

**IRON COUNTY COMMISSION MEETING
MAY 26, 2026**

Minutes of the Iron County Commission meeting convened at 9:00 A.M. May 26, 2026
in Commission Chambers at the Iron County Courthouse, Parowan, Utah.

Officers in attendance included:

Kenneth Robinson	Commission Chair
Michael Bleak	Commissioner
Paul Cozzens	Commissioner-Excused
Jonathan T. Whittaker	County Clerk

Also present:

Lucas Little	County Auditor
Nicole Rosenberg	County Treasurer
Stephanie Rainey	Council on Aging
Sam Woodall	Deputy Attorney
Carrie Christensen	Deputy Auditor
Terry Palmer	Building & Zoning Director
Shalon Shaver	Corrections Commander
George Colson	Emergency Management
Wade Adams	Fleet Manager
Jennifer Bradbury	HR Director
Brett Hamilton	Planning Commission
Candace Reid	Public Defense

Others present:

Bob Ballou	Jessica Bern	Rand Bettridge
Janet Callahan	Clayton Calloway	David Coolay
Ruth Fox	Chad Hardin	Bret Howser
Adam Long	Eric Petersen	Shawn Peterson
Nicole Phillips	Mallory Ragsdale	Jeff Richards
Ann Siggard	Karla Thornton	Bruce Washburn
Michael Workman		

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INVOCATION

An invocation was offered by Michael Bleak.

PLEDGE OF ALLEGIANCE

Those assembled were led in the Pledge of Allegiance by Bruce Washburn.

APPROVAL OF MINUTES

Michael Bleak made a motion to approve the minutes of the Iron County Commission meeting held on May 11, 2026. Second by Kenneth Robinson. Voting: Michael Bleak, Aye; Paul Cozzens, Absent; Kenneth Robinson, Aye.

APPROVAL OF CLAIMS FOR PAYMENT FROM

Michael Bleak made a motion to approve Claims for Payment from May 11, 2026, to May 25, 2026. Second by Kenneth Robinson. Voting: Michael Bleak, Aye; Paul Cozzens, Absent; Kenneth Robinson, Aye.

DEPARTMENTAL REPORTS

Jonathan Whittaker, Iron County Clerk, noted that Brandy Robb had been attending the Election Certification classes through Weber State University. The Primary Election was coming up on June 23rd, and ballots would be mailed to voters on June 2nd. Jon reported that the Ballot Drop boxes would be located at the Iron County Courthouse, Beryl Junction-Dixie Power, Kanarraville Town Hall, Enoch City Offices, the entrance to the Parking Garage in Cedar City, and Brian Head. Jon expressed his gratitude to his office staff for their hard work.

Stephanie Rainey, Council on Aging (COA), reported that from November 2025 through April 2026, the Cedar City Senior Center delivered 5,414 Meals on Wheels (MOW), and the Parowan Senior Center delivered 2,686 Meals. Congregate meal participation in Cedar City was 1,425, and Parowan 735 meals. The budget was 9% over for food costs as a result of increasing fuel and vendor costs. She noted that COA was able to purchase two new MOW vehicles with one-time State Nutrition funding. She was expecting new transit vans by the end of the summer. Stephanie reported that the COA continued to expand wellness and social opportunities for seniors in the community. She expressed her appreciation for the continued support of Iron County leadership, community partners, and volunteers.

George Colson, Emergency Management Manager, reported that the budget was 74.24% spent due to the hiring of Cassie Meredith, Wildfire Specialist. George explained that he received a call from Dr. Peter Taillac, University of Utah Emergency Management, who requested his assistance in applying for a Federal DOT Grant to place whole blood in emergency transfer vehicles. This would be a 5 County Rural Grant that included Iron County, Grand, Carbon, Emery, and Juab Counties. The application was submitted on May 22nd, and he would know soon if it was approved. Placing the equipment in ambulances for transfusions to be performed on site would be life-changing. George submitted a list of his meetings since his last report in November 2025. This application would need to be placed on the next agenda for ratification. George noted that the Christy Lane fire was still under investigation for the cause, which may be from someone target shooting. He expressed his appreciation to all the different agencies for their assistance.

