



HONEYVILLE CITY

NOTICE OF PUBLIC HEARING

NOTICE OF INTENT CREATE AN ORDINANCE ESTABLISHING AN AGRICULTURAL PROTECTION AREA, ADVISORY BOARD AND ADOPTING PROCEDURES.

Notice is hereby given that **Public Hearings will be held before the Honeyville Planning Commission on Wednesday, September 24, 2025, at 7:00 p.m. or shortly thereafter** in the Honeyville City Hall located at 2635 W. 6980 N. Honeyville, UT.

The purpose of this hearing is to take public comments on the **proposed intent to make create an Ordinance establishing an Agricultural Protection Area, Advisory Board and Adopting Procedures.**

This Public Meeting will be held **IN-PERSON** at Honeyville City Hall. If you wish to make a Public Comment at this meeting, please be in attendance at 7:00 p.m.

A handwritten signature in blue ink, reading "Brittney Charlson", is written over a horizontal line.

Brittney Charlson
Honeyville City Recorder
Posted 18th day of September 2025.

**HONEYVILLE CITY COUNCIL
ORDINANCE NO. 2025 - 04**

AN ORDINANCE OF THE CITY COUNCIL OF HONEYVILLE CITY, BOX ELDER COUNTY, STATE OF UTAH, ESTABLISHING AN AGRICULTURAL PROTECTION AREA ADVISORY BOARD, ADOPTING PROCEDURES FOR FILING AND CONSIDERATION OF PROPOSALS TO CREATE AGRICULTURE PROTECTION AREAS, PROVIDING FOR FILING FEES AND TO ENACTING OTHER RELATED PROVISIONS.

The Mayor and City Council of Honeyville City, Box Elder County, State of Utah, as the legislative body of Honeyville City (referred to herein as the Honeyville City Council), declares the following as part of the basis for adopting this ordinance.

WHEREAS, The Utah Legislature, by enactment in its 1994 general session of SB 227, as codified in Utah State Code Ann. §17-41, provided a procedure for creating agriculture protection areas.

WHEREAS, Honeyville City finds that it is in the best interest of the residents of Honeyville City to establish an Agriculture Protection Area Advisory Board as required under Section 17-41-201, Utah Code Annotated (1953), and to create acreage limitations, fee schedules and other procedures regarding review and consideration of proposals to create agriculture protection areas.

WHEREAS, The Honeyville City Council will act as the City's Agricultural Protection. Area Advisory Board.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and City Council of Honeyville City, Box Elder County, State of Utah:

SECTION 1: AGRICULTURE PROTECTION AREAS:

This Ordinance shall be known as the Agricultural Protection Area Act of Honeyville City under Title 10 and Creating a New Chapter 36.

SECTION 2: DEFINITIONS:

Definitions as used in this chapter:

- (A) "Agriculture Protection Area" means a geographic area created under the authority of this Ordinance that is granted the specific legal protection contained in this Ordinance.

- (B) "Advisory Board" means the Agricultural Protection Advisory Board created by this Ordinance.
- (C) (i) "Agricultural Production" means production for commercial purposes of crops, livestock, and livestock production.
 - (ii) "Agricultural Production" includes the processing or retail marketing of any crops, livestock, and livestock products when more than 50% of the processed or merchandised products are produced by the farm operator.
- (D) "Crops, livestock, and livestock products included"
 - (i) Land devoted to the raising of useful plants and animals with a reasonable expectation of profit including:
 - (a) Forages and sod crops;
 - (b) Grains and feed crops;
 - (c) Livestock means all domestic animals honeybees, poultry, fur-bearing animals, and fish;
 - (d) Trees and fruits; or
 - (e) Vegetables, nursery, floral and ornamental stock; or
 - (ii) Lands devoted to and meeting the requirements and qualifications for payments or other compensation under a crop-land retirement program with an agency of the state or federal government.
- (E) "Political Subdivision" means the city, county school district, or special district.
- (F) "Proposed Sponsors" means the owners of land in agricultural protection area.
- (G) "State Agency" means each department, commission, board, council, agency, institution, officer, corporation, fund, division, office, committee, authority, laboratory, library, unit, bureau, panel, or other administrative unit of the state.

SECTION 3: AGRICULTURE PROTECTION AREA ADVISORY BOARD:

An Agriculture Protection Advisory Board is hereby established for Honeyville City pursuant to Utah Code Annotated Section 17-14-201 to perform the duties set out in Section 17-14-201 or any later amendment or enactment of that section.

SECTION 4: MINIMUM SIZE FOR AGRICULTURE PROTECTION AREAS:

Pursuant to Utah Code Annotated Section 17-41-301 (4), or any later amendment or enactment of that section, at least 2 contiguous acres must be included in each agriculture protection area established with Honeyville City.

SECTION 5: FEES FOR ACCEPTING AND PROCESSING AGRICULTURAL PROTECTION AREA PROPOSALS:

Any person or persons filing a proposal to create an agriculture protection area pursuant to Utah Code Annotated Title 17, Chapter 41 shall pay a fee at the time of filing. The amount of the fee shall be established by resolution of the Honeyville City Council. Until adoption of a resolution setting fees, the fee for accepting and processing a proposal to create an agricultural protection area shall be \$100.00. In addition, any person or persons filing a proposal for creation of an agriculture protection area shall reimburse Honeyville City for all publication costs incurred by Honeyville City in publishing the notices required under Utah Code Annotated 17-41 or any subsequent amendment or enactment of that statute. All proposals to create agricultural protection areas with Honeyville City shall be filed in the office of the Honeyville City Clerk. All proposals must be accompanied by the filing fee established by the Honeyville City Council.

SECTION 6: FILING PROCEDURE:

Pursuant to Utah Code Annotated 10-3-711, Honeyville City must deposit a copy of the ordinance in the office of the municipal recorder; and publish for the municipality a short summary of the ordinance, as a class A notice under section 63G-30-102.

SECTION 7: EFFECTIVE DATE:

This ordinance shall become effective immediately upon approval and posting as required by law.

SECTION 8: SEVERABILITY:

In the event that any provision of this ordinance less than the entire ordinance is held invalid by a court of competent jurisdiction, this ordinance shall be deemed severable and such finding of invalidity shall not affect the remaining portions of this ordinance.

SECTION 9: CONFLICTING ORDINANCES:

To the extent that any ordinances, resolutions or policies of Honeyville City conflict with the provisions of this ordinance, they are hereby amended to comply with the provisions hereof.

PASSED AND APPROVED by the Honeyville City Council on this _____ day of September 2025.

Adams	Yes_____	Nay_____
Hougaard	Yes_____	Nay_____
Anderson	Yes_____	Nay_____
Gardner	Yes_____	Nay_____
Bingham	Yes_____	Nay_____

ATTEST:

Honeyville City:

City Recorder

By: _____
Mayor Bruce Nelson