

1 VIRGIN TOWN
2 ORDINANCE NO. 2026-XX
3

4 AN ORDINANCE ADOPTING AND ENACTING A NEW SECTION IN CHAPTER 16.8 OF THE
5 VIRGIN MUNICIPAL CODE ESTABLISHING STANDARDS FOR GRADING, EXCAVATION, AND
6 EARTHWORK ACTIVITIES; PROVIDING FOR PERMITTING, ENGINEERING, AND
7 ENFORCEMENT PROCEDURES; AND PROMOTING PUBLIC HEALTH, SAFETY, AND
8 WELFARE THROUGH RESPONSIBLE LAND DISTURBANCE REGULATION.
9

10 WHEREAS, Virgin Town is a municipal corporation and political subdivision of the
11 State of Utah, organized and existing under the provisions of Utah Code Annotated Title 10;
12 and
13

14 WHEREAS, pursuant to Utah Code Annotated 10-20-101 et seq., the Town Council of
15 Virgin Town is authorized to adopt ordinances and regulations governing land use,
16 development, and construction within the Town to protect the public health, safety, and
17 welfare; and
18

19 WHEREAS, the Town Council recognizes that grading, excavation, and other
20 earthwork activities, if not properly managed, can create hazards to life and property, cause
21 erosion and sedimentation, and negatively affect natural drainage patterns, vegetation, and
22 the visual character of the community; and
23

24 WHEREAS, the Town Council finds it necessary to establish clear standards and
25 procedures for grading permits to ensure safe engineering practices, protect natural
26 resources, and maintain the integrity of Virgin Town's terrain and hydrology; and
27

28 WHEREAS, the adoption of this ordinance will promote consistency, efficiency, and
29 accountability in the regulation of grading and land disturbance activities, and further the
30 Town's goals of sustainability, responsible development, and environmental protection;
31

32 NOW THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF VIRGIN TOWN,
33 UTAH, AS FOLLOWS:
34

35 SECTION 1. ADOPTION OF NEW SECTION 16.8.62. Section 16.8.62 of the Virgin
36 Municipal Code (VMC) is hereby adopted and enacted as follows:
37

38 16.8.62 - Grading Permit

39 A. PURPOSE: The purpose of this Chapter is to protect public health, safety, and general
40 welfare by establishing standards for grading, excavation, and earthwork activities
41 within the Town. This Chapter is intended to:

- 42 1. Prevent erosion, sedimentation, and other forms of environmental
43 degradation.
- 44 2. Protect natural features, including hillsides, ridgelines, streams, and vegetation.
- 45 3. Minimize the risk of landslides, slope instability, and damage to public and
46 private property.
- 47 4. Ensure compatibility of grading activities with existing topography and planned
48 land uses.
- 49 5. Maintain the natural hydrology and minimize adverse impacts on drainage
50 patterns and stormwater systems.
- 51 6. Promote safe development practices through appropriate engineering design
52 and oversight.
- 53 7. Align grading activities with the Town's goals for land use, resource protection,
54 sustainability, and visual character.
- 55 8. Regulate the development of hazardous terrain and conserve the value and
56 aesthetics of adjacent properties.

57
58 B. DEFINITIONS: For purposes of this Section 16.8.62, the following terms shall have the
59 meanings indicated. Terms not defined in this section shall have the meanings
60 assigned in Section 16.2.12 of this Title or, if not defined therein, their ordinary
61 accepted meaning within the engineering and land-use professions.

- 62 1. "Clearing" means the removal of vegetation, organic material, or surface debris
63 in preparation for grading or construction.
- 64 2. "Cut" means the mechanical removal of earth material that lowers the
65 elevation of the natural ground.
- 66 3. "Drainage Study" means a report prepared and stamped by a licensed
67 professional civil engineer that evaluates existing and proposed drainage
68 conditions for a site, including hydrologic calculations, stormwater discharge
69 rates, drainage paths, required retention or detention, and the impact of
70 proposed grading on adjacent and downstream properties. A drainage study
71 shall be prepared in accordance with professionally accepted engineering
72 standards and any criteria adopted by the Town Engineer.
- 73 4. "Engineered Grading Permit" means a grading permit required for activities
74 that disturb the natural grade of more than one thousand (1,000) cubic yards
75 and require engineered plans stamped by a licensed professional engineer.
- 76 5. "Excavation" means the mechanical removal or movement of earth material,
77 including trenching, cutting, and digging.