Wade Adams, Fleet Manager, reported that the budget was at 59% spent, and the Operations budget was at 30%. He continued to work on the fleet vehicles to ensure that they were still under warranty. Wade noted that fleet operations continued to upfit vehicles for all departments and to complete vehicle fabrications. The 2 Meals on Wheels vehicles were currently being up-fitted in Indiana. He reported that most of the vehicles had been received for the year, and was waiting on some Toyotas that should be here in August.

Jennifer Bradbury, Human Resources (HR) Director, noted that the budget was on track. Since the HR February 24th report, 25 full-time and 15 part-time positions have been filled. There were 24 promotions, and HR was currently recruiting, interviewing, or promoting for 3 full-time and 2 part-time positions. Jennifer reported on Points of Interest, including employee turnover, Workers' Compensation EMOD, attendance at several trainings, and rates for the Iron County URS Retirement Plan. Jennifer reported on milestone anniversaries of employees: Celebrating 5 years of service were Richard Wilson-Engineer, Mary Menke, Mitchell Quartz, and Tyler Snyder in the Sheriff's Office; Karsten Reed-Assessors Office; and Vernon Bosshardt and Wayne Peterson-Fire Department; Celebrating 10 years of service was Chad Dotson-Attorney's Office; Celebrating 15 years of service was Dustin Wood-Road Department; Celebrating 20 years of service was Dan Evans-Road Department; Celebrating 25 years of service was Nicole Rosenberg-Treasurer's Office; Celebrating 30 years of service was Terry Palmer-Building & Zoning; and Celebrating 35 years of service was Mark Davis (Bones) in the Sheriff's Office.

Michael Bleak, Iron County Commissioner, reported that April was declared Prevent Child Abuse month in Iron County, and April 29th as Prevent Child Abuse Day. There was an event held at the Iron County Children's Justice Center (CJC) by Prevent Child Abuse Utah, sharing information about available programs throughout the state. Many local leaders attended the meeting and signed the official Prevent Child Abuse Proclamation, which would be displayed at the Iron County Courthouse, the Attorney's Office, and the CJC. He noted that he attended a tour of the BZI Academy about the safety technology they use. Mike reported that he, Terry Palmer, and Sam Woodall went west to observe road issues as a result of complaints received. He had a coordination meeting with the Utah Summer Games (USG) and Iron County Tourism, and the Opening Ceremony would be on Friday, June 5th. This was the 40th-Year of the USG, and wildland fire prevention was being incorporated into the event. Mike noted that Henry's Place invited Mike to meet with their staff and host a training on interaction with troubled children. He attended the Memorial Day Recognition at the Southern Utah National Veterans ceremony, where Sheriff Ken Carpenter was the keynote speaker. Commissioner Bleak addressed the unending phone calls the commissioners were receiving regarding the proposed data center. Most calls began at 5:00 a.m. and continued through the day. He stated that he was not a commissioner 24 hours a day, and he would not take time away from his family to answer calls and emails while he was with them.

Kenneth Robinson, Iron County Commissioner, reported that he attended the new Sheriff's Complex meeting, which continued to move forward. Ken noted that he agreed with the comments shared by Commissioner Bleak about the unending phone calls, texts, and emails regarding data centers. He spoke with a representative from BrightNight regarding their proposed data center in the Beryl Valley. Data Centers will happen somewhere, somehow. It was the county's job to control and manage them the best they could for the benefit of Iron County residents.

PUBLIC COMMENTS

No public comments were offered.

ORDINANCE 2026-13, ADOPTING A TEMPORARY LAND USE REGULATION PROHIBITING THE ACCEPTANCE, OR PROCESSING OF APPLICATIONS FOR DATA CENTERS, DATA CENTER POWER PLANTS, AND SOLAR POWER PLANTS FOR A PERIOD OF ONE HUNDRED EIGHTY (180) DAYS

Brett Hamilton, Iron County Planner, explained that Iron County had experienced increased interest, inquiries, and development activity related to data centers and associated power-generation infrastructure. The current provisions of the Iron County Code do not adequately address the unique characteristics, operational demands, infrastructure impacts, and land use compatibility issues. This ordinance was temporary (180 days) and intended solely to allow Iron County sufficient time to study, prepare, and adopt comprehensive regulations governing data centers, data center power plants, solar power plants, and associated infrastructure. Applications deemed complete before the ordinance's effective date were exempt and can proceed forward, which included the Pronghorn Data Center. Discussion continued regarding Ordinance 2026-13.

