

LINDON CITY CODE

Chapter 17.66

DELIVERY OF IRRIGATION

WATER STOCK

Sections:

- 17.66.005 Purpose
- 17.66.010 Transfer of Water.
- 17.66.020 Subdivision recordation and approval required.

17.66.005 Purpose

The purpose of this ordinance is to require the submittal of water stock (water shares) so that Lindon City can provide and ensure an adequate public water supply (both culinary and secondary water while maintaining and developing adequate distribution of systems to serve the needs of the City for present and future generations. Water submittal requirements described in this ordinance are consistent with goals and guidelines found in the Public Facilities Element of the Lindon City General Plan. At the direction of the City Council, implementation of this ordinance and acceptance of water stock may be handled administratively.

Section 17.66.010 Transfer of Water.

No subdivision of land or building permit shall be approved or issued, where such subdivision or permit is for residential, commercial, or industrial use where the supply of water is to be from the City water system, unless and until the subdivider shall first deliver to the City irrigation water stock as listed in the Lindon City Fee Schedule and further described in LCC Section 17.32.270.

Applicants desiring building permits for parcels that have existing culinary water service that has previously served a residential, commercial,

industrial building shall not be required to turn in water share for the property unless connection to the pressure irrigation system is desired. If connection to the pressure irrigation system is desired then water shares shall be submitted to the City. Vacant parcels with culinary water service connections that have not been utilized for previous residential, commercial or industrial structures shall be required to turn in water shares at the time a building permit is issued for the property. The City Council shall have the authority to require the transfer of more water than required herein when a proposed land use will have a water intensive use which proposes to consume large quantities of water uncharacteristic of the area. Said water stock shall be held in trust by Lindon City for present and future water demands. Lindon City may use the water for any purpose in any area of the City which it deems appropriate so long as water from other sources is made available to the land so subdivided. Upon delivery of the water stock provided for above, the subdivider, or building permit applicant, as the case may be, shall have no further interest of any kind or nature in and to said water stock.

In the event the subdivider or building permit applicant is unable to obtain the requisite water stock for transfer to Lindon City and demonstrates said inability to obtain said water stock to the satisfaction of Lindon City, the subdivider shall then be allowed by Lindon City to pay to the City in cash the equivalent cost of the water shares of said water stock required to be delivered to the City, as set forth above. This money shall be placed by Lindon City in a fund to develop water within the City limits of Lindon City.

(Ord 2007-8, amended 06/19/2007, Ord. No. 2003-16, Amended, 12/16/2003; Ord No. 2003-7, Amended, 04/15/03; Ord. No. 2002-15, 06/04/2002; Ord. no. 161 §3, 1988)

Section 17.66.020 Subdivision recordation

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and approval required.

No person shall record a subdivision in the office of the county recorder until such subdivision has been approved by the city, and no person shall erect or construct a building within the limits of the city without first having obtained a building permit from the city. (Ord. no. 2 §2, 1957.)