- 78 6. "Fill" or "Filling" means the placement, deposition, or stockpiling of soil, rock, or
79 earth material that raises the elevation of the natural ground.
80 7. "Grading" means any excavation, filling, clearing, or movement of soil, rock, or
81 earth material, or any combination thereof.
82 8. "Land Disturbance" means any activity that disturbs the surface of the land,
83 including clearing, grading, excavation, filling, stockpiling, or soil movement.
84 9. "Natural Grade" means the elevation of the undisturbed natural ground surface
85 before any grading, excavation, or filling occurs, as shown by existing contours.
86 10. "Standard Grading Permit" means a grading permit required for activities that
87 disturb the natural grade of more than two thousand (2,000) square feet but
88 not more than one thousand (1,000) cubic yards.
89 11. "Substantial Work" means physical work on the site that materially advances
90 the grading activity and demonstrates active construction, as determined by
91 the Town.

92
93 C. SCOPE AND APPLICABILITY: No person shall commence or perform any grading,
94 excavation, filling, or clearing of land without first having obtained a grading permit
95 and ascertaining the existence of underground utilities. No grading permit shall be
96 issued except in connection with an allowed use in the zoning district in which the
97 property that is to be graded, filled, or cleared is located. A grading permit shall not
98 be issued until the Town has approved all other required development applications
99 associated with the proposed work, including but not limited to building permits, site
100 plans, conditional use permits, or subdivision approvals, so that grading is authorized
101 only in conjunction with an approved use.
102

103 D. EXEMPTIONS: The following shall not require a grading permit:

- 104 1. Agricultural: Grading, excavation, filling, or clearing for bona fide agricultural
105 uses, including but not limited to crop production, livestock operations,
106 irrigation improvements, and soil preparation, provided the work does not alter
107 natural drainage patterns or negatively impact adjacent property. Any grading,
108 excavation, filling, or clearing conducted for non-agricultural purposes shall
109 require a grading permit, regardless of the zoning district.
110 2. Residential Landscaping: Minor grading or clearing associated with
111 landscaping projects for single-family residential uses that do not negatively
112 impact adjacent property regarding drainage.
113 3. Non-disturbance of Natural Grade: Minor grading (residential), excavation,
114 filling, or clearing that does not disturb the natural grade of more than two
115 thousand (2,000) square feet or result in a change to the natural grade.
116 4. Emergency and Public Facility Projects: Grading required to repair, restore, or
117 construct public facilities, including roadways, utility improvements, and public

118 infrastructure, where the work is immediately necessary to protect the public
119 health, safety, and welfare, as determined by the Town, or where the project
120 has been approved by the Town Council.

- 121 E. Pre-Activity Notice for Certain Exemptions: Any person intending to commence
122 grading, excavation, filling, or clearing under a claimed Agricultural exemption
123 involving disturbance of three thousand (3,000) square feet or more, or under a
124 claimed Residential Landscaping exemption involving disturbance of one thousand
125 (1,000) square feet or more, shall submit written notice to the Community
126 Development Director, or Town Designee, prior to commencing work. Such notice
127 shall include the property address and assessor parcel number, a description of the
128 proposed work, the approximate area to be disturbed, and the specific exemption
129 being claimed.

130
131 Within five (5) business days of receiving a complete written notice, the Community
132 Development Director, or Town Designee, shall issue one of the following:

- 133 1. Written confirmation that the claimed exemption appears to apply and that the
134 proposed work may proceed; or
135 2. Written notice that a pre-activity meeting or site visit is requested prior to
136 commencement of work, identifying the reason(s) further review is needed.

137 If the Town does not respond within five (5) business days of receiving a complete
138 written notice, the applicant may proceed with the proposed work under the claimed
139 exemption.

140
141 Nothing in this provision shall be construed to authorize work that would otherwise
142 require a standard or engineered grading permit under this section. The expiration of
143 the five (5) business day response period does not constitute a determination that the
144 claimed exemption applies, and does not relieve any person of the obligation to
145 obtain a grading permit for work that exceeds the applicable exemption criteria.

146
147 If, following a pre-activity meeting or site visit with the Community Development
148 Director or Town Designee, determines that the proposed work does not qualify for
149 the claimed exemption, the applicant shall be required to obtain a standard or
150 engineered grading permit, as applicable, prior to commencing work.

