

ORDINANCE NO. 11-22

**AN ORDINANCE AMENDING THE DAGGETT COUNTY ZONING
ORDINANCE TO INCLUDE TITLE 20 SOLAR ELECTRICITY SYSTEMS**

WHEREAS, Daggett County has determined that it is in the public interest to amend the zoning ordinance to address issues that have arisen associated with Solar Electricity; and

WHEREAS, the Daggett County Planning Commission has conducted a public hearing regarding these proposed amendments and has recommended approval.

NOW THEREFORE, The County Legislative Body of Daggett County ordains as follows:

Section 1. The Daggett County Uniform Zoning And Subdivision Ordinances is amended to include in the Table Of Contents the following:

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Section 2. The Daggett County Uniform Zoning And Subdivision Ordinances is amended to include Title 20 as follows:

ARTICLE XX

SOLAR ELECTRICITY SYSTEMS

SOLAR ELECTRICITY SYSTEMS

2001.0 Purpose

The purposes of the solar electricity ordinance is to allow the use of solar panels within Daggett County.

2002.0 Definitions

As used in this ordinance, the following words and terms shall have the meanings specified herein:

Solar Panel: A device that converts light into electricity.

Freestanding Solar Panel: A solar panel that is not permanently attached to any other structure and one that does not rely upon any other structure for support and or stability.

Structurally Attached Solar Panel: A solar panel that is permanently attached to any other structure and one that relies upon another structure for support and or stability.

Commercial Solar Panel: A solar panel from which electricity is produced for resale.

Non-commercial Solar Pane: A solar panel from which electricity is produced for on-site consumption.

2003.0 Allowed Uses

Solar structures shall be a permitted use in all zones subject to all applicable limitations in each respective zone including but not limited to set backs, height restrictions and local building code requirements.

2004.0 Freestanding Solar Panels

Freestanding solar panels shall be considered an accessory building and shall be subject to the requirements for such, together with all other applicable building codes and ordinances.

2005.0 Structurally Attached Solar Panel

Structurally attached solar panels shall be a permitted accessory use in all zones subject to the requirements for such, together with all other applicable building codes and ordinances. Structurally attached solar panels installed on a building with a sloped roof shall not project vertically above the peak of the roof. Structurally attached solar panel installed on a building with a flat roof shall not project vertically more than five (5) feet above the roof.

Section 3. Solar structures shall be a permitted use in all zones subject to all applicable limitations in each respective zone including but not limited to set backs, height restrictions and local building code requirements. The Table of Uses for each zone shall be amended accordingly.

Section 4. Severability.

If any court of competent jurisdiction declares any Section of this Ordinance invalid, such decision shall be deemed to apply to that Section only, and shall not affect the validity of the Ordinance as a whole or any part thereof other than the part declared invalid.

Section 5. Effective Date.

This ordinance shall become effective fifteen (15) days after publication.

DATED this 30th day of August, 2011.

ATTEST:

DAGGETT COUNTY:

COUNTY CLERK
Vicky McKee
Vicky McKee
DAGGETT COUNTY
STATE OF UTAH

Stewart Leith
Stewart Leith, Member

Warren C Blanchard

Warren Blanchard, Member

Jerry Steglich

Jerry Steglich, Chairman