Kenneth Robinson, Iron County Commission Chair, opened the Iron County Commission meeting for comments regarding the ordinance.

Concerns regarding water issues, power, disposing of chemicals, the effectiveness of the 180-day delay, and the impact on taxpayers were shared by Rob Ballou, Savanna Walker, Bruce Washburn, Jessica Berri, Nicole Phillips, Mallory Ragsdale, and Mike Workman.

Jon Whittaker, a resident of Iron County, reported that he was concerned with power usage and consumption generation, the environmental impact, carbon dioxide, and carbon monoxide creation. He noted that if the data center was approved, there was a potential to alleviate the tax burden to taxpayers if Iron County could mitigate the damages from this.

Michael Bleak made a motion to approve Ordinance 2026-13, adopting a Temporary Land Use Regulation regarding Data Centers, Data Center Power Plants, and Solar Power Plants, as presented. Voting: Michael Bleak, Aye; Paul Cozzens, Absent; Kenneth Robinson, Aye.

IRON COUNTY ORDINANCE 2026-13

AN ORDINANCE OF IRON COUNTY, UTAH, ADOPTING A TEMPORARY LAND USE REGULATION PROHIBITING THE ACCEPTANCE OR PROCESSING OF APPLICATIONS FOR DATA CENTERS, DATA CENTER POWER PLANTS, AND SOLAR POWER PLANTS FOR A PERIOD OF ONE HUNDRED EIGHTY (180) DAYS; PROVIDING FOR LEGISLATIVE FINDINGS; PROVIDING FOR EXCEPTIONS; AND PROVIDING AN EFFECTIVE DATE.

Whereas, pursuant to Utah Code Annotated Title 17, Chapter 79, County Land Use, Development, and Management Act, the Board of County Commissioners is authorized to adopt land use regulations to promote the health, safety, and general welfare of the public; and

Whereas, Iron County has experienced increased interest, inquiries, and development activity associated with data centers and associated power generation infrastructure; and

Whereas, the County Commission finds that such uses may create substantial and unique impacts relating to land use compatibility, water consumption, wastewater infrastructure, transportation systems, emergency services, utility infrastructure, electrical transmission capacity, environmental impacts, visual impacts, noise, air quality, rural character, and the long-term planning goals of the County; and

Whereas, the County Commission further finds that the current provisions of the Iron County Code do not adequately address the unique characteristics, operational demands, infrastructure impacts, and land use compatibility issues associated with such uses; and

Whereas, Iron County is actively engaged in studying and preparing amendments to the Iron County Code relating to data centers, data center power plants, solar power plants, and associated infrastructure, including but not limited to:

- A. The creation of a data center overlay zone;
- B. The establishment of one or more new zoning districts;
- C. The development of new land use standards and operational requirements;
- D. Infrastructure and utility coordination requirements;
- E. Location, buffering, screening, and compatibility standards;
- F. Water usage and utility service standards;
- G. Power generation and transmission infrastructure standards; and

Whereas, the County Commission finds that allowing applications for such uses to be submitted or processed under the County’s current regulations during the pendency of the County’s planning efforts may result in development inconsistent with the County’s forthcoming land use policies, zoning framework, infrastructure planning, and public welfare objectives; and

Whereas, the County Commission specifically finds that a compelling, countervailing public interest exists supporting the adoption of this temporary land use regulation in order to allow the County sufficient time to study, prepare, and adopt comprehensive regulations governing such uses and associated infrastructure; and

Whereas, Utah Code Annotated § 17-79-504 authorizes the County to enact temporary land use regulations for a reasonable period of time to protect the public health, safety, and welfare while the County considers amendments to its land use regulations; and

Whereas, the County Commission finds that the adoption of this temporary land use regulation is necessary and in the best interests of the public health, safety, and welfare of Iron County.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF IRON COUNTY, UTAH, AS FOLLOWS:

SECTION 1. Temporary Land Use Regulation.

