

TITLE 20 – ZONING ORDINANCE OF GENOLA

CHAPTER 22 WATER DEDICATION

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20-22-01 **SHORT TITLE:**

This Ordinance shall be known and may be cited as the “Genola Town Annexation Water Dedication Ordinance.”

20-22-02 **IMPOSITION OF WATER DEDICATION STANDARD:**

Landowners having land annexed into the Town of Genola will be required to dedicate water to the Town of Genola.

20-22-03 **WATER DEDICATION STANDARD:**

All land annexed into the Town of Genola shall dedicate to the Town of Genola at the time of annexation an average of forty-eight (48) inches of water per acre. The type of form of such dedication shall be subject to legal review and shall be in a form acceptable to the Town of Genola.

20-22-04 **INDUSTRIAL OR COMMERCIAL USE:**

The Town of Genola may consider not requiring water for land that is being annexed into an industrial or commercial zone, provided the developer supplies all water service to the development including infrastructure that meets the requirements of the State of Utah for fire flow and protection. Furthermore, the Town of Genola shall be held harmless by the developer and land owners from all liabilities associated with water provisioning. In the event that such an allowance is made, any future zone change will necessitate the dedication of water to the Town in accordance with this Ordinance.

20-13-05 **DEDICATED LAND:**

A reduced water dedication may be allowed for land that is dedicated to the Town of Genola at the time of annexation or at the time of the recording of the plat map. This reduced dedication requirement shall be subject to the approval of the Genola Town Council and is only allowed for land that is to remain as undeveloped open space. Water on undeveloped open space is for the purpose of fire suppression. Full compliance with

the water dedication standard in 20-22-03 shall be required for all land dedicated to the Town of Genola for the purpose of parks or other municipal uses.

20-22-06

CASH IN LIEU OF WATER:

On a case-by-case basis, the Town Council of Genola may allow water dedication to be provided to the Town of Genola in the form of cash in lieu of water. The amount of such cash equivalent shall be determined by the Town of Genola based on an appraisal of the current market value to be paid for by the property owner and performed by an appraiser chosen by the Town of Genola.

20-22-07

TIME OF WATER DEDICATION:

The dedication of water or the water equivalent as set forth in 20-22-06 shall be provided to the Town of Genola at the time of annexation. However, if at the time of annexation a property is zoned as a Transition Zone (T-1), such water dedication may be delayed until the owner of the property applies for a zone change or subdivision, as provided in the Transition Zone (T-1) ordinance.

ⁱ Previous Versions amended by Ordinance:
2014-04