<b>34.27%</b>
<b>Total Change In Net Position</b>	<b>173,669.86</b>	<b>47,256.87</b>	<b>366,442.13</b>	<b>0.00</b>	<b>0.00%</b>



## TOWN COUNCIL MEETING AND HEARING

1777 N Meadowlark Dr, Apple Valley  
Tuesday, February 20, 2024 at 6:00 PM

### MINUTES

**Mayor** | Michael Farrar |

**Council Members** | Kevin Sair | Robin Whitmore | Barratt Nielson | Janet Prentice |

**CALL TO ORDER**- Mayor Farrar called the meeting to order at 6:00 p.m.

#### PLEDGE OF ALLEGIANCE

**PRAYER**- Prayer offered by resident Brittia Nielson.

#### ROLL CALL

#### PRESENT

Mayor Michael Farrar

Council Member Kevin Sair

Council Member Robin Whitmore

Council Member Barratt Nielson

Council Member Janet Prentice

#### DECLARATION OF CONFLICTS OF INTEREST

None declared.

#### PUBLIC COMMENTS

Chairman Farrar opened the public comments.

No public comments.

Chairman Farrar closed the public comments.

#### REPORTS, RECOMMENDATIONS, AND ANNOUNCEMENTS

None.

#### MAYOR'S TOWN UPDATE

##### 1. Fire Station Sublease.

Mayor Farrar noting that a one-year sublease was signed for the second fire station to ensure compliance with the requirement that there be a fire station within five miles of every home. Failure to comply would have led to some residents having their homeowner's insurance canceled and increased rates for others.

Mayor Farrar also noted several key points:

1. A third tank for off-road diesel was acquired, expected to save money in the long run by paying for itself in two years. An additional 500 gallons of diesel storage was obtained for emergency situations.
2. The Sheriff's Department agreed to provide extra patrols around the city.
3. Progress was made on the water pipeline project, with \$100,000 approved for engineering work, although full funding commitment is pending.
4. A new town attorney was being voted on.



## TOWN COUNCIL MEETING AND HEARING

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5. Collaborative efforts with the Planning Commission led to new ordinances aimed at holding developers accountable for responsible growth, including changes to building height regulations.
6. Engagement with congressional offices regarding USDA debt for the water district.
7. A developer agreed to change zoning from half-acre to one-acre parcels, pending further details.
8. Progress on settling lawsuits, with three settled and a possible fourth in the works.

Mayor Farrar noted that these changes were focused on responsible development and ensuring accountability, with ongoing efforts to address various issues in the city.

#### PUBLIC HEARING - NEW BUSINESS

2. Adopt Title 16 Administrative Enforcement Program, Ordinance-O-2024-06.

Mayor Farrar summarized the public hearing for new business regarding the adoption of Title 16 Administrative Enforcement Program. It was clarified that the proposed changes would not affect code enforcement procedures, which would remain complaint based. The main change would be that fines collected would go to the town instead of the town prosecutor. The purpose of this change was to retain funds for the town. It was emphasized that fines would be a last resort after warnings and attempts to resolve issues with property owners. The fines would also apply to short-term rentals for non-compliance with licensing requirements. Enforcement actions, such as abatement fees for fire hazards, were outlined, with the town charging \$250 an hour if they had to address the issue themselves.

Mayor Farrar opened the public hearing.

No public comments.

Mayor Farrar closed the public hearing.

3. Amend Title 8.10.010 General Requirements on Burn Permits, Ordinance-O-2024-09.

Mayor Farrar summarized the public hearing to amend Title 8.10.010, which involved adding a requirement for all burn permit applicants to complete a mitigation log. This change was described as a housekeeping issue to formalize an existing practice. The Fire Chief explained that this amendment was part of an agreement with the state, where residents could either pay \$155,000 or work off the amount in mitigation hours. These hours could be accrued by cleaning up one's own yard, with each hour counting towards \$30. The Fire Chief emphasized that this arrangement provided the town with more than enough hours to cover annual fees and allowed residents to contribute to their community.