For a period of one hundred eighty (180) days following the effective date of this Ordinance, Iron County shall not accept for filing or process any land use application, business license application, building permit application, administrative approval, administrative land use permit, conditional use permit, subdivision approval, zone change application, site plan application, development agreement, or any other land use or development approval associated with uses regulated under Chapter 17.33 and 17.37 of the Iron County Code.

SECTION 2. Complete Applications Exception.

Applications that have been determined complete by the County prior to the effective date of this Ordinance may continue to be processed and acted upon under the regulations in effect at the time of completeness determination.

SECTION 3. Pending Applications - Suspension

All applications associated with uses regulated under Chapter 17.33 and 17.37 of the Iron County Code that have been submitted but not determined complete by the County prior to the effective date of this Ordinance are hereby suspended for the duration of this Ordinance.

During the suspension period, the County shall not process, review, evaluate, or take any administrative action on such applications, including but not limited to completeness determinations, technical review, or substantive review.

SECTION 4. Purpose and Intent.

The purpose of this Ordinance is temporary in nature and intended solely to allow Iron County adequate time to study, prepare, and adopt updated land use regulations governing data centers, data center power plants, solar power plants, and associated infrastructure, including the potential creation of overlay zoning districts, new zoning classifications, legislative zoning procedures, and objective development standards.

SECTION 5. Severability.

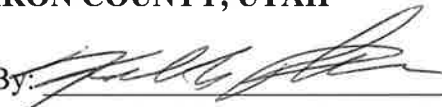
Should any section, subsection, sentence, clause, phrase, or portion of this Ordinance be declared invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance, which shall remain in full force and effect.

SECTION 6. Effective Date.

This Ordinance shall become effective immediately upon passage and publication as required by law and shall remain in effect for one hundred eighty (180) days unless repealed, extended, or replaced by a subsequent ordinance.

PASSED AND ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS OF IRON COUNTY, UTAH this 26th day of May, 2026.

**BOARD OF COUNTY COMMISSIONERS
IRON COUNTY, UTAH**

By: 
Kenneth Robinson, Commission Chair

ATTEST:


Jonathan T. Whittaker – Iron County Clerk



VOTING:

Michael Bleak Aye
Paul Cozzens Absent
Kenneth Robinson Aye

DISCUSSION AND POSSIBLE APPROVAL POTENTIAL EXTENSION OF THE EXISTING BRIAN HEAD COMMUNITY REDEVELOPMENT AREA (CRA)

Bret Howser, Brian Head Town Manager, explained that this agenda item was discussed at the May 11th Commission meeting. No action was taken, allowing him to meet with ICSD about possible participation in the CRA. The members of the ICSD were new and would need some time to educate themselves on what was required. He would meet with the ICSD Finance committee in August and not include them until 2027. Bret reported that this was an Interlocal Agreement between the Brian Head Community Development and Renewal Agency (BHCD&RA) and Iron County, seeking a Resolution to approve the Interlocal Agreement for 10 years. The town of Brian Head CRA would receive a portion of the tax increment of 30% of the taxing entity’s share of the tax increment from the Project Area (CRA).

Adam Long, Brian Head CRA, explained that approval and legal requirements were met.

Michael Bleak made a motion to approve Resolution 2026-3 the extension of the existing Brian Head CRA, as presented. Second by Kenneth Robinson. Voting: Michael Bleak, Aye; Paul Cozzens, Absent; Kenneth Robinson, Aye.

IRON COUNTY RESOLUTION 2026-3

A RESOLUTION APPROVING AN INTERLOCAL AGREEMENT BETWEEN THE BRIAN HEAD REDEVELOPMENT AGENCY AND IRON COUNTY REGARDING THE VILLAGE CORE COMMUNITY DEVELOPMENT PROJECT AREA IN BRIAN HEAD.

