



AN ORDINANCE FOR THE ISSUANCE OF NEW WATER CONNECTIONS

WHEREAS, the Town Council of the Town of Trenton, Utah has had questions as to whether the current water source serving residents of the town is of sufficient capacity and volume to allow an unrestricted number of new connections to be added to the system; and

WHEREAS, Trenton Town has run out of water multiple years including the most recent July of 2022 and residents were placed on involuntary water restrictions; and

WHEREAS, Trenton Town is continually conducting research for the purpose of assessing the water source in general and in particular the capacity and volume of the town water source; and

WHEREAS, the results of inquiry conducted thus far by the Town of Trenton has revealed that the Trenton water source may be of insufficient size and volume to sustain continued unrestricted growth of the Town and that the safety and welfare of the citizens of the Town of Trenton might be in question.

NOW THEREFORE LET IT BE ORDAINED BY THE TOWN COUNCIL OF TRENTON, UTAH that two (2) Basic water connections be issued per calendar year, with the following procedures and requirements. This ordinance is effective from the date hereof until such time as further research and study deems appropriate.

1. Only 2 water connections will be available each calendar year.
2. Applications are available on the town website or from the town clerk.
3. Applications must be submitted Via Email : trentontown@hotmail.com or in person to the town clerk at the town office, 17 East Main Street, Trenton, Utah, 84338. Applicants must sign the application prior to the submission. Once submitted the clerk will forward the application to the water system Administrator and the designated water operator for review. The Administrator and operator will access the application for compliance with current water ordinances and sign and accept the application for placement on the waiting list or reject it if it does not meet the requirements. If rejected, the administrator or operator will outline what is needed for approval. The clerk will then notify the applicant of the decision, including the expected year for when the applicant can receive the desired water permit.
4. An applicant may only be on the list for one parcel at a time.
5. Basic / Residential Water connections will be issued under the following terms:
 - a. Water connections are for a person(s) and a parcel. The person(s) applying must own or be under contract to purchase said parcel. They are transferable to another person with the sale of the parcel. If ownership has been transferred, the original applicant must wait until the original hook-up has been issued prior to applying to be on the list again. At the time of notification of

a water permit being issued, the applicant may request the permit be transferred to a different parcel prior to installation. The transfer must be approved by the Administrator and Operator for conformance to current water ordinances. Changes to ownership to the original applied for parcel will result in a forfeiture of the connection permit and any/all fees paid. Only one application will be accepted for each parcel number. After submission, changes to the application must be approved by the administrator and operator to avoid having the application denied.

b. All applications will be considered a “Basic Water Connection” unless determined to be different by the administrator and operator.

6. Applications will be taken at any time after this ordinance is passed
7. If any deadlines are not met, the water connection will be forfeited and offered to the next Applicant on the list with new time deadlines. The forfeiter may submit a new application and be added to the bottom of the list. If an applicant is unexpectedly moved up the list and is notified, they will be awarded a water connection in a year they were not expecting according to the public list, the applicant may request a “pass” allowing the connection to be awarded to the next applicant in line while allowing them to maintain their place in line. Only one “pass” will be granted to each applicant ever, and only if they are unexpectedly moved up the list.
8. Notification of an awarded water connection will be sent by the town clerk by March 1st each year via the email provided on the application. The notification will indicate if the applicant is eligible to request a pass and have instructions for the required response. Upon notification of receiving a water connection permit, the applicant has 30 days to respond and pay the deposit indicated on the notification. Failure to do so will result in forfeiture of the water connection permit and any/all fees paid.
9. Notifications will not be sent until after the town board has approved the notifications and applicable fees/deposits for the current year.
10. Water connections will be installed within 120 days of fees/deposits being paid. If the property owner delays installation beyond 120 days forfeiture of the water connection permit and any/all fees paid will result. If the town or its designated contractor(s) delays installation beyond 120-days without legitimate reason beyond their control (i.e. weather), a \$30 per day past the 120-day deadline credit of fees/deposits will be issued to the applicant's account.

Connection types and definitions

1. Basic water Connection : a permit issued for a parcel with NO certificate of occupancy or primary residence. The parcel owner is required to maintain usage according to current zoning requirements. i.e. Livestock watering in exceedance of zoning requirements will result in the permit being revoked.
2. Residential Water Connection: a Basic Water Connection where the parcel owner has provided a certificate of occupancy for a residence to the town clerk.
3. Industrial Water Connection: A connection with or without a primary residence where the primary water usage meets the State of Utah's industrial usage definition. i.e. All Dairies, IFA

4. Commercial Water Connections: A connection with or without a primary residence where the primary water usage meets the State of Utah's commercial usage definition. i.e. Gas stations, convenience stores etc.
5. Institutional Water Connection: A connection without a primary residence where water usage meets the State of Utah's Institutional usage definition. i.e. schools, churches, government buildings.

Application for Water connections other than Basic or Residential

1. If an application is submitted and determined to be for Industrial, Commercial or Institutional use, by the Administrator and operator, the application must be approved by the town council prior to being accepted. The town council may adopt a specific application process and requirements on a case-by-case basis. Requirements may include but are not limited to: Zoning approval, an agreement to maintain a specific type of business or commerce etc. If the application is ultimately approved by the council, a water permit may be issued in addition to the basic water connections as outlined above.
2. If a parcel has a physical water connection that meets the current definition for a basic or residential connection and the parcel owner or lessee intends to use the water for Industrial, commercial or institutional use as defined above, the owner/lessee must seek approval as outlined in the above section (a.). Failure to do so will result in forfeiture of the water connection permit and any/all fees paid.

ADOPTED AND APPROVED this 13th day of June 2024.

Lynn Payne
Mayor Trenton Town

ATTEST:

Macall Smith
Trenton Town Clerk