



**TOQUERVILLE CITY COUNCIL**  
**Regular Business Meeting**  
**December 14, 2017 at 6:00 pm**  
**212 N. Toquerville Blvd, Toquerville Utah**

**Please Mute Cell Phones.**

**Public comments will be taken during the public forum portion of the meeting.**

**A. CALL TO ORDER:**

1. Call to Order-Mayor Darrin LeFevre
2. Pledge of Allegiance: Mark Fahrenkamp; Invocation: Brad Langston
3. Disclosures and Declarations of Conflict from Council Members.
4. Requests for Statements of Belief.

**B. CONSENT AGENDA:**

1. Review and possible approval of CC Work Meeting Minutes from November 2, 2017 and of CC Regular Meeting Minutes from November 11, 2017.
2. Review and possible approval of City Expenditures from November 2017.

**C. PUBLIC FORUM:**

1. Public Comments Welcome

*Limit three (3) minutes per person; please address the microphone and state full name and address.*

**D. PRESENTATION:**

1. Presentation and Acceptance of the 2017 Fiscal Year Audit Report by Hinton Burdick CPA's and Advisors. Audit prepared by Keddington & Christensen, LLC.
2. Presentation of Winners of the 2017 Christmas Lighting Contest – Paul Heideman

**E. CITY DEPARTMENT REPORTS:**

1. Zoning Administrator, Mike Vercimak
2. Hurricane Valley Fire Department Representative
3. Attorney, Heath Snow
4. Public Works Director, Lance Gubler

**F. BUSINESS:**

1. Discussion and Possible Action on Ordinance 2017.XX-An Ordinance To Establish Authority To Conduct Electronic Meetings And To Provide Procedures for Participation in Electronic Meetings For The Planning Commission, City Council, and Board of Adjustments.
2. Discussion and Possible Action on Resolution 2017.XX Fee Schedule -Solid Waste Increase and Rental Equipment.
3. Discussion and Possible Action on Resolution 2017.XX Annual Meeting Schedule.
4. Discussion on Resolution 2017.XX Westfield Road Area Development/Public Safety Mitigation Plan.

**G. REPORTS:**

1. Mark Fahrenkamp-Park Maintenance/Park Committee/Risk Management/Trails Committee
2. Keen Ellsworth-Economic Development/Subdivision & PC Liaison/Mosquito Abatement
3. Ty Bringham-Water Department/Streets/MPO/TSWS/Dixie MPO
4. Paul Heideman-Sewer District/Culture and Recreation/Confluence Park
5. Brad Langston-Cemetery Code and Policy Update/Solid Waste/Tree Board/Cemetery/City Hall Maintenance/Beautification Committee/ Emergency Preparedness-Safety Committee
6. Mayor LeFevre-Fire District

**H. POSSIBLE CLOSED SESSION:**

**I. ADJOURN:**

In compliance with the Americans with Disabilities Act, individuals needing special accommodations (including auxiliary communicative aids and services) during this meeting should notify Dana McKim at the City Office 435.635.1094, at least 48 hours in advance. This Agenda will be posted on the State website at <http://pmm.utah.gov>, posted on the Toquerville City website at [www.toquerville.org](http://www.toquerville.org), sent to the Spectrum Newspaper, and posted in four places at least 24 hours in advance of this meeting. The four places are: (1) City Office Board; (2) Toquerville Post Office Kiosk; (3) Cholla Park Kiosk; (4) Westfield Road Kiosk. Posted Agenda December 12, 2017 by Toquerville City Recorder, Dana M. McKim.



## **TOQUERVILLE CITY** **ORDINANCE 2017-16**

AN ORDINANCE TO ESTABLISH AUTHORITY TO CONDUCT ELECTRONIC MEETINGS AND TO PROVIDE PROCEDURES FOR PARTICIPATION IN ELECTRONIC MEETINGS OF THE COUNCIL.

### RECITALS

WHEREAS, pursuant to Utah Code Annotated § 52-4-207, public bodies are authorized to conduct public meetings in whole or in part by electronic means;

WHEREAS, Utah Code Annotated § 52-4-207 provides among other things that a public body may not hold an electronic meeting unless the public body has adopted a resolution, rule or ordinance governing the use of electronic meetings; and

WHEREAS, Toquerville City (“City”) has adequate facilities to support the conduct of telephonic or electronic meetings; and

WHEREAS, the use of electronic means in conducting meetings will make it easier for members of the Toquerville City Council (“City Council”) to attend and participate in meetings of the Council; and

WHEREAS, the use of electronic means in conducting meetings would save both time and money for the City, its employees and its citizens; and

WHEREAS, the City Council has determined that it is in the best interests of the health, safety and welfare of the citizens of the City to adopt an ordinance to implement authority to conduct electronic meetings and to provide procedures for participation in electronic meetings of the City Council.