- 151
152
153 F. STANDARD GRADING PERMIT: A standard grading permit shall be required for
154 grading, excavation, filling, or clearing that disturbs the natural grade of more than
155 two thousand (2,000) square feet but not more than one thousand (1,000) cubic yards.
156 Prior to the commencement of any grading, an applicant shall submit a minor grading
157 and drainage plan consisting of the following:

- 158 1. Location of the site.
- 159 2. Name of the owner/applicant.
- 160 3. A statement of the credentials of the person who prepared the plan.
- 161 4. Date the plan was prepared.
- 162 5. A general vicinity map of the proposed site, identifying all adjoining parcels
- 163 and the names of their current owners as listed in the Washington County
- 164 Assessor's records on the date of application.
- 165 6. Limiting dimensions and depth of cut and fill.
- 166 7. Location of any buildings or structures where work is to be performed and the
- 167 location of any buildings or structures within thirty feet (30') of the proposed
- 168 grading.
- 169 8. Typical cross-section of the cuts/fills resulting from excavation slopes steeper
- 170 than two horizontal to one vertical must be engineered.
- 171 9. A fugitive dust control plan implementing best management practices for dust
- 172 control during grading and construction activities, and until the site is
- 173 stabilized. The plan shall identify dust control measures to be used, including
- 174 watering, soil stabilization, phasing of grading, track-out prevention, and
- 175 maintenance responsibilities.
- 176 10. Identification and description of proposed track-out prevention measures,
- 177 including the general location of stabilized construction entrances.
- 178 11. Additional items as required by the Town Engineer.

180 G. ENGINEERED GRADING PERMIT: An engineered grading permit shall be required for
181 grading, excavation, filling, or clearing that disturbs the natural grade of more than
182 one thousand (1,000) cubic yards. Prior to the commencement of any engineered
183 grading, an applicant must submit an engineered grading and drainage plan
184 consisting of the following:

- 185 1. All submitted plans and specifications must be stamped and signed by a
- 186 professional civil engineer licensed in the State of Utah.
- 187 2. Anticipated schedule of commencement of proposed excavation and grading.
- 188 3. Plans shall indicate the nature and extent of the work to be performed and
- 189 that the work will conform to the most current version of the International
- 190 Building Code, and all relevant laws, ordinances, rules, and regulations, and
- 191 shall contain the following:
 - 192 a. The first sheet of each set of the plans shall indicate the location of the
 - 193 work, name and address of the owner, a statement of the credentials of
 - 194 the engineer who prepared the plans, and the date the plan was
 - 195 prepared, including revision dates.
 - 196 b. General vicinity of the proposed site.

- 197 c. Property limits and accurate contours of existing ground and details of
198 terrain.
199 d. Existing ground slope map for the proposed site.
200 e. Horizontal and vertical limits of grading, including proposed elevations,
201 finish contours, and the layout of drainage channels and related
202 improvements.
203 f. Typical cross-sections of cuts/fills resulting from excavation and grading
204 work.
205 g. Identification of existing natural washes and drainageways on the site
206 and demonstration of how such features will be preserved or, where
207 modification is proposed, justification supported by engineered
208 analysis.
209 h. Details of surface and subsurface drainage devices, retaining walls,
210 cribbing, dams, etc. to be constructed with or as part of the proposed
211 work.
212 i. A Drainage Study, prepared and stamped by a licensed professional
213 engineer, evaluating existing and proposed drainage conditions in
214 accordance with professionally accepted engineering standards and any
215 criteria adopted by the Town Engineer.
216 j. Location of any existing buildings or structures on the site and the
217 location of any buildings or structures on adjacent property which is
218 within thirty feet (30') of the site or which may be affected by the
219 proposed grading.
220 k. A soils engineering report with recommendations incorporated in the
221 plans and specifications. Soils engineer shall acknowledge the plans are
222 in accordance with the soils report by stamping and signing the plan or
223 by letter.
224 l. An erosion control plan.
225 m. A Stormwater Pollution Prevention Plan (SWPPP) prepared by a
226 stormwater inspector certified in the State of Utah.
227 n. Track-out prevention measures, including stabilized construction
228 entrances, shall be shown on the engineered grading plans and
229 incorporated into the erosion control plan and SWPPP, where
230 applicable.
231 o. State of Utah – Notice of Intent for stormwater construction.
232 p. A fugitive dust plan implementing best management practices for
233 permanent and ongoing dust control, including the installation of an air
234 quality index monitor whose data is readily accessible to the Town.
235 q. A detailed narrative containing:

- 236 i. An estimate of the volumes, in cubic yards, of cut and/or fill, and
237 the area of the site to be graded.
238 ii. A statement regarding the phasing and timing of any grading
239 activities. If the applicant/permittee needs to grade materially
240 out of sequence, or fails to grade in sequence, as identified in
241 the narrative and the engineered grading plan, the Town
242 reserves the ability to invoke its enforcement rights set forth in
243 this Chapter.
244 iii. A description of equipment and methods to be employed in the
245 grading process.
246 r. Any information reasonably deemed necessary by the Town Engineer.
247 4. Proof of land ownership in the form of a recorded deed or grant, recorded
248 plat, or title insurance policy not older than sixty (60) days at the time of
249 application.
250 5. Proof of payment of required fees, as set forth in the Approval Procedure and
251 the Town's adopted fee schedule.

252 H. MASTER GRADING PERMIT FOR IMPROVED SUBDIVISIONS: In lieu of individual
253 engineered grading permits for each lot, the Town may issue a master grading permit
254 for an approved subdivision where grading is proposed for the entire subdivision area
255 or a defined phase thereof. A master grading permit shall be subject to the same
256 application, plan, and approval requirements as an engineered grading permit under
257 this Section, applied to the subdivision as a whole. Individual lot grading that
258 conforms to the approved master grading plan shall not require a separate grading
259 permit, provided that:

- 260 1. The individual lot grading does not exceed the grading limits, contours, and
261 drainage design shown on the master grading plan;
262 2. The applicable reclamation bond for the entire permitted area remains in full
263 force and effect; and
264 3. All conditions of the master grading permit have been satisfied or bonded.
265 Any individual lot grading that materially deviates from the master grading plan shall
266 require a separate standard or engineered grading permit, as applicable.
267

268 I. APPROVAL PROCEDURE: The Community Development Director, or Town Designee,
269 upon receiving a complete application (including payment of all applicable plan
270 review and permit fees in accordance with the Town's adopted fee schedule), shall
271 coordinate review of the application with the Town Engineer and applicable public
272 and private utility providers to determine compliance with the approval standards of
273 this section. No review shall commence until the application is deemed complete.
274

275 Technical review by utility providers and other agencies shall be advisory in nature and

276 intended to identify potential conflicts or deficiencies in the proposed grading plan.
277 Such reviewers shall not act as approval authorities for the Town.

278
279 Upon receipt of a complete application, the Community Development Director, or
280 Town Designee, shall issue a written determination or approval, conditional approval,
281 or denial within forty (40) calendar days. If the Town requests additional information
282 from the applicant, the forty (40) day review period shall restart upon the Town's
283 receipt of the requested information.

284
285 Following completion of the review process, the Community Development Director, or
286 Town Designee, shall provide the applicant one of the following responses in writing:

- 287 1. Approval of the permit application.
- 288 2. Approval of the permit application, subject to such reasonable conditions as
289 may be necessary to substantially secure the objectives of this Title, and issue
290 the permit subject to these conditions.
- 291 3. Denial of the permit application, indicating the reason(s) for the denial.

292
293 J. PERMIT DURATION: A grading permit shall expire and become null and void if
294 substantial work authorized by such permit has not commenced within 60 calendar
295 days of the issuance of the Notice to Proceed. A grading permit shall also become null
296 and void if the project is not completed within twelve (12) months from the date of the
297 Notice to Proceed. For purposes of this section, "project" means all grading,
298 excavation, filling, drainage improvements, and erosion-control measures shown on
299 the approved grading plan. One extension may be granted by the Community
300 Development Director, or Town Designee, for a period not to exceed twelve (12)
301 additional months, provided that the applicant is in compliance with this section,
302 substantial work has been completed on the site, and the reclamation bond is
303 renewed and updated as may be required by the Town Engineer. No additional
304 extensions shall be permitted.

305
306 K. INSPECTIONS:

- 307
308 1. Inspection Schedule: The Town shall establish and maintain a grading
309 inspection schedule specifying the types, timing, and sequence of inspections
310 required for grading permits issued under this chapter. The inspection schedule
311 shall be adopted by the Town and may be updated administratively to reflect
312 current best practices in engineering, erosion control, and site safety.

313
314 All required inspections shall be conducted in accordance with the most
315 current inspection schedule on file with the Town at the time the inspections

316 occur. Fees for required inspections shall be assessed in accordance with the
317 Virgin Town Consolidated Fee Schedule, as amended.

