

**GRAND COUNTY, UTAH  
ORDINANCE 639 (2021)**

**AMENDING SECTION 9.1.9 (REQUIRED PUBLIC HEARINGS) OF THE GRAND  
COUNTY LAND USE CODE AND RELATED ORDINANCE NOS. 546 AND 608**

**WHEREAS**, the County Land Use, Development, and Management Act, codified at Utah Code § 17-27a-101 *et seq.*, enables a county to enact all ordinances, resolutions, and rules and various forms of land use controls and development agreements that the county considers necessary or appropriate for the use and development of land within the unincorporated area of the county;

**WHEREAS**, Utah Statute § 17-27a-506 governs the County's review of conditional use permit applications, which expressly that the County's "authority's decision to approve or deny a conditional use is an administrative land use decision;"

**WHEREAS**, the previously-named Grand County Council ("County Council") adopted the Grand County General Plan Update ("General Plan") on February 7, 2012 with Resolution No. 2976;

**WHEREAS**, the County Council adopted the Grand County Land Use Code ("LUC") on January 4, 1999 with Ordinance No. 299, adopted significant amendments to it on February 19, 2008 with Ordinance No. 468, and has since amended it with additional ordinances for the purpose of regulating land use, subdivision and development in Grand County in accordance with the General Plan;

**WHEREAS**, the Grand County Planning Commission ("Planning Commission") is statutorily responsible for making recommendations to the County Council regarding textual amendments to the LUC;

**WHEREAS**, following a Public Hearing held on June 28, 2021, the Planning Commission voted to forward a favorable recommendation for amending Section 9.1.9 to remove the public hearing requirement for conditional use permits;

**WHEREAS**, the Commission held a public hearing on July 20, 2021 to solicit public comment and received none related to amending Section 9.1.9 to remove the public hearing requirement for conditional use permits; and

**WHEREAS**, the Commission finds it is in the best interest of the County to adopt the proposed revisions for the reasons cited herein.

**NOW, THEREFORE BE IT ORDAINED**, that the Grand County Commission hereby amends Section 9.1.9 of the Grand County Land Use Code to remove the public hearing requirement for conditional use permits and related Ordinance Nos. 546 and 608, as follows:

**9.1.9 Required Public Hearings**

The following table summarizes the types of applications requiring public hearings and the review body responsible for conducting the hearing.

REQUIRED PUBLIC HEARINGS			
Application Type	Hearing Officer	Planning and Zoning Commission	County Commission
Appeals of Administrative Decisions	X		
<del>Conditional Use Permits</del>			<del>X</del>
Preliminary Plats			
Zoning Map (Rezoning and Overlays) and Text Amendments		X	X
Variances	X		
Variances in Conjunction with Subdivision Approval			X

**PASSED** by Grand County Commission in a regular public meeting on July 20, 2021 by the following vote:

*Those voting aye:* Clapper, Hadler, Hedin, McGann, Stock, Walker, Woytek

*Those voting nay:* \_\_\_\_\_

*Those absent:* \_\_\_\_\_

**GRAND COUNTY COMMISSION**

**ATTEST:**

*Mary McGann*

*QH*

Mary McGann, Chair

Quinn Hall, Clerk\Auditor