

BOX ELDER COUNTY

The Board of Planning Commissioners of Box Elder County, Utah, met in public session at the regular meeting place at the Box Elder County Courthouse, 01 South Main Street, in Brigham City, Utah at 8:00 p.m. on February 21, 1991.

The meeting was called to order by Chairman Richard Kimber with the following members present constituting a quorum:

Richard Kimber	Chairman
Jon Thompson	Member
Denton Beecher	Ex-Officio Member
Allen Jensen	County Commissioner
DeVon Breitenbeker	Member
Lonnie Thorpe	Member
Marie Korth	Ex-Officio Member

Absent:

Junior Okada	Member
Steve Grover	Member

The Minutes of January 17, 1991, were presented for approval, with a request for the following corrections: Page one, "Boundary" Commission should be "Planning"; page two, four lines from bottom, "property" misspelled. Lonnie Thorpe made a motion to approve the Minutes with the stated corrections. DeVon Breitenbeker seconded. The motion carried.

AGENDA (ATTACHMENT 1):

Landfill:

Richard Braegger appeared to discuss further plans relating to his private landfill. Mr. Braegger is preparing a proposal to present to Weber County pertinent to hauling their garbage to his private landfill located in Box Elder County. There was a lengthy discussion outlining the details of the project, including the following: 1) Mr. Braegger's permit with the State is being amended from Commercial to Non-commercial. This will speed the process up somewhat. 2) Weber County generates 500 tons of garbage per day. 3) Trucks will be water tight and covered with metal tops. 4) This will significantly increase

traffic on the Thiokol road, so Mr. Braegger will meet with Thiokol people to consider his plans for a hauling schedule that would avoid the heavy traffic periods. 5) Mr. Braegger's proposal to Weber County will be ready February 25, and he should know by March 1 if he receives the contract. If he does, he will then get aerial photos and submit new plans to the State. This is very costly and he didn't want to go to that expense unless he is awarded the bid. 6) At that point he will then submit the duplicate information to Denton Beecher for the Planning Commission to discuss.

Chairman Kimber stated his personal view had not changed from the first time Mr. Braegger met with the Planning Commission. The concept is good, but there is still insufficient information to "fight you or support you". Mr. Braegger said, "I'm just asking that you work with me and not protest the project right now".

Name Change for Airport Road:

Bruce Leonard, Brigham City Airport Manager, had requested a name change for the Airport road to Airport Way. Right now it carries three different numericals because of the directions it goes which is very confusing. Jon Thompson made a motion to recommend to the County Commissioners that the name of the subject road be changed to Airport Way. Lonnie Thorpe seconded. The motion carried.

R. V. Units in Mobile Home Parks:

Denton Beecher reported a problem that occurred in the 5 Cs Mobile Home Park when a Fifth Wheel had moved in for an extended stay. It had not been wired properly, and the propane was ready to explode. The Mobile Home Ordinance states that only mobile homes can be placed in a mobile home park, and a fifth wheel does not qualify for the definition of a mobile home. It was determined there may be others in violation, and the Ordinance needs to be enforced. Chairman Kimber asked Mr. Beecher to formulate a letter to be sent to all mobile home park owners reminding them of the Ordinance.

Underground Injection Wells (Attachment No. 2):

A letter had been addressed to the Planning Commission from the

Bureau of Water Pollution Control having to do with underground injection wells. Their goal is to help improve the ground water. Mr. Beecher stated he was not aware of any in the county.

OLD BUSINESS:

County Commissioner Voting Rights (Attachment No. 3):

Denton Beecher had previously been asked to request an opinion from Attorney Jon Bunderson in reference to the County Commissioner being a voting member of the Planning Commission. Attorney Bunderson's opinion is that the Commissioner does have voting rights.

Zoning:

The ad hoc committee did not meet in February as scheduled. There is additional information forth-coming, so the meeting has been rescheduled.

Junk Cars:

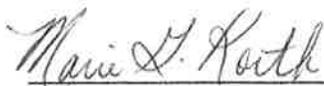
Commissioner Jensen went by the premises in South Willard the other day and nothing has been moved. He feels the County Attorney should write a letter stating the owner has thirty days to clean up the junk cars.

Scott Crabtree:

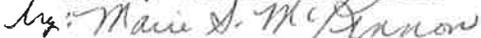
Mr. Crabtree had been in to visit with Commissioner Jensen concerning his property and the survey of the line between Weber and Box Elder Counties. He is very frustrated over the occurrence of events. The committee acknowledged he needs some sort of recognition, but didn't feel there was anything they could do. It would be up to Mr. Crabtree to initiate the action.

Chairman Kimber thanked Box Elder County for the annual dinner. DeVon Breitenbeker made a motion to adjourn at 9:50 p.m. Jon Thompson seconded. The motion carried. Passed and adopted in regular session this 18 day of April, 1991.

ATTEST:



Marie G. Korth, Recorder/Clerk

By: 


Richard D. Kimber, Chairman

AGENDA
BOX ELDER COUNTY PLANNING COMMISSION
MEETING PLACE; COUNTY COMMISSION CHAMBERS
BOX ELDER COUNTY COURTHOUSE
BRIGHAM CITY, UTAH

1. Public agenda for the Box Elder County Planning Commission meeting scheduled for 21 February 1991 at 8:00 P.M.
2. Notice given to the newspaper this 20th day of Feb. , 1991 .
3. Approval of the minutes of 17th January 1991.
4. Scheduled Delegations:
 - A. Richard Braegger, Request for a permit for a landfill.
 - B. Request to change name of road to airport.
 - C. RV units in mobile home parks
 - D. Underground Injection Wells
 - E.
 - F.
 - G.
 - H.
 - I.
 - J.
5. Old Business
 - A.
 - B.
 - C.
 - D.

Att no. 1



DEPARTMENT OF HEALTH
DIVISION OF ENVIRONMENTAL HEALTH

Norman H. Bangertter
Governor
Suzanne Dandoy, M.D., M.P.H.
Executive Director
Kenneth L. Alkema
Director

288 North 1460 West
P.O. Box 16690
Salt Lake City, Utah 84116-0690
(801) 538-6121

January 31, 1991

Planning/Zoning Manager
Box Elder County Courthouse
Box Elder, UT 84302

RE: Underground Injection Wells

Dear Sir/Madam:

As part of the Utah Bureau of Water Pollution Control's goal for protecting the Wasatch Front's source of drinking water from pollution, we are asking for your assistance in disseminating some information regarding underground injection wells. These are wells used to inject fluids beneath the ground surface, utilizing pumps or gravity flow.

One of our main concerns at this time deals with Class V wells as described in more detail in the enclosed literature. The majority of these injection wells are those which inject contaminants above or into an underground source of drinking water. Many such wells exist and others are undoubtedly being proposed along the Wasatch Front. These are usually relatively simple in construction and normally consist of a gravel-filled pit that is deeper than the largest surface dimension, or a perforated pipe/gravel drainfield (similar to and sometimes incorporated with septic system drainfields). Examples of Class V wells which may be a concern include those which receive service station repair bay wastes, commercial floor drainage, and industrial process wastewater. Storm water disposal wells, especially those in industrial areas, are also a concern.

Although governed under the State Underground Injection Control Program, Class V wells are currently "permitted by rule" (i.e., allowed to inject without the issuance of an individual written permit) pending the issuance of specific regulations, provided the fluids injected do not cause a violation of primary drinking water standards or adversely affect public health. However, the current regulations require owners of any type of injection well to notify the Bureau of Water Pollution Control of their existence or planned construction, along with certain other inventory information. Enclosed is a copy of a form used for submitting this information. We are in the process of evaluating the data we have received to date to determine future program priorities.

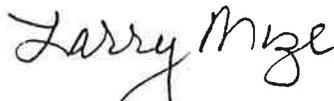
Because it appears that greater regulatory oversight of Class V injection wells (especially those in aquifer recharge areas) is eminent and may eventually cause certain wells to be banned altogether, the use of these wells for wastewater disposal should be reviewed very cautiously, with other disposal alternatives given appropriate consideration. The option selected should be

Att no 2

the most environmentally sound. Because your office may be involved at a planning and approval level which could evaluate the issues, we are targeting our public awareness program at you. Any assistance or recommendations you can give along these lines would be greatly appreciated by our Bureau.

I have enclosed some brochures, as well as copies of this letter, which you may want to pass on to other pertinent parties. If after reviewing this information you have further questions or feel a meeting to clarify the above would be of value, please contact our office at 538-6146. Thank you for any help you may be able to give regarding the above.

Sincerely,



Larry J. Mize, P.E., Manager
Ground Water Protection Section
Bureau of Water Pollution Control

Enclosure

LJM:GJ:mhf

cc: EPA - Region VIII

Q:INJECT.LTR