318
319 2. Preconstruction Meeting and Notice to Proceed: The applicant must notify the
320 Town in advance of the commencement of grading to schedule a
321 preconstruction meeting. No work under any grading permit may be
322 commenced until the Town has issued a Notice to Proceed. The Town may
323 inspect the work at any time to verify compliance with the approved plans, the
324 inspection schedule, and this chapter.

325
326 3. Failure to Comply: Failure to comply with the approved plans, permit
327 conditions, or inspection requirements shall subject the property owner,
328 contractor, and applicant to stop work orders, civil damages, and any other
329 recourse or penalties available under Town, state, or federal law.

330
331 L. RECLAMATION BONDS: Once the permit is issued, but before the preconstruction
332 meeting, the project proponent shall furnish a reclamation bond in an amount of not
333 less than one hundred percent (100%) of the work that the Town may use to mitigate
334 any potential hazards or disruptions caused by the grading work. The reclamation
335 bond shall be either a cash bond, an irrevocable letter of credit, or a performance
336 bond issued by a surety licensed to do business in the State of Utah in a form
337 approved by the Town Attorney. The Town Engineer may require recalculation and
338 adjustment of the bond amount if the scope of work changes materially during the
339 course of grading.

340
341 M. APPROVAL STANDARDS: No grading permit shall be issued unless it meets the
342 following standards:

- 343 1. A complete application and payment of fees.
344 2. Verification that no increase in stormwater drainage will occur on neighboring
345 properties.
346 3. Verification that natural washes, drainages, and drainageways on or adjacent to
347 the site are preserved in an open and functional condition and are not filled,
348 piped, culverted, or otherwise obstructed, except where expressly approved by
349 the Town Engineer based on demonstrated necessity and supported by
350 engineered analysis. Wherever possible, these areas should remain in their
351 natural state.
352 4. Verification that sediment will be adequately retained and erosion adequately
353 controlled.
354 5. Verification that weeds will be adequately controlled.

- 355 6. Verification that dust, noise, vibration, smoke, and odor created on the site
356 during grading operations and during idle times will be controlled and limited
357 to prevent nuisance to neighboring properties, to comply with Utah
358 Administrative Code R-307-205, applicable Town ordinances, and any other
359 applicable statute or regulation.
- 360 7. Verification by the Town Engineer that the overall extent of the grading shown
361 in the plans matches the amount used to calculate the reclamation bond.
- 362 8. Verification that the property has legal vehicular access from a public street or
363 recorded easement sufficient for the intended grading activity, as determined
364 by the Town.
- 365

366 N. GRADING OPERATIONS

- 367 1. Hours of operation shall not begin before seven (7:00) AM, and shall not
368 continue after the hour of seven (7:00) PM. No operations shall take place on
369 Sunday or holidays recognized by the State of Utah. Upon request, the
370 Community Development Director or Town Designee may approve
371 modifications to the date and hours of operation.
- 372 2. All grading shall comply with the standards engineering specifications for slope
373 stabilization in accordance with the geotechnical recommendations included
374 with the application, and all other applicable Town ordinances. Slopes shall be
375 maintained in a manner that will prevent erosion damage on adjacent
376 properties.
- 377 3. Track-Out Prevention and Protection of Adjacent Properties:
- 378 a. Construction Access Controls: All grading activities conducted under a
379 Standard Grading Permit or an Engineered Grading Permit shall
380 implement measures to prevent the tracking of sediment, soil or debris
381 from the site onto adjacent streets, rights-of-way, or neighboring
382 properties.
- 383 b. Stabilization of Construction Entrances: A stabilized construction
384 entrance (track-out pad) shall be installed at all points of vehicular
385 ingress and egress prior to the commencement of grading and
386 maintained throughout the duration of grading activities. Track-out pads
387 shall be designed and constructed in accordance with generally
388 accepted best management practices and shall, at a minimum:
- 389 i. Consist of crushed aggregate or other approved material,
390 ii. Be of sufficient length, width, and depth to effectively remove
391 sediment from vehicle tires,
392 iii. Be underlain with geotextile fabric where required by the Town
393 Engineer, and
394 iv. Be maintained in a condition that prevents visible track-out.

