

**HARRISVILLE CITY
ORDINANCE 573
PRODUCE STAND AMENDMENTS**

**AN ORDINANCE OF HARRISVILLE CITY, UTAH, AMENDING SECTIONS
11.01.060, 11.08.020, AND 11.10.020 OF THE HARRISVILLE CITY CODE;
SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**

WHEREAS, Harrisville City is a municipal corporation, duly organized and existing under the laws of the State of Utah;

WHEREAS, *Utah Code Annotated* §10-8-84 and §10-8-60 allow municipalities in the State of Utah to exercise certain police powers and nuisance abatement powers, including but not limited to providing for safety and preservation of health, promotion of prosperity, improve community well-being, peace and good order for the inhabitants of the City;

WHEREAS, Title 10, Chapter 20 of the *Utah Code Annotated* enables municipalities to regulate land use and development;

WHEREAS, after publication of the required notice, the Planning Commission held a public hearing on August 5, 2026 and subsequently gave its recommendation to _____ this ordinance;

WHEREAS, the City Council received the recommendation from the Planning Commission and held its public meeting on August 11, 2026 to act upon this ordinance;

WHEREAS, the City Council finds the proposed update contains all elements mandated by Utah Code and has been updated to meet current and future needs of the City;

WHEREAS, the specific amendments to Harrisville City Code are set forth in exhibit “A” attached hereto and incorporated herein by this reference;

NOW, THEREFORE, be it ordained by the City Council of Harrisville as follows:

Section 1: Repealer. Any word other, sentence, paragraph, or phrase inconsistent with this Ordinance is hereby repealed and any reference thereto is hereby vacated.

Section 2: Amendment. Exhibit “A”, attached hereto and incorporated by this reference is hereby adopted and shall constitute the official amendments to *Harrisville City Code* Chapter 11.

Section 3: Severability. If a court of competent jurisdiction determines that any part of this ordinance is unconstitutional or invalid, then such portion of the ordinance, or specific application of the ordinance, shall be severed from the remainder, which shall continue in full force and effect.

Section 4: Effective date. This Ordinance shall be effective immediately upon posting after final passage, approval, and posting.

PASSED AND ADOPTED by the City Council on this _____ day of _____, 2026.

Roger Shuman
Mayor

Jack Fogal
City Recorder

RECORDED this _____ day of _____, 2026.
PUBLISHED OR POSTED this _____ day of _____, 2026.

**CERTIFICATE OF PASSAGE AND PUBLICATION OR
POSTING**

According to the provision of U.C.A. §10-3-713, 1953 as amended, I, the municipal recorder of Harrisville City, hereby certify that foregoing ordinance was duly passed and published, or posted at 1) City Hall 2) Harrisville Cabin and 3) 2150 North on the above referenced dates.

City Recorder

DATE: _____

Proposed Changes to the HVC Land Use Code Sections 11.01.060, 11.08.020 and 11.10.020

11.01.060 Definitions

“Produce Stand” means a temporary or permanent structure, or an outdoor area, used for the display and sale of fruits, vegetables, and other agricultural products, including accessory consumable products as permitted by this title. A produce stand is accessory to agricultural production and is intended primarily for the sale of products grown or produced on the subject property or as otherwise permitted by this title. A produce stand shall not include a grocery store, convenience store, restaurant, or other general retail establishment.

11.08.020 Uses

Land Use	Zone				Specific Use Regulation
	A-1	R-1-20	RE-15	R-1-10	
Agricultural Uses					
Agricultural accessory structure (e.g. greenhouse, cold storage)	P	P	P	P	11.10.020.1
Commercial Crop and Fruit Production Produce Stand	P	P	P	P	11.10.020.2
Crop and fruit production for the property owner's personal use	P	P	P	P	
Plant nursery	P	P	P	P	11.10.020.3

11.10.020 Special Regulations

2. ~~Commercial Crop and Fruit Production~~ Produce Stand. A permanent or temporary structure used for the selling of produce may be permitted ~~on the same parcel of property where the produce (vegetables or fruit) is raised~~ provided that:

- a. All produce sold on-site shall be grown on the same parcel where the produce (vegetables or fruit) is raised, except in the A-1 Zone. In the A-1 Zone, at least one of the produce/products offered shall be grown or produced on the subject property, and at least 50% of all produce and products offered for sale shall be grown or produced within Harrisville City. Produce stands in the A-1 Zone may also sell accessory consumable products, provided such products are produced within Harrisville City, comply with all applicable health department regulations, and

constitute no more than 20% of the products offered for sale. All products sold shall comply with applicable regulations of the Utah Department of Agriculture and Food.

- b. A permanent structure shall comply with the minimum setbacks required for a produce stand if it is the main building on the site. If a dwelling also exists on the property any permanent agricultural accessory structure shall comply with the setback and other regulations of an accessory building.
- c. A temporary structure may be located in the front yard setback in an A-1 or R-1-20 zoned property provided that it is:
 - 1. No larger than 1,000 square feet for the A-1 zone or 1% of the lot area, whichever is least.
 - 2. No larger than 100 square feet for the R-1-20 zone.
 - 3. Complies with the side-yard setback requirements of the applicable zone.
 - 4. In place only during the harvest time season of the produce being sold.
 - 5. Set back at least 15 feet from the edge of road.
 - 6. Does not obstruct sight distance for exiting the property or neighboring properties.
- d. A temporary shade canopy no larger than 100 square feet is permitted in the front yard setback in the RE-15 and R-1-10 zones provided it is in place only during the harvest time season of the produce being sold and complies with the side-yard setback requirements of the applicable zone.
- e. One dedicated off-street parking space must be provided for each 100 sf of permanent or temporary produce stand.
- f. Produce stand operations are limited to the hours of 8 am to 8 pm.