Mayor Farrar opened the public hearing.

No public comments.

Mayor Farrar closed the public hearing.



## TOWN COUNCIL MEETING AND HEARING

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4. Amend Title 5.09.070 Application Review, Approval And Issuance and 5.09.090 Appeal Procedures (Special Event), Ordinance-O-2024-10.

Mayor Farrar summarized the public hearing to amend Title 5.09.070 and 5.09.090 of the Special Events. The amendment involved replacing "Town Administrator" with "Mayor" in the application review, approval, issuance, and appeal procedures. This change was described as housekeeping, reflecting the shift in responsibilities from the Town Administrator to the Mayor. The amendment aimed to update the ordinance to align with current administrative roles.

Mayor Farrar opened the public hearing.

No public comments.

Mayor Farrar closed the public hearing.

#### PUBLIC HEARING - PLANNING COMMISSION BUSINESS

5. Amend Title 10.10.090 MH Manufactured Housing Park Zone, Ordinance-O-2024-02.  
\*Planning Commission recommended approval on 1/3/24 and 2/7/24.
6. Consider Approval to Amend Title 10.10.110 Cabins Or Tiny Home Parks Zone, Ordinance-O-2024-03.  
\*Planning Commission recommended approval on 1/3/24 and 2/7/24.
7. Amend Title 10.10.030 C Commercial Zones, Ordinance-O-2024-04.  
\*Planning Commission recommended approval on 1/3/24.
8. Amend Title 11.08.040 Street Improvements, Ordinance-O-2024-05.  
\*Planning Commission recommended approval on 1/3/24.
9. Amend Title 10.10.060 SF Single Family Residential Zone, Ordinance-O-2024-07.  
\*Planning Commission recommended approval on 2/7/24.
10. Amend Title 10.10.100 Recreational Vehicle Park Zone, Ordinance-O-2024-08.  
\*Planning Commission recommended approval on 2/7/24.

Mayor Farrar noted that agenda items 5, 6, 7, 8, 9, and 10 were listed to allow public discussion as each item was addressed. These items had already undergone legal hearings conducted by the Planning Commission, so additional hearings were not required. The Mayor expressed a commitment to open public conversation and provide an opportunity for questions and statements from the community. The meeting then moved on to agenda item number 11.



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### MINUTES

#### DISCUSSION AND ACTION - OLD BUSINESS

11. Contract for Dispatch. (Intergovernmental Cooperative Agreement Between the Town of Colorado City, Arizona and Town of Apple Valley, Utah for 9-1-1 and Dispatch Services)

The Mayor and Fire Chief explained that the agreement was to start paying for services that had been provided for free. The cost would be \$4,656 per year plus a fee per call, estimated at \$74 per call. The Mayor emphasized the value of the services provided and the need to compensate for them. There was discussion about the details of the agreement, including the number of calls covered and the total cost. It was agreed to revisit the issue at the end of the meeting to finalize the details.

After agenda item 13, Mayor Farrar reopened action on Intergovernmental Cooperative Agreement Between the Town of Colorado City, Arizona and Town of Apple Valley, Utah for 9-1-1 and Dispatch Services. The Town Council and Fire Chief Michael Gross discussed the intergovernmental cooperative agreement between the town of Colorado City and Apple Valley for emergency services. The agreement is based on a calculation of call volume, with a base rate determined by multiplying the previous year's call volume by \$74 and dividing it by 12. This base rate is \$4,656 per year. Any calls beyond 12 per month will be billed at \$74 each. The council noted that last year's base rate was \$4,662, based on a low call volume, but this year, with an increase in calls, the cost may be higher. They also discussed the fair treatment and good relationship with Apple Valley, as well as the need to ensure reimbursement for medical calls if they occur during large events.

**MOTION:** Council Member Nielson motioned that we approve the Contract for Dispatch with Colorado City.

**SECOND:** The motion was seconded by Council Member Whitmore.

**VOTE:** Mayor Farrar called for a vote:

Council Member Nielson - Aye  
Council Member Sair - Aye  
Mayor Farrar - Aye  
Council Member Whitmore - Aye  
Council Member Prentice - Aye

The vote was unanimous and the motion carried.

12. Special Event Permit Application for Hurricane Mountain Bike Festival on April 5-7, 2024.

Mayor Farrar discussed the special event permit application for the Hurricane Mountain Bike Festival. The festival was scheduled for April 5th through 7th, 2024, with an expected attendance of 300 participants. The event would take place at Gooseberry Lodges, with participants camping at the RV



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facilities and using other amenities such as the fuel station and cabins. The Mayor raised the issue of ensuring that local residents benefited from such events, suggesting that future events could require the use of local vendors or services. The event organizers expressed willingness to utilize more local facilities and catering services in the future. Concerns were raised about the event's impact on the neighborhood, particularly regarding noise levels and parking. The organizers assured that the event would comply with sound ordinances and provide ample parking on the Gooseberry Lodges property.

**MOTION:** Council Member Sair motioned we approve the Special Event Permit Application for Hurricane Bike Festival on April 5<sup>th</sup> through 7<sup>th</sup>, 2024.

**SECOND:** The motion was seconded by Council Member Whitmore.

**VOTE:** Mayor Farrar called for a vote:

Council Member Nielson - Aye  
Council Member Sair - Aye  
Mayor Farrar - Aye  
Council Member Whitmore - Aye  
Council Member Prentice - Aye

The vote was unanimous and the motion carried.

### DISCUSSION AND ACTION - NEW BUSINESS

13. Special Event Permit Application for Zion Ultra on April 12-14, 2024.

The Town Council discussed a special event permit application for the Zion Ultra event scheduled for April 12<sup>th</sup> to 14<sup>th</sup>. This event, which has been held for the past four years, is larger in scale compared to previous years, with an expected attendance of around 1,300 people. Concerns were raised about bright lights from the event shining into nearby residences. The event organizers assured the council that they would address this issue by adjusting the lights' direction or using rental lights with adjustable direction. The council and fire chief also discussed other aspects of the event, such as food vendors, camping, and fire safety. Overall, the council approved the event permit application, with a focus on ensuring minimal impact on nearby residents and addressing any concerns that may arise during the event.

**MOTION:** Council Member Nielson motioned that we approve 13, Zion Ultra event on April 12<sup>th</sup> through the 14<sup>th</sup>, 2024.

**SECOND:** The motion was seconded by Council Member Whitmore.

**VOTE:** Mayor Farrar called for a vote:



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- Council Member Nielson - Aye
- Council Member Sair - Aye
- Mayor Farrar - Aye
- Council Member Whitmore - Aye
- Council Member Prentice - Aye

The vote was unanimous and the motion carried.

14. Approval of Amending Title 8.10.010 General Requirements on Burn Permits, Ordinance-O-2024-09.

**MOTION:** Council Member Nielson motioned that we adopt Ordinance-O-2024-09.

**SECOND:** The motion was seconded by Council Member Sair.

**VOTE:** Mayor Farrar called for a roll call vote:

- Council Member Nielson - Aye
- Council Member Sair - Aye
- Mayor Farrar - Aye
- Council Member Whitmore - Aye
- Council Member Prentice - Aye

The vote was unanimous and the motion carried.

15. Approval of Resolution-R-2024-06, Appointing Emergency Program Coordinator.

**MOTION:** Council Member Nielson motioned that we approve Resolution-R-2024-06, appointing Frank Lindhardt as a volunteer Emergency Program Coordinator and Director of Emergency Services.

**SECOND:** The motion was seconded by Council Member Sair.

**VOTE:** Mayor Farrar called for a roll call vote:

- Council Member Nielson - Aye
- Council Member Sair - Aye
- Mayor Farrar - Aye
- Council Member Whitmore - Aye
- Council Member Prentice - Aye



# TOWN COUNCIL MEETING AND HEARING

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The vote was unanimous and the motion carried.