- 395 c. Maintenance and Cleanup: Any sediment or debris tracked onto public
396 or private roadways shall be promptly removed by dry methods such as
397 sweeping or vacuuming. Washing sediment into storm drains or
398 drainage channels is prohibited unless expressly approved by the Town.
399 d. Additional Measures: The Town Engineer may require additional track-
400 out controls, including tire wash facilities, rumble strips, or increased
401 pad dimensions, where site conditions, traffic volume, soil type, or
402 proximity to sensitive areas warrant enhanced protection.
- 403 4. The grading operation shall not exceed the boundary of the approved
404 standard grading permit or the engineered grading permit (as applicable). No
405 grading may occur on any site where there is no approved standard grading
406 permit, an engineered grading permit, or a qualified exemption.
- 407 5. Natural Washes and Drainageways: Natural washes, drainageways, and
408 ephemeral channels shall be protected during grading operations and shall
409 remain open and unobstructed. Grading, filling, realignment, piping, or
410 culverting of natural drainage features is prohibited unless specifically
411 approved as part of an engineered grading plan. Temporary or permanent
412 crossings shall be designed to maintain the hydraulic function of the drainage
413 feature and minimize alteration of natural flow patterns.
- 414 a. Wherever possible, these areas should remain in their natural state.
415 However, nothing in this section shall be construed to prevent an
416 applicant from demonstrating, through an engineered grading and
417 drainage plan, that natural drainage features can be accommodated
418 while maintaining the development yield otherwise permitted under
419 applicable zoning regulations.

420 O. ENFORCEMENT

- 421
- 422 1. Violations: It is unlawful for any person to violate any provision of this chapter,
423 any condition of an approved grading permit, or to perform any grading,
424 excavation, filling, or clearing for which a grading permit is required without
425 first obtaining such permit. Each day during which a violation continues shall
426 constitute a separate violation.
- 427 2. Stop-Work Orders; Permit Actions: The Community Development Director, or
428 Town Designee, may issue a stop-work order, suspend or revoke a grading
429 permit, or require the submission and approval of a new grading permit or any
430 component thereof prior to resuming work.
- 431 3. Use of Reclamation Bond: The Town may call upon or forfeit the reclamation
432 bond to complete stabilization, restoration, or reclamation of the site if the
433 permittee fails to comply with this chapter or the conditions of the grading
434 permit.

- 435 4. Abatement: The Town may require the owner or permittee to abate any
 436 violation of this chapter. If the owner or permittee fails to abate the violation
 437 after notice, the Town may perform the abatement and recover its costs.
 438 5. Penalty: Any person violating the provisions of this chapter shall be guilty of an
 439 infraction and shall be required to pay a fine of not more than seven hundred
 440 fifty dollars (\$750.00), plus restitution if applicable. Each day that a violation
 441 continues shall be considered a separate violation.
 442

443 **SECTION 2. REPEALER.** All Virgin Town ordinances or resolutions or parts thereof,
 444 which are in conflict herewith, are hereby repealed.

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

449 **SECTION 4. EFFECTIVE DATE.** This ordinance shall take effect immediately upon
 450 adoption and posting as required by law.

451 PASSED AND ADOPTED BY THE TOWN COUNCIL OF VIRGIN TOWN, STATE OF UTAH,
 452 ON THE ___ DAY OF _____, 20__.

453 Attest:
 454 _____
 455 Jean Krause, Mayor, Virgin Town Krystal Percival, Recorder, Virgin Town

456 VIRGIN TOWN COUNCIL

457 Vote as recorded:	AYE	NAY	ABSENT
458 Councilmember Luwe	___	___	___
459 Councilmember Kietzman	___	___	___
460 Councilmember Wenz	___	___	___
461 Councilmember McKeon	___	___	___
462 Mayor Krause	___	___	___

SEAL

463 RECORDED this ___ day of _____, 20__.

464 PUBLISHED OR POSTED this ___ day of _____, 20__.

465 **CERTIFICATE OF PASSAGE AND PUBLICATION OR POSTING**

466 In accordance with Utah Code Annotated §63G-30-102 as amended, I, the Town
467 Clerk/Recorder of Virgin, Utah, hereby certifies that the foregoing Ordinance was duly
468 passed and published or posted via Class A Notice at:

- 469 1) *Utah Public Notice website*
- 470 2) *Virgin Town website, www.virgin.utah.gov*
- 471 3) *Virgin Town Hall*

472

473 _____

474 Krystal Percival, Town Clerk/Recorder

475 Virgin Town, Utah

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