WHEREAS pursuant to the provisions of the Interlocal Cooperation Act, Title 11, Chapter 13, Utah Code Annotated 1953, as amended (the “Act”), public agencies, including political subdivisions of the State of Utah as therein defined, are authorized to enter into mutually advantageous agreements for joint and cooperative actions, including the sharing of tax and other revenues; and

WHEREAS the Community Development and Renewal Agency for the Town of Brian Head (the “Agency”) and Iron County (the “County”) are “public agencies” for purposes of the Act; and

WHEREAS after careful analysis and consideration of relevant information, the County desires to enter into an interlocal agreement with the Agency (the “Interlocal Agreement”) whereby the County consents to the Agency receiving for an extended period of time a portion of the tax increment produced by the County’s levy on real and personal property within the Brian Head Village Core Community Development Project Area (the “Project Area”); and

WHEREAS Section 11-13-202.5 of the Act requires that certain interlocal agreements be approved by resolution of the legislative body of a public agency.

NOW, THEREFORE, BE IT RESOLVED BY IRON COUNTY AS FOLLOWS:

1. The Interlocal Agreement, substantially in the form attached hereto as **EXHIBIT A** and is approved and shall be executed by the County.
2. Pursuant to Section 11-13-202.5 of the Act, the Agreement has been submitted, or will be submitted prior to execution, to legal counsel of the County for review and approval as to form and legality.
3. Pursuant to Section 11-13-209 of the Act and upon full execution of the Interlocal Agreement, a copy thereof shall be filed immediately with the keeper of records of the County.
4. This Resolution shall take effect upon adoption.

APPROVED AND ADOPTED this 26th day of May, 2026.

BY THE IRON COUNTY COMMISSION:



Kenneth Robinson, Chair

ATTEST:



Jonathan T. Whittaker, County Clerk



DISCUSSION AND POSSIBLE APPROVAL OF THE 2026 IRON COUNTY FEE SCHEDULE

Lucas Little, Iron County Auditor, explained that the Iron County Fee Schedule listed each Iron County Department, which was either mandated or approved by the Iron County Commissioners. The list would be posted on the Iron County website, www.ironcountyut.gov, for viewing, and on each department's website.

Michael Bleak made a motion to approve the 2026 Iron County Fee Schedule and changes, as presented. Second by Kenneth Robinson. Voting: Michael Bleak, Aye; Paul Cozzens, Absent; Kenneth Robinson, Aye.

DISCUSSION AND POSSIBLE APPROVAL OF IRON COUNTY ORDINANCE 2026-12 AMENDING TITLE 8, CHAPTER 8.20, SECTION 8.20.060 OF THE IRON COUNTY CODE RELATING TO NUISANCES; AMENDING DEFINITIONS TO INCLUDE DYNAMIC BRAKING DEVICES; AMENDING PROVISIONS RELATING TO DYNAMIC BRAKING DEVICES ON VEHICLES AND DESIGNATING RESTRICTED AREAS

Michael Bleak, Iron County Commissioner, explained that Newcastle had concerns with dynamic braking devices. These brakes create excessive noise disturbances affecting residential neighborhoods, businesses, and visitors. Mike reported that Ordinance 2026-12 would restrict engine braking, approached within a municipal area at any time of the day, and not solely during the previously restricted hours of 10:00 p.m. to 7:00 a.m.

Michael Bleak made a motion to approve Ordinance 2026-12, amending Title 8, Chapter 8.20; Section 8.20.060 of the Iron County Code relating to nuisances, as presented. Second by. Voting: Michael Bleak, Aye; Paul Cozzens, Absent; Kenneth Robinson, Aye.

IRON COUNTY ORDINANCE 2026-12

AN ORDINANCE OF IRON COUNTY, UTAH, AMENDING TITLE 8, CHAPTER 8.20, SECTION 8.20.060 OF THE IRON COUNTY CODE RELATING TO NUISANCES; AMENDING DEFINITIONS TO INCLUDE DYNAMIC BRAKING DEVICES; AMENDING PROVISIONS RELATING TO DYNAMIC BRAKING DEVICES ON VEHICLES AND DESIGNATING RESTRICTED AREAS; AND PROVIDING AN EFFECTIVE DATE.

Whereas, on May 14th, 2007, Iron County adopted Ordinance 2007-6, repealing prior Ordinances No. 114 and 141 (Title 8, Chapter 8.20) and implementing a new ordinance to address nuisances and their abatement; and

Whereas, minor adjustments were made via Ordinance 2007-8, which was adopted by Iron County on July 9th, 2007; and

Whereas, under Ordinance section 8.20.060 - Noises, Iron County identified dynamic braking devices as prima facie evidence of nuisance violations, thus recognizing that the use of such devices creates excessive noise disturbances affecting residential neighborhoods, businesses, visitors, and the general public health, safety, and welfare; and

Whereas, Iron County now desires to designate and identify restricted engine braking areas that approach or are within a municipal limit and which prohibit the use of dynamic braking devices at any time of day, and not solely during the previously restricted hours of 10 p.m. to 7 a.m.; and

Whereas, this amendment will further promote the general health, safety and welfare of Iron County residents.

NOW THEREFORE, THE COUNTY LEGISLATIVE BODY OF IRON COUNTY, UTAH ORDAINS that all provisions of Title 8, Section 8.20 shall remain unchanged, unless specifically amended as below.

Section 8.20.010 is amended to include:

8.20.010 - Definitions.

As used in this chapter:

"Abatement" means the repair, replacement, removal, destruction, correction, or other remedy of a condition which constitutes a nuisance by such means, in such a manner, and to such an extent as the enforcement officer determines is necessary in the interest of the general health, safety, and welfare of Iron County inhabitants.

"Agricultural operations" means any activity, facility, or operation for the production for commercial purposes of crops, livestock, poultry, livestock products, or poultry products.

"Completion date" means the date by which the responsible person must abate a nuisance. The completion date is set by the enforcement officer in the notice to abate nuisance, voluntary correction agreement, administrative citation, or criminal citation, or in an order by a hearing officer or judge.

"Dynamic Braking Device" means a device commonly referred to as a "jake brake," "engine brake," "compression brake," or "engine retarder brake," which alters the normal compression of the engine and releases compressed air producing noise used to slow or control a vehicle.

"Enforcement officer" means the zoning officer, building inspector, sheriff, county attorney, or some other duly designated officer of the county that is authorized as the agent charged with the enforcement of the provisions of this chapter. In the case of a violation of Section 8.20.050, the enforcement officer shall be the county weed control board or designee.

"Hearing officer" means the person(s) designated to hear appeals pursuant to this chapter. The hearing officer shall be the designee named by the county commission. The designee need not be a county employee. The county commission may also appoint a committee to function as the hearing officer.

"Junk" means any or all worn out, cast off, or discarded item, article, or material which is ready for destruction or has been collected and stored for salvage or conversion to some other use. Any article or material which, unaltered or unchanged and without further reconditioning, can be used for its original purpose as readily as when new shall not be considered junk.

"Junk car" means any used car or motor vehicle not in the process of reconditioning, which has been abandoned for the use as a motor vehicle on a public highway and which is in an unsafe operating condition and shall have remained in such condition for a period in excess of thirty days; or portions of junk cars, such as hoods, fenders, radiators, rims, motors, hubcaps, etc., not being immediately utilized in the repair of a motor vehicle.

"Responsible person" means the person(s) responsible for correcting or abating a nuisance pursuant to this chapter. The responsible person includes the property owner and any person who causes or permits a nuisance to occur or remain upon property in the county, and includes but is not limited to the owner(s), lessor(s), lessee(s), or other person(s) entitled to control, use, and/or occupy property where a nuisance occurs. In cases where there is more than one responsible persons, the county may proceed against one, some, or all of them.

"Rubbish" means wire, chips, shavings, boxes, barrels, rags, bottles, broken glass, crockery, tin, cast or wooden ware, iron, stumps, tree trunks, paper, circular, hand bills, boots, shoes, ashes, trash, or any similar waste material.

"Vehicle" means a machine propelled by power other than human power designed to travel along the ground or water by use of wheels, treads, runners, propellers, sails, slides, etc., and transport persons or property or pull machinery and shall include, without limitation, automobile, boat, truck, trailer, motorcycle, tractor, buggy, and wagon.

Section 8.20.060 is amended to include:

8.20.060 - Noises

- A. **General Prohibition.** It is declared to be a nuisance and unlawful for any person to recklessly make or cause to be made or continued, within the residential portions of the county or in close proximity thereof, any loud or unnecessary or offensive noise or any noise which may reasonably be anticipated to annoy, disturb, injure, or endanger the comfort, slumber, peace, health, or safety of any reasonable person or persons of normal sensitivity, whether due to volume or duration or both. Any violation of this section shall be declared a nuisance and may be abated in accordance with this chapter. The responsible person shall be subject to the fines and penalties outlined in this chapter and the county shall be entitled to the remedies outlined in this chapter.
- B. **Prohibitions on Use or Operation of Sound Generating Machines or Devices in Residential Areas.** The reckless use or operation of any sound production or reproduction device, radio receiving set, musical instrument, drums, phonograph, stereo, television set, compact disc player, video recorder/player, loud speaker(s), or other similar machine or device for the producing or reproducing of sound in such a manner as to disturb the peace, quiet, slumber, or comfort of any reasonable person of normal sensitivity in any residential area of the county or in close proximity thereof is prohibited.
- C. **Factors to Consider.** The characteristics and conditions which should be considered in determining whether a violation of subsection A or B of this section exists include, but are not limited to, the following:
 - 1. The level of the noise;
 - 2. Whether the nature of the noise is usual or unusual;
 - 3. Whether the origin of the noise is natural or unnatural;
 - 4. The level of the ambient noise;
 - 5. The proximity of the noise to sleeping facilities;
 - 6. The nature and zoning of the area from which the noise emanates and the area where it is received;
 - 7. The time of day or night the noise occurs;
 - 8. The duration of the noise; and
 - 9. Whether the noise is recurrent, intermittent, or constant.
- D. **Prima Facie Evidence of Violations.** Any of the following shall constitute prima facie evidence of a violation of this section:
 - 1. The operation of any such sound production or reproduction device, radio receiving set, musical instrument, drum set, phonograph, stereo, compact disc player, video recorder/player, loud speaker(s), or similar machines or devices between the hours of ten p.m. and seven a.m. in such a manner as to be plainly audible at a distance of twenty feet from the building structure or vehicle in which it is located.
 - 2. The operation of any sound amplifier which is part of or connected to any radio, stereo receiver, compact disc player, cassette tape player, or other similar device when operated in

such a manner as to be plainly audible at a distance of twenty feet and when operated in such a manner as to cause a reasonable person to be aware of vibration accompanying the sound at a distance of twenty feet from the source.

3. In a residential zone, performing or causing to be performed any construction work on any construction site between the hours of ten p.m. and seven a.m. in a way to be plainly audible at a distance of twenty feet from the source. The Iron County board of county commissioners may authorize extended hours for construction operations or procedures which, by their nature, require continuous operations, or modify or waive the hours for projects in generally isolated areas where the extended hours do not impact adjoining property occupants.
 4. The operation of any motor vehicle in a residential area with a dynamic braking device engaged, except to avoid imminent danger, between the hours of ten p.m. and seven a.m. in such a manner as to be plainly audible at a distance of twenty feet from the source.
 5. Operating or causing to be operated a motor vehicle: (a) with a defective exhaust system that affects sound reduction; (b) without a muffler or other noise dissipative device; and/or (c) equipped with any cut-out, by-pass, or similar device.
- E. Dynamic Braking Noise Control – Posted Areas. In addition to the other provisions of this section regulating dynamic braking devices, no person shall operate a motor vehicle using a dynamic braking device, except when necessary to avoid imminent danger, on any roadway, highway approach, municipal street, or designated corridor identified by official traffic control signage as a restricted dynamic braking area. Violation of this section E. is a criminal offense, an infraction, for which an individual may be criminally cited. Notwithstanding the foregoing, enforcement of this section may also be accomplished by any other applicable provisions of this chapter, including nuisance and abatement of said nuisance by criminal or administrative methods.
- F. ~~E.~~ Exemptions. The following are exempted from compliance with this section:
1. Sounds generated from any government or emergency vehicle while engaged in necessary public business;
 2. Sounds generated from excavations or repairs of bridges, streets, highways, or other public works projects by or on behalf of the city, county, or state day or at night when the public welfare and convenience requires such work;
 3. Sounds generated from the reasonable use of amplifier(s) or loud speaker(s) in the course of public addresses which are noncommercial in character and in which amplifiers or loud speaker(s) are not used in connection with any moving vehicle;
 4. A parade or public assembly that has obtained a permit;
 5. Sounds from any emergency device, early warning system, or civil defense device;
 6. A school or county-sponsored sporting event or assembly;
 7. Any activity for which a county permit or license was issued; and
 8. Sounds from equipment used to maintain landscaping on residential property on a periodic basis, including lawnmowers, leaf blowers, edgers, hedge trimmers, and similar types of equipment when used between seven a.m. and sunset.
- G. ~~F.~~ Relief from Restrictions. Requests for relief from the noise restrictions in this section may be made to the Iron County board of county commissioners. Upon granting relief, any conditions outlined and agreed upon shall be obeyed by the applicant and failure to do so will cause the grant of relief to be revoked.
- H. ~~G.~~ Enforcement. This section may be enforced using any of the provisions of this chapter. Due to the nature of a noise violation and the immediate need for abatement, the enforcement officer need not serve the responsible person with a notice to abate nuisance before the enforcement officer issues an administrative or criminal citation or otherwise abates a violation

DATED this 26th day of May, 2026.

BOARD OF COUNTY COMMISSIONERS
IRON COUNTY, UTAH

By: 
Kenneth Robinson - Chairman

ATTEST:


Jonathan T. Whittaker – Iron County Clerk



Michael P. Bleak Aye
Paul Cozzens Absent
Kenneth Robinson Aye

PERSONNEL

Jennifer Bradbury, Iron County Human Resources (HR) Director, presented the new hires of Jerry Garcia and Brayden Robinson as Full-Time Corrections Deputies 1 for the Sheriff’s Department-Corrections, effective May 24th. These were backfills of vacant positions; promotions for Braxton Wilson, Dream Weaver, and Peter Merrill from Deputy 1 to Deputy 2 for the Sheriff’s Department-Corrections, effective May 24th, bilingual pay for Kaitlyn Lacey, for the Sheriff’s Department-Corrections, effective May 25th, and the new hire of Kein Hicken as a Seasonal Weed Outdoor Maintenance Technician for the Parks and Recreation Department, effective May 25th.

Michael Bleak made a motion to approve the personnel changes as presented by Jennifer Bradbury. Second by Kenneth Robinson. Voting: Michael Bleak, Aye; Paul Cozzens, Absent; Kenneth Robinson, Aye.

Jennifer Bradbury presented a possible approval of the Utah Retirement System (URS) Tier 2 Public Safety Employee portion pickup, effective July 1, 2026. Jennifer gave a brief history of the URS Tier 2 Public Safety and Firefighter retirement system that became effective July 1, 2011. She reported the FY2027 changes affecting all Tier 2 systems and the operational and budget implications. There was a discussion regarding Iron County’s actions to offset non-public safety costs and the FY2027 outlook. If elected to pick up, the additional 1.25% contribution would cost \$72,266.05 for Corrections and Patrol Salaries. Other Tier 2 employees would not benefit. Luke Little, Iron County Auditor, noted that the rate changes would require a budget adjustment.

Shalon Shaver, Iron County Corrections Lieutenant, and Shawn Peterson, Iron County Deputy, expressed concerns that some of their employees were being recruited by other counties where they could make more. There would be no incentive for them to stay if this were taken away. Discussion continued regarding the URS change and budget impact.

Michael Bleak made a motion to approve the Tier 2 Public Safety Employee portion pick up, and the update of Iron County Personnel Policies Section 21, effective July 1st. Voting: Michael Bleak, Aye; Paul Cozzens, Absent; Kenneth Robinson, Aye.

NON-DELEGATED ITEMS

Closed Session:

