

ORDINANCE 172

WATER CONNECTION SALES OUTSIDE TOWN LIMITS

AN ORDINANCE ADOPTING INTERIM DEVELOPMENT CONTROLS, RESTRICTING THE SALE OF CONNECTIONS TO THE WATER SYSTEM WITHIN THE TOWN LIMITS OF ELSINORE FOR A PERIOD NOT TO EXCEED SIX MONTHS PURSUANT TO UTAH CODE ANNOTATED #10-9-104.

WHEREAS, ELSINORE TOWN AND SURROUNDING AREA IS EXPERIENCING UNPRECEDENTED GROWTH; AND

WHEREAS, THE CURRENT MASTER PLAN, INFRASTRUCTURE AND WATER SUPPLY ARE ADEQUATE FOR GROWTH AT EIGHT (8) CONNECTIONS PER YEAR FOR THE NEXT SEVENTEEN (17) YEARS; AND

WHEREAS, THE TOWN COUNCIL FINDS A COMPELLING PUBLIC INTEREST THAT TEMPORARY WATER REGULATIONS BE ADOPTED TO LIMIT THE POTENTIAL FOR EXCEEDING AVAILABLE PUBLIC RESOURCES; AND

WHEREAS; THE TOWN CCOUNCIL DECLARES THAT A NEED FOR IMMEDIATE ATTENTION IS NECESSARY,

NOW THEREFORE BE IT ORDAINED BY THE TOWN COUNCIL OF ELSINORE AS FOLLOWS:

1. TEMPORARY REGULATIONS ARE HEREBY ADOPTED WHICH PROHIBIT THE SALE OF WATER CONNECTION WITHIN THE LIMITS OF ELSINORE TOWN.
2. DURING THE PERIOD WHILE TEMPORARY REGULATIONS ARE IN EFFECT, THE STAFF AND COUNCIL OF ELSINORE ARE DIRECTED TO REVIEW IMPACT FEE STUDY AND RELATED ORDINANCES TO ADDRESS THE GROWTH OCCURING IN ELSINORE.
3. THE TEMPORARY REGULATIONS ADOPTED BY THIS ORDINANCE SHALL BE EFFECTIVE FOR A PERIOD NOT TO EXCEED SIX MONTHS FROM THE EFFECTIVE DATE OF THIS ORDINANCE.
4. THE PROVISIONS OF THIS ORDINANCE ARE SEVERABLE. IF ANY PROVISION OF THIS ORDINANCE IS FOUND TO BE INVALID, UNLAWFUL OR UNCONSTITUTIONAL BY A COURT OF COMPETANT JURISDICTION, THE BALANCE OF THE RESOLUTION SHALL BE UNAFFECTED AND CONTINUE IN FULL FORCE AND EFFECT.
5. THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON ADOPTION.

PASSED BY THE TOWN COUNCIL THIS 5TH DAY OF JANUARY 2000.