16. Approval of Adopting Title 16 Administrative Enforcement Program, Ordinance-O-2024-06.

The Council discussed adopting Title 16 Administrative Enforcement Program Ordinance. The ordinance was based on a template from another city's attorney to save costs.

Mayor Farrar opened the discussion to public comments. No public comment.

**MOTION:** Council Member Nielson motioned that we adopt Ordinance-O-2024-06.

**SECOND:** The motion was seconded by Council Member Sair.

**VOTE:** Mayor Farrar called for a roll call vote:

- Council Member Nielson - Aye
- Council Member Sair - Aye
- Mayor Farrar - Aye
- Council Member Whitmore - Aye
- Council Member Prentice - Aye

The vote was unanimous and the motion carried.

17. Approval of Amending Title 5.09.070 Application Review, Approval And Issuance and 5.09.090 Appeal Procedures (Special Event), Ordinance-O-2024-10.

**MOTION:** Council Member Whitmore motioned that we adopt Ordinance-O-2024-10 5.09.070 and 5.09.090 Special Events amendment to include Mayor.

**SECOND:** The motion was seconded by Council Member Sair.

**VOTE:** Mayor Farrar called for a vote:

- Council Member Nielson - Aye
- Council Member Sair - Aye
- Mayor Farrar - Aye
- Council Member Whitmore - Aye
- Council Member Prentice - Aye

The vote was unanimous and the motion carried.



## TOWN COUNCIL MEETING AND HEARING

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18. Approval of Resolution-R-2024-07, Amending Resolution-R-2022-32.

The Council discussed Resolution-R-2024-07, which amends Resolution-R-2022-32 regarding the District's ownership and sale. The resolution ensures that the district cannot be sold or taken over by the Washington County Water Conservancy District without approval from the Town Council. The council emphasized that although the district operates as its own entity, the town ultimately owns it and is responsible for its debts.

**MOTION:** Council Member Whitmore motioned that we approve Resolution-R-2024-07 amendment to Resolution-R-2022-32.

**SECOND:** The motion was seconded by Council Member Sair.

**VOTE:** Mayor Farrar called for a roll call vote:

Council Member Nielson - Aye  
Council Member Sair - Aye  
Mayor Farrar - Aye  
Council Member Whitmore - Aye  
Council Member Prentice - Aye

The vote was unanimous and the motion carried.

19. Approval of Resolution-R-2024-05, Utah Public Treasurers' Investment Fund Certification Of Authorized Individuals (PTIF).

The Resolution addressed a housekeeping matter, appointing two individuals, including Mayor Farrar, as decision-makers for the accounts. It was confirmed that one of the individuals, Town Treasurer Robin, was already listed, while the Mayor needed to be added. Additionally, Finance Director Michelle Kinney was to be included as a viewer for reconciliation purposes.

Council Member Nielson stepped out to use facilities and did not vote.

**MOTION:** Council Member Sair motioned we approve R-2024-05 Utah Public Treasurers' Investment Fund Certification Of Authorized Individuals.

**SECOND:** The motion was seconded by Council Member Prentice.

**VOTE:** Mayor Farrar called for a vote:

Council Member Nielson - Absent



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Council Member Sair - Aye  
 Mayor Farrar - Aye  
 Council Member Whitmore - Aye  
 Council Member Prentice - Aye

The vote was unanimous and the motion carried.

20. Approval of Resolution-R-2024-08, Appointment of an additional member to the Southwest Mosquito Abatement and Control District Board.

**MOTION:** Council Member Sair motioned we approve Resolution-R-2024-08 appointment of additional member to the Southwest Mosquito Abatement and Control District Board, Jenna Vizcardo.

**SECOND:** The motion was seconded by Council Member Whitmore.

**VOTE:** Mayor Farrar called for a vote:

Council Member Nielson - Aye  
 Council Member Sair - Aye  
 Mayor Farrar - Aye  
 Council Member Whitmore - Aye  
 Council Member Prentice - Aye

The vote was unanimous and the motion carried.

21. Approval of Engagement Agreement for a Town Attorney with Heath H. Snow, Esq. with Snow Caldwell Beckstrom & Willbanck, PLLC.

The Mayor discussed an engagement agreement for the town attorney with Heath H. Snow. The recommendation for Heath came from Sean Guzman, who was extensively consulted and highly respected in the area. Heath currently represents neighboring towns, which was seen as advantageous for his familiarity with local issues. The council decided to switch to an hourly rate for legal services, as opposed to the previous arrangement with Sean Guzman. This decision was influenced by the desire to avoid conflicts of interest and to potentially reduce costs, given the limited need for legal services in recent years. The offer to attend the meeting was declined, as his recommendation by Guzman was considered sufficient.

**MOTION:** Council Member Sair motioned we approve the agreement for the Town Attorney with Heath H. Snow, Esq. with Snow Caldwell Beckstrom & Willbanck, PLLC



# TOWN COUNCIL MEETING AND HEARING

1777 N Meadowlark Dr, Apple Valley  
Tuesday, February 20, 2024 at 6:00 PM

## MINUTES

**SECOND:** The motion was seconded by Council Member Nielson.

**VOTE:** Mayor Farrar called for a vote:

- Council Member Nielson - Aye
- Council Member Sair - Aye
- Mayor Farrar - Aye
- Council Member Whitmore - Aye
- Council Member Prentice - Aye

The vote was unanimous and the motion carried.

- 22. Approval of adding Michael Lee Farrar (Mayor) and removing Jauna McGinnis to the Fire Account with State Bank of Southern Utah.

**MOTION:** Council Member Sair motioned that we approve adding Michel Lee Farrar the Mayor, and removing Jauna McGinnis from the Fire Account with State Bank of Southern Utah.

**SECOND:** The motion was seconded by Council Member Whitmore.

**VOTE:** Mayor Farrar called for a vote:

- Council Member Nielson - Aye
- Council Member Sair - Aye
- Mayor Farrar - Aye
- Council Member Whitmore - Aye
- Council Member Prentice - Aye

The vote was unanimous and the motion carried.

- 23. Approval of Resolution-R-2024-09, Website Privacy Policy.

The Council discussed the Website Privacy Policy. This policy was described as basic and necessary to ensure legal compliance. The state had informed the council of the need for this policy, and after some discussion and research, a suitable policy was created.

**MOTION:** Council Member Sair motioned we approve Resolution-R-2024-09, Website Privacy Policy.

**SECOND:** The motion was seconded by Council Member Nielson.

**VOTE:** Mayor Farrar called for a roll call vote:



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Council Member Nielson - Aye  
Council Member Sair - Aye  
Mayor Farrar - Aye  
Council Member Whitmore - Aye  
Council Member Prentice - Aye

The vote was unanimous and the motion carried.

#### 24. Approval of Resolution-R-2024-10, Personnel Policies Yearly Review Amendment.

The Council discussed agenda number 24, the yearly review amendment of personnel policies. This amendment involved adding the mayor's role, with no major changes otherwise. The Council clarified that the term "mayor or designee" could include anyone designated by the mayor, ensuring flexibility in decision-making.

Motion made by Council Member Whitmore, Seconded by Council Member Sair.  
Voting Yea: Mayor Farrar, Council Member Sair, Council Member Whitmore, Council Member Nielson, Council Member Prentice

**MOTION:** Council Member Whitmore motioned that we approve Resolution-R-2024-10 Personnel Policies Yearly Review Amendment as far as it includes "mayor or designee."

**SECOND:** The motion was seconded by Council Member Sair.

**VOTE:** Mayor Farrar called for a roll call vote:

Council Member Nielson - Aye  
Council Member Sair - Aye  
Mayor Farrar - Aye  
Council Member Whitmore - Aye  
Council Member Prentice - Aye

The vote was unanimous and the motion carried.

#### DISCUSSION AND ACTION - PLANNING COMMISSION BUSINESS

#### 25. Approval of Amending Title 10.10.090 MH Manufactured Housing Park Zone, Ordinance-O-2024-02.

\*Planning Commission recommended approval on 1/3/24 and 2/7/24.



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The Council discussed the amendments. The Council expressed a desire to prevent tall, modern buildings that may not fit the town's character, using the example of a building in a neighboring town as a reference point. They emphasized the importance of input from residents and the need to plan for growth while preserving the town's identity. The Planning Commission recommended approval of the amendments.

**MOTION:** Council Member Whitmore motioned that we adopt Ordinance-O-2024-02 10.10.090 MH Manufactured Housing Park Zone amendment.

**SECOND:** The motion was seconded by Council Member Sair.

**VOTE:** Mayor Farrar called for a roll call vote:

Council Member Nielson - Aye  
Council Member Sair - Aye  
Mayor Farrar - Aye  
Council Member Whitmore - Aye  
Council Member Prentice - Aye

The vote was unanimous and the motion carried.

26. Approval of Amending Title 10.10.110 Cabins Or Tiny Home Parks Zone, Ordinance-O-2024-03.  
\*Planning Commission recommended approval on 1/3/24 and 2/7/24.

The Council discussed this amendment, recommended by the Planning Commission, aimed to regulate the placement of tiny cabins to avoid scattering them throughout neighborhoods. The amendment mirrored the changes made to the manufactured housing park zone ordinance, including increasing the minimum acreage requirement to 15 acres, decreasing density, and setting height restrictions.

**MOTION:** Council Member Prentice motioned to approve the changes to Amendment 10.10.110 Cabins Or Tiny Home Parks Zone with the most recent change on February 7<sup>th</sup>, Planning Commission.

**SECOND:** The motion was seconded by Council Member Nielson.

**VOTE:** Mayor Farrar called for a roll call vote:

Council Member Nielson - Aye  
Council Member Sair - Aye  
Mayor Farrar - Aye  
Council Member Whitmore - Aye  
Council Member Prentice - Aye



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### MINUTES

The vote was unanimous and the motion carried.

27. Approval of Amending Title 10.10.030 C Commercial Zones, Ordinance-O-2024-04.  
\*Planning Commission recommended approval on 1/3/24.

Mayor Farrar reviewed the amendment, recommended by the Planning Commission, aimed to regulate building heights to prevent structures like the one in Hildale from being built in the Town. This amendment focused on adjusting the maximum building heights in commercial zones.

**MOTION:** Council Member Whitmore motioned that we adopt Ordinance-O-2024-04 10.10.030 C Commercial Zones amendment.

**SECOND:** The motion was seconded by Council Member Sair.

**VOTE:** Mayor Farrar called for a roll call vote:

Council Member Nielson - Aye  
Council Member Sair - Aye  
Mayor Farrar - Aye  
Council Member Whitmore - Aye  
Council Member Prentice - Aye

The vote was unanimous and the motion carried.

28. Approval of Amending Title 11.08.040 Street Improvements, Ordinance-O-2024-05.  
\*Planning Commission recommended approval on 1/3/24.

The Council discussed the amendment to Title 11.08.40, which pertains to street improvements. The amendment allows for properties of one acre or larger to not have sidewalks, with approval from the Town Council. Properties under one acre would be required to have sidewalks. This amendment aims to encourage properties already zoned for half-acre lots to increase their acreage to one acre, which is the town's desired size. The purpose is to provide negotiation flexibility to help property owners recover some financial losses and make sound business decisions. The Council clarified that any deviation from the ordinance would require Town Council approval to avoid any unauthorized agreements. The amendment also updates the language to specify that sidewalks, curbs, and gutters may be required, with curbs and gutters being a last resort and sidewalks being the main negotiating tool. The council emphasized that this amendment is to give options and is not a requirement.



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## MINUTES

**MOTION:** Council Member Sair motioned to approve Ordinance-O-2024-05 11.08.040 Street Improvements.

**SECOND:** The motion was seconded by Council Member Whitmore.

**VOTE:** Mayor Farrar called for a roll call vote:

- Council Member Nielson - Aye
- Council Member Sair - Aye
- Mayor Farrar - Aye
- Council Member Whitmore - Aye
- Council Member Prentice - Aye

The vote was unanimous and the motion carried.

- 29. Approval of Amending Title 10.10.060 SF Single Family Residential Zone, Ordinance-O-2024-07.  
\*Planning Commission Agenda 2/7/24.

The Council discussed the amendment to Title 10.10.060, which pertains to single-family residential zones. The amendment eliminates the half-acre zone, officially taking it off the zoning list. While existing half-acre zones remain, no new half-acre zones will be approved, establishing a one-acre minimum lot size.

**MOTION:** Council Member Sair motioned we approve Title 10.10.060 Single Family Residential Zone, Ordinance-O-2024-07.

**SECOND:** The motion was seconded by Council Member Nielson.

**VOTE:** Mayor Farrar called for a roll call vote:

- Council Member Nielson - Aye
- Council Member Sair - Aye
- Mayor Farrar - Aye
- Council Member Whitmore - Aye
- Council Member Prentice - Aye

The vote was unanimous and the motion carried.

- 30. Approval of Amending Title 10.10.100 Recreational Vehicle Park Zone, Ordinance-O-2024-08.  
\*Planning Commission Agenda 2/7/24.



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### MINUTES

The Council discussed the amendment to Title 10.10.100, which pertains to recreational vehicle park zones. The amendment increases the minimum acreage requirement from 10 acres to 20 acres and decreases the density from ten units per acre to eight units per acre. This change aligns with previous amendments made to other zones and was recommended for approval by the Planning Commission. An adjustment was noted for Section e, line item one, which should state a minimum of 20 acres instead of 10 acres.

**MOTION:** Council Member Prentice motioned that we accept the changes to amendment 10.10.100 to 20 acres as passed by the Planning Commission.

**SECOND:** The motion was seconded by Council Member Whitmore.

**VOTE:** Mayor Farrar called for a roll call vote:

Council Member Nielson - Aye  
Council Member Sair - Aye  
Mayor Farrar - Aye  
Council Member Whitmore - Aye  
Council Member Prentice - Aye

The vote was unanimous and the motion carried.

### CONSENT AGENDA

31. Disbursement Listing for December 2023 and January 2024.
32. Budget Report for Fiscal Year 2024 through December 2023 and January 2024.
33. Approval of Minutes: January 10, 2024.
34. Approval of Minutes: January 10, 2024. (Work Meeting)
35. Approval of Minutes: January 17, 2024.

**MOTION:** Council Member Whitmore motioned that we approve the Consent Agenda items 31 through 35.

**SECOND:** The motion was seconded by Council Member Prentice.

**VOTE:** Mayor Farrar called for a vote:

Council Member Nielson - Aye  
Council Member Sair - Aye  
Mayor Farrar - Aye  
Council Member Whitmore - Aye  
Council Member Prentice - Aye



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**MINUTES**

The vote was unanimous and the motion carried.

**REQUEST FOR A CLOSED SESSION: IF NECESSARY**

No request.

**ADJOURNMENT**

**MOTION:** Council Member Prentice motioned to adjourn the meeting.

**SECOND:** The motion was seconded by Council Member Whitmore.

**VOTE:** Mayor Farrar called for a roll call vote:

- Council Member Nielson - Aye
- Council Member Sair - Aye
- Mayor Farrar - Aye
- Council Member Whitmore - Aye
- Council Member Prentice - Aye

The vote was unanimous and the motion carried.

The meeting was adjourned at 7:13 p.m.

Date Approved: \_\_\_\_\_

Approved BY: \_\_\_\_\_

Mayor | Michael L. Farrar

Attest BY: \_\_\_\_\_

Town Clerk/Recorder | Jenna Vizcardo