### ORDINANCE

NOW THEREFORE, BE IT HEREBY ORDAINED by the City Council of Toquerville City, State of Utah, as follows:

1. **DEFINITIONS** For purposes of this Ordinance, the following terms are defined as follows:

a. “Anchor Location” means the physical location from which the electronic meeting originates and where interested persons and the public may attend, monitor and participate in open portions of a City Council meeting.

b. “Electronic Meeting” means a public meeting of the City Council convened and conducted by means of a telephonic, telecommunications or computer device or other electronic means, allowing each member of the City Council to be in

contact with the anchor location and participate concurrently with all other members of the City Council in the conduct of such meeting.

2. **AUTHORIZATION FOR ELECTRONIC MEETINGS:** The City Council may conduct electronic meetings pursuant to the requirements of Utah Code Annotated § 52-4-207, as such may be amended from time to time.

3. **ANCHOR LOCATION:** One anchor location for electronic meetings of the City Council shall be the conference room in the City offices at 212 N. Toquerville Boulevard, Toquerville, Utah. Other anchor locations for an electronic meeting may be approved as required by circumstances. Public participation in an electronic meeting is limited to an anchor location.

4. **FACILITIES AT ANCHOR LOCATION.** Space and facilities must be provided at the anchor location so that all interested persons may attend and monitor the open portions of the meeting. In addition, if comments from the public will be accepted during the electronic meeting, space and facilities must be provided at the anchor location so that interested persons and the public may attend, monitor and participate in the open portions of the meeting.

5. **MEMBER ARRANGEMENTS FOR ELECTRONIC MEETING:** A member of the City Council must give the City Recorder notice of his or her intent to attend a City Council meeting electronically at least forty-eight (48) hours prior to the meeting to allow for arrangements to be made for the electronic meeting. Such notice by the City Council member must include the electronic means the City Council member intends to utilize to attend the meeting.

6. **REQUIREMENTS FOR ELECTRONIC MEETING:** A quorum of the City Council need not be present at the anchor location, so long as all other requirements of this Ordinance and Utah Code Annotated § 52-4-207 for an electronic meeting are satisfied. No meeting of the City Council may be held electronically unless at least one member of the City Council is present at the anchor location. The meeting shall be conducted from the anchor location by the Mayor or the Mayor Pro Tempore. If neither the Mayor nor Mayor Pro Tempore is present at the anchor location, the City Council shall select from its membership present at the anchor location a Mayor Pro Tempore for the sole purpose of conducting the electronic meeting.

7. **ATTENDANCE AND PARTICIPATION:** Any member of the City Council participating in a meeting of the City Council by electronic means shall be considered present at the meeting for all purposes, including counting toward a quorum. A member of the City Council participating in a meeting via electronic means shall be afforded every opportunity to participate in the discussion of the items on the agenda and may make, second and vote on all motions.

8. **NOTICE OF ELECTRONIC MEETING:** Public notice of an electronic meeting of the City Council shall be given not less than twenty-four (24) hours prior to the meeting by: (i) posting written notice of the meeting at the anchor location, (ii) by providing written or electronic notice to at least one newspaper of general circulation in Washington County and to a local media correspondent, and (iii) by posting the notice on the Utah Public Notice Website

created under Utah Code Annotated § 63F-1-701. In addition, the City Recorder shall provide notice of the electronic meeting to members of the City Council at least twenty-four (24) hours before the meeting so that they may participate in and be counted as present for all purposes, including the determination that a quorum is present. The notices of the electronic meeting shall describe how the members of the City Council will be connected to the electronic meeting.

9. **COMMUNICATION:** For each electronic meeting of the City Council, a speakerphone, or similar amplifying electronic device with or without video capabilities will be connected in such a manner that comments made by the members participating electronically will be broadcast at the anchor location. Opportunities for each member present at that anchor location and those participating electronically will be given to make inquiries and participate in the discussion. Discussion of motions will take place in accordance with the usual procedures of the City Council with the exception that those present electronically must declare their intent verbally with their accompanying name(s). Votes taken in electronic meetings shall be roll call methods, with each member audibly verbalizing their vote. If a member participating in a meeting electronically withdraws from the meeting, the rest of the meeting may be completed provided there is still a quorum present, counting all members still participating in the meeting whether at the anchor location or participating electronically.

10. **MINUTES:** Minutes of an electronic meeting shall designate the name of each City Council member who participated electronically, the nature of the electronic communication and the duration of the member's participation in the meeting. The roll call for members present will be taken verbally and recorded, during the meeting.

11. **LIMITATIONS:** Electronic meetings may be prohibited or limited based on budget, public policy or logistical circumstances.

12. **REPEALER.** This Ordinance shall repeal and supersede all prior ordinances and resolutions governing the same.

13. **SAVINGS CLAUSE:** If any provision or clause in this Ordinance or the application thereof to any person or entity or circumstance is held to be unconstitutional or otherwise invalid by any court of competent jurisdiction, such invalidity shall not affect other sections, provisions, clauses, or applications hereof which can be implemented without the invalid provision, clause, or application hereof, and to this end the provisions and clauses of this Ordinance are declared to be severable.

14. **EFFECTIVE DATE.** This Ordinance shall take effect immediately upon approval by the City Council.

PASSED AND APPROVED THIS \_\_\_\_\_ DAY OF DECEMBER 2017.

Paul Heideman	Aye _____	Nay _____
Keen Ellsworth	Aye _____	Nay _____
Mark Fahrenkamp	Aye _____	Nay _____
Brad Langston	Aye _____	Nay _____
Ty Bringhurst	Aye _____	Nay _____

**CITY OF TOQUERVILLE**  
a Utah Municipal Corporation

\_\_\_\_\_  
M. Darrin LeFevre, Mayor

Date \_\_\_\_\_

\_\_\_\_\_  
Attest: Dana McKim, City Recorder

**TOQUERVILLE CITY  
RESOLUTION 2017.XX  
TOQUERVILLE CITY CONSOLIDATED UNIFORM FEES SCHEDULE**

**PURPOSE:** This Resolution amends fees charged for local leagues using the city ball field.

**ADMINISTRATION**

	<u>FEE</u>
Requests for Records	\$ 1.00 Per Page+\$30/hr Research
Photo Copies	\$ .10 Per Page
Fax Transmission	\$ 1.00 First Page, & (lowered from \$2.)
	\$ .10 Each Additional Page (lowered from \$1.)
Land Management Code Book	\$ 40.00
Standards and Specifications	\$ 30.00
General Plan	\$ 40.00
Toquerville Walking Tour	\$ 10.00 Each
Returned Check Fee	\$ 20.00

**BUSINESS LICENSE**

Business License	\$ 50.00 Calendar Year (to Dec.31 <sup>st</sup> );
\$ 25.00 Partial Yr Fee - First Year Only (\$25)	
Business Sign Application Fee	\$ 35.00

**CEMETERY**

Open and Closing of Grave	\$400.00 Weekday
	\$500.00 Saturday (No Sunday or Holiday)
- Infants under two or Cremations,	\$200.00
- Plot Fee (Includes Perpetual Care) No Purchase of 1/2 plots is permitted	\$350.00 Resident
	\$650.00 Non-Resident

**UTILITIES: RESIDENTAL UTILITIES**

Culinary Water	\$36.21 Monthly –
	Base Rate per month for 0- 10,000 gals. Plus
	\$4.00 per 1,000 gals over 10,000 gals, and \$6.00 over
	30,000 gals
- Non Irrigation users w/ no access, Summer Rate	\$36.21 Monthly – March 1 <sup>st</sup> to Nov 1 <sup>st</sup> - Base Rate per
	month for 0- 20,000 gals. Plus \$4.00 per 1,000 gals
	over 20,000 gals, and \$6.00 over 30,000 gals
WCWCD Monthly Water Surcharge	\$ 1.75 Monthly for ¾" Meters OR
Sewer, Permanent Residential	\$25.00 Monthly
Garbage	\$11.45 <b>\$11.40 Monthly</b>
BluCan Recycling	\$ 3.00 Monthly
Storm Water Drain Fee (ERU)	\$ 6.00 Per Residence / Monthly

**Most standard minimum monthly bills including all of the above would come to \$83.11**

Billing Late Fees (on Monthly Past Due Balance, After 20 <sup>th</sup> Day)	5%
Plus - Fee for "SHUT-OFF" Notice if Applicable.	\$ 10.00
Water Reconnect Fee (Locked out meter)	\$100.00
Water/ Utility Service Fee, Vacation/ Owner Request Reconnect Fee	\$ 50.00 Minimum 30 days
Water/ Utility Service Fee, Vacation/ Owner Request Disconnect Fee	\$ 50.00 Minimum 30 days
Water/ Utility Service Termination or	
New Application (Simultaneous Moving in or out)	No Fee
Tenant Deposit (Rental Property)	\$300.00 Refundable Deposit
Culinary Water Standby Fee for Non-User (No Meter to Property)	
Application Required _____	\$ 5.00 Monthly
Culinary Water Meter Request, Existing Connection (Building permit)	\$500.00

**UTILITIES: COMMERCIAL/PUBLIC UTILITIES**

WCWCD Monthly Water Surcharge	\$3.78 Monthly for 1" Meters
Sewer, Transitory Residential, (RV Parks, RV Rental Camp Units	\$13.00 Monthly
Sewer, Commercial, Schools, Churches, Motels	\$32.00 Monthly for first 12,000 gallons*, -additional is
	\$2.86 per 1000 gallons over 12000

\* For sewer commercial, schools and churches, monthly water usage shall be based on the average monthly water use during months of December, January and February of each year. For motels, monthly water usage shall be based on the average monthly water use during the months of May, June and July of each year.

**BUILDING INSPECTION**

Building Permit fee based on evaluated square footage cost.

Residential Plan Review

Commercial Plan Review has additional charges

Swimming Pool Permit

Residential Care Facility Permit Application

Clean-up deposit

Washington County HCP (Tortoise) Fee

\$200.00 Each

Based on Code

\$300.00 flat rate for permit only

\$250

\$1,000.00

\$250 Per Acre @ Final Plat (Subdiv.); and Plus \$25.00 Administrative Cost of Collection and 0.2% Total Value of Construction for Reporting Fee, payable to Toquerville City. Residential, Commercial & Industrial Bldg. Permit Requests, Paid at Application.

**PUBLIC WORKS**

Road Encroachment Application Fee (+Costs)

Hydrant Meter Deposit

Daily Charge

Monthly Charge

\$25.00 Refer to Application

\$1,250 Refundable by mail after return minus charges

\$5.00 Plus \$2.00 per 1,000 gals OR

\$150.00 Minimum Water Use, Plus

\$4.00 Per 1,000 gals

\$1,795.00 3/4" Culinary Water/size

\$3,195.00 1" "

\$7,195.00 1 1/2" "

\$12,790.00 2" "

\$2,450.00 Roads & Street

\$2,210.00 Parks & Recreation

\$2,165.00 Trails

Individual: Due at Permit Application for Lots NOT prepaid;

Subdivisions: ALL lots in approved Plat – Payable prior to Sign-off.

**TOWN HALL AND/OR COUNCIL CHAMBERS RESERVE USE FEES – No rentals shall be made for holidays per Resolution 2016.12**

Deposit **\$75.00** PER EACH AREA. **\$150.00** for reserving both Town Hall and Council Chambers.

**Reservation fees for Town Hall or Chambers:** (Deposit Fees also apply)

Anything less than 4 Hours (considered 1/2 day) \$50.00

Anything more than 4 Hours and still the same day (considered 1 day) \$100.00

**PARK PAVILION AND BALL FIELD FEES – No rentals shall be made for holidays per Resolution 2016.12**

Deposit \$75.00 per Ball Field or Pavilion. \$150.00 for reserving both Ball Field and Pavilion

	BALL FIELD	PAVILION	BOTH
Local – 4 hr	\$50.00	\$35.00	\$85.00
Local – All Day	\$75.00	\$75.00	\$125.00
Non Local – 4 hr	\$90.00	\$60.00	\$150.00
Non Local – 8 hr	\$150.00	\$80.00	\$200.00
Local League – 4 hr	\$30.00		
Local League – 8 hr	\$60.00		
Local League – Each season (covers field charge)	\$18.00	per team / per game – payable prior to season	
Non Local League – 4 hr	\$60.00		
Non Local League – All Day tournament (per day)	\$125.00		
Non Local League – 12 game season (covers field charge)	\$400.00	per team	
Additional field prep, 1 each	\$25.00		
Ball Field Lights – Per Hour	\$15.00		
Renting the Portable Chairs:	\$25.00		
Renting Extra Tables:	\$25.00		
Renting the Portable Stage:	\$75.00 with \$500.00 refundable deposit		
<b>Renting the Propane Portable Griddle</b>	<b>\$50.00 with \$300.00 refundable deposit</b>		

Churches, Boy & Girl Scouts, Neighborhood Watch, Government or Quazi-Government organizations, and other organizations specifically sponsored by the City of Toquerville are exempt from rental fees but deposit fees may apply. The exemption will apply for 3 days per year. If further use is required, the normal rental fees will apply. City sponsored entities may be exempt from the 3-day limitation.

**CODE ENFORCEMENT FINE SCHEDULE:**

<b>VIOLATION</b>	<b>NOTICE OF VIOLATION PERIOD</b>	<b>FINE PER DAY OF VIOLATION</b>
General Violations: land use, junk, inoperable vehicles, weeds/property maintenance, and other nuisances	10 Days	\$25.00
Excessive Occupancy	10 Days	\$25.00 per person
Parking in Setback	3 Days	\$25.00
Portable Signs: banners, A-frames, pennants and similar signs	3 Days	\$50.00
Non-portable Signs: permanent sign violations and roof signs	10 Days	\$50.00
Accessory Buildings: as a residence or setback violations	10 Days	\$50.00
Fences/Walls	10 Days	\$25.00
Home Occupation	10 Days	\$25.00
<b>REPEAT OFFENSES</b>		
At the same location by the same offender within one (1) year		
Second Offense		Fine per day doubles
Third Offense		Fine per day quadruples
<b>ABATEMENT COSTS</b>		
Abatement of injurious and noxious real property or unsightly or deleterious objects or structures:		\$50.00 per hour, per person plus equipment fees at current rental rates.
<b>ADMINISTRATIVE FEES</b>		
Reinspection Fee:		\$50.00
Administrative Hearing Fee:		\$95.00
<b>INTEREST</b>		
Interest shall accrue on all outstanding civil penalties, abatement costs and administrative fees from the date said amount is assessed until paid in full at the rate of ten percent (10%) per annum.		

**DOG LICENSING FEES:** No license shall be issued until payment of the following applicable annual license fee(s) with proof of current vaccinations:

First 2 dogs (each):	
Female dog	\$22.00
Male dog	\$22.00
Spayed or neutered dog	\$10.00
Third dog	\$25.00
Fourth dog	\$30.00
Late fee (in addition to above)	\$20.00
Replacement of lost tags	\$ 5.00
Kennel License for over four dogs or cats (This does not require a business license)	\$150.00
Kennel License for breeding with two dogs or cats (This requires a business license)	\$150.00

Impound fees will be set by the entity of Contract or Agreement

**LAND USE FEES**

Master / General Plan Amendment Application	\$1,000	
Zone Amendment Application	\$1,000	+Master Plan Change Fee (when Applicable)
Alteration to Zone Amendment Application	\$250	Each Request
Special Meeting Request - by Applicant	\$300	(No Charge for City Error)
Variance Application	\$550	
Appeal	\$550	
Annexation Application	\$500	Plus additional fees assessed*
Nightly / Short Term Rental Application	\$1,000	Plus additional fees assessed*
Conditional Use Permit Application	\$250	Plus additional fees assessed*
Conditional Use – Animal / Livestock Permit	\$25	Plus additional fees assessed*

Must Comply with Current Animal Ordinance



Conditional Use - Home Occupation Permit	\$35	Plus additional fees assessed*
Extraction Permit Application	\$250	Plus additional fees assessed*
Grading Permit Application	\$25	
Blasting Permit Application	\$75	
Land Use Inspection Requests – Additional (Not Included in Permits)	\$45	
Lot Line Adjustment Application	\$200	Plus additional fees assessed*

**SUBDIVISIONS**

Non-Platted Subdivision (up to 9 Divs.-10 Total Lots)	\$750	Plus additional fees assessed*
Simple Subdivision (Split – to 2 Lots)	\$750	Plus additional fees assessed*
Sub-Division (10+ Divisions)		
Conceptual Review	\$250	Plus additional fees assessed*
Preliminary Review	\$250	Plus additional fees assessed*
Final Approval	\$250	Plus additional fees assessed*
Plat Amendment	\$1,000	Plus additional fees assessed*

**\*NOTE:** The City engages professionals, such as attorneys and engineers, to conduct reviews of applications, permits, plat maps and other matters or documents not specifically listed herein. The costs of these professional services vary, depending on the specific application, permit, plat map or document/matter reviewed. The City shall assess fees in addition to those listed above to cover the costs of these professional services.

**BE IT FURTHER RESOLVED**, the actual cost of any required publication of Notice and/or mailing of Notice as required under Toquerville City Land Management Code or other Toquerville City Land Use or Zoning Ordinance, shall be paid by the applicant as a condition precedent to any corresponding land use application/permit approval. The applicant is also responsible for any associated costs which may include but are not limited to: Updating of Zoning Maps, General Plan Amendments, Attorney Fees, City Planner Fees, City Zoning Administrator Fees, City Inspections, City Engineering Fees, Special Meetings and Additional Staff Research Fees. Applicant will be sent an invoice for all said charges from Toquerville City, due and payable upon receipt.

**BE IT FURTHER RESOLVED**, the Application Fees set forth in this Resolution shall be paid with the submission of the Application as a condition to any initial review of Application by the City.

**REPEALER**, If any provision or clause of this Resolution or application thereof to any person or entity or circumstance is held to be unconstitutional or otherwise invalid by any court of competent jurisdiction, such invalidity shall not affect other sections, provisions, clauses or applications hereof which can be implemented without the invalid provision(s), clause(s) or application(s) hereof, and to this end the provisions and clauses of this Resolution are declared to be severable.

**REPLACEMENT**, This Resolution will not repeal, abrogate, annul, impair, or interfere with existing provisions of other resolutions, ordinances, or laws, except to effect modification of the fees listed. The fees listed in this approved Schedule supersede present fees for the services specified, but all fees not listed remain in effect. Where this Resolution imposes a higher fee than is imposed or required by existing provisions of prior resolutions, the provisions of this Resolution shall control.

**EFFECTIVE DATE/CERTIFICATION:** This Ordinance shall become effective immediately upon adoption by the Toquerville City Council.

CITY OF TOQUERVILLE  
a Utah Municipal Corporation

Mark Fahrenkamp	Aye _____	Nay _____	Abstain/Absent _____
Keen Ellsworth	Aye _____	Nay _____	Abstain/Absent _____
Brad Langston	Aye _____	Nay _____	Abstain/Absent _____
Paul Heideman	Aye _____	Nay _____	Abstain/Absent _____
Ty Bringham	Aye _____	Nay _____	Abstain/Absent _____

By: \_\_\_\_\_  
/s/ M. Darrin LeFevre, Mayor

Date: \_\_\_\_\_, 2017

Attest: \_\_\_\_\_  
Dana McKim, City Recorder

**TOQUERVILLE CITY  
RESOLUTION #RES.2017.XX  
Annual Meeting Schedule**



WHEREAS, the Toquerville City Council has approved Ordinance 2017.xx addressing regularly scheduled meetings, NOW, THEREFORE, be it resolved by the City Council of Toquerville City, Utah that the annual city meeting schedule has been amended to the following:

**2018 ANNUAL MEETING SCHEDULE – TOQUERVILLE CITY, UT**

All meetings listed below shall be held at Toquerville City Hall located at 212 N. Toquerville Blvd. Toquerville, UT 84774 unless indicated otherwise.

**CITY COUNCIL MEETINGS** for the 2017 calendar year are scheduled on the 1st Thursday and 2nd Thursday of each month at 6:00 p.m. as follows, unless otherwise indicated:

<i>Work Meeting</i>	<i>Regular Business Meeting</i>	<i>Work Meeting</i>	<i>Regular Business Meeting</i>
<i>January 4</i>	<i>January 11th</i>	<i>July 5th</i>	<i>July 12th</i>
<i>February 1st</i>	<i>February 8th</i>	<i>August 2nd</i>	<i>August 9th</i>
<i>March 1st</i>	<i>March 8th</i>	<i>September 6th</i>	<i>September 13th</i>
<i>April 5th</i>	<i>April 12th</i>	<i>October 4th</i>	<i>October 11th</i>
<i>May 3rd</i>	<i>May 10th</i>	<i>November 1st</i>	<i>November 8th</i>
<i>June 7st</i>	<i>June 14th</i>	<i>December 6th</i>	<i>December 13th</i>

**PLANNING COMMISSION MEETINGS** for the 2017 calendar year are scheduled on the 3rd Wednesday of each month, as follows, unless otherwise indicated:

<i>January 17th</i>	<i>July 18th</i>
<i>February 21st</i>	<i>August 15th</i>
<i>March 21st</i>	<i>September 19th</i>
<i>April 18th</i>	<i>October 17th</i>
<i>May 16th</i>	<i>November 21st</i>
<i>June 20st</i>	<i>December 19th</i>

All Planning Commission Work Meetings shall begin at 6:30pm, with regular Meetings beginning at 7:00pm, unless otherwise indicated.

THE PUBLIC IS INVITED TO ATTEND ALL PUBLIC CITY MEETINGS. Anyone needing special accommodations (including auxiliary communicative aids and services) during such meetings should notify Dana McKim at Toquerville City Offices at 435.635.1094, at least 24 hours in advance.

REPEALER. This resolution shall repeal and supersede all prior ordinances and resolutions governing the same.

SAVINGS CLAUSE: If any provision or clause in this resolution or the application thereof to any person or entity or circumstance is held to be unconstitutional or otherwise invalid by any court of competent jurisdiction, such invalidity shall not affect other sections, provisions, clauses, or applications hereof which can be implemented without the invalid provision, clause, or application hereof, and to this end the provisions and clauses of this resolution are declared to be severable.

EFFECTIVE DATE. This resolution shall take effect immediately upon approved by City Council.

TOQUERVILLE CITY RESOLUTION #2017.XX WAS ADOPTED BY THE TOQUERVILLE CITY COUNCIL, STATE OF UTAH, ON THIS \_\_\_\_ DAY OF \_\_\_\_ 2017, ON THE FOLLOWING VOTE.

**Council Member:**

Paul Heideman	AYE ___	NAE ___
Keen Ellsworth	AYE ___	NAE ___
Mark Fahrenkamp	AYE ___	NAE ___
Brad Langston	AYE ___	NAE ___
Ty Bringhurst	AYE ___	NAE ___

By: \_\_\_\_\_ Date: \_\_\_\_\_  
M. Darrin LeFevre, Mayor

ATTEST: By: \_\_\_\_\_  
Dana M. McKim, City Recorder

***TOQUERVILLE CITY  
RESOLUTION #RES.2017.XX***

A RESOLUTION TO ADDRESS COMPLIANCE WITH THE INTERNATIONAL FIRE CODE REQUIREMENTS OF SECONDARY ACCESS TO AND FROM DEVELOPMENTS ALONG WESTFIELD ROAD.

RECITALS

WHEREAS, there are presently approximately two hundred twenty (220) lots or parcels of land in Toquerville City (City) accessible by Westfield Road, which either have existing residences on the lot or parcel, have received preliminary or final plat approval or are of sufficient size and location that a residence could be built on the lot or parcel in compliance with applicable zoning ordinances; and

WHEREAS, such development accessed by Westfield Road exceeds the number of residences allowed without a secondary access road under Toquerville City Code Section 9-1-2 and the International Fire Code 2012 edition (IFC); and

WHEREAS, the City and the Hurricane Valley Fire Special Services District (District) have sought for a solution which will properly regulate development of property accessible by Westfield Road, until a secondary means of ingress and egress for Westfield Road and property accessed thereby is developed and established; and

WHEREAS, the City and District acknowledge the need to establish an emergency evacuation plan for residents that live in residences accessible from Westfield Road for the safety and protection of such residents, until a secondary means of ingress and egress for Westfield Road is established.

RESOLUTION

NOW THEREFORE, BE IT HEREBY RESOLVED THAT the City may approve a final plat for a subdivision of property accessible by Westfield Road, before a secondary means of ingress and egress for Westfield Road is developed, so long as approval for the preliminary plat for the applicable subdivision was granted by the City prior to the date of this Resolution.

BE IT FURTHER RESOLVED THAT the City may grant building permits for the construction of residences and/or outbuildings on lots or parcels of land accessible by Westfield Road, before a secondary means of ingress and egress for Westfield road is developed, so long as (i) the lot or parcel was properly created and existing prior to the date of this Resolution; or (ii) approval for the preliminary plat that created the applicable lot or parcel was granted by the City prior to the date of this Resolution.

BE IT FURTHER RESOLVED THAT the City will not approve a preliminary plat for a subdivision of property accessible by Westfield Road or an application for a simple subdivision or property accessible by Westfield Road, from and after the date of this Resolution, until a

secondary means of ingress and egress for Westfield Road is developed and established.

BE IT FURTHER RESOLVED THAT the City hereby adopts the Westfield Road Emergency Evacuation Plan attached hereto as Exhibit "1" and incorporated herein by this reference for purposes of providing information about how to respond to an emergency requiring evacuation of residences and property accessible by Westfield Road, until a secondary means of ingress and egress for Westfield Road is established, and to establish safe zones as set forth therein.

BE IT FURTHER RESOLVED that the City and District will continue to work together to find an approved solution for a secondary means of ingress and egress for residences and property accessible by Westfield Road.

TOQUERVILLE CITY RESOLUTION #RES.2017.XX, WAS PASSED AND ADOPTED BY THE TOQUERVILLE CITY COUNCIL, STATE OF UTAH, ON THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2017 ON THE FOLLOWING VOTE:

Councilperson:

Mark Fahrenkamp	AYE ___	NAE ___	ABSENT ___
Keen Ellsworth	AYE ___	NAE ___	ABSENT ___
Ty Bringhurst	AYE ___	NAE ___	ABSENT ___
Brad Langston	AYE ___	NAE ___	ABSENT ___
Paul Heideman	AYE ___	NAE ___	ABSENT ___

TOQUERVILLE CITY

Attest:

\_\_\_\_\_  
M. Darrin LeFevre  
Toquerville City Mayor

\_\_\_\_\_  
Dana M. McKim  
Toquerville City Recorder

**TOQUERVILLE CITY  
WESTFIELD ROAD EMERGENCY EVACUATION PLAN**

**PURPOSE:**

The purpose of this Westfield Road Emergency Evacuation Plan (the “Plan”) is to educate residents and guests of Toquerville City (the “City”), and particularly residents and guests of property accessible by Westfield Road in the City, on how to respond to an emergency requiring evacuation, until a secondary means of ingress and egress for Westfield Road is established.

This Plan is being implemented due to the current lack of a secondary means of ingress and egress for Westfield Road and is intended to establish one or more safe zones for the citizens and guests of property accessible by Westfield Road in the City, in the event of an emergency or disaster requiring evacuation. This Plan is intended to be temporary and remain in effect until a secondary means of ingress and egress for Westfield Road is established. This Plan is general in nature and evacuation orders will vary depending on each situation.

**NOTIFICATION:**

All residents of the City that live in residences along or accessible from Westfield Road are encouraged to register for the Citizen Alert System for Washington County, Utah so that they may have access to critical information regarding emergencies or disasters that may require evacuation.

The City will also utilize other available means of communication, such as the Emergency Alert System via AM/FM radio stations and the City website, to deliver information regarding emergencies or disasters requiring evacuation of residences along or accessible from Westfield Road.

**SAFE ZONES:**

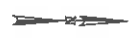
In the event of an emergency or disaster requiring evacuation of property or residences along or accessible from Westfield Road, residents and guests who have been evacuated may assemble in the Safe Zones identified in **Exhibit “A”** attached hereto and/or such other Safe Zones as may be identified by City officials or local law enforcement. In the event of a fire or other natural hazard which might block or render travel along Westfield road unsafe, there are safe zones located on both ends of said road. Additional Safe Zones other than those identified in **Exhibit “A”** may be selected depending upon the nature and complexity of the incident.

**RETURN OF EVACUEES:**

After an evacuation of property and residences along or accessible from Westfield Road, residents will only be allowed to return to their property or residences when the area is determined to be safe. Depending on the circumstances, residents may initially be allowed in the area only to remove personal items from residences and occupancy may not be allowed until utility services are restored and structures have been deemed safe. Local law enforcement and

**DRAFT**

building officials will monitor the area and determine when it is safe to allow residents to return to their property or residence.



SAFE ZONE  
CITY PARK

SAFE ZONE  
POWER LINE  
PARCEL

SAFE ZONE  
EASEMENT/ ROAD  
TO IRRIGATION POND

<b>Jones &amp; DeMille Engineering, Inc.</b> CIVIL ENGINEERING - SURVEYING - TESTING ENVIRONMENTAL - GEOTECHNICAL 1602 1/2 10th St P.O. Box 20000 Olympia, WA 98501 Phone: 360-355-1234 Fax: 360-355-1235 Website: www.jonesanddemille.com	
<b>TOQUERVILLE CITY</b> EXHIBIT "A" SUBMITTAL FINAL	PROJECT NUMBER: NONE DATE: 11/11/11 DRAWN BY: JLD CHECKED BY: JLD SCALE: AS SHOWN SHEET NO. 1 OF 1

AS SHOWN

WASHINGTON  
 PREP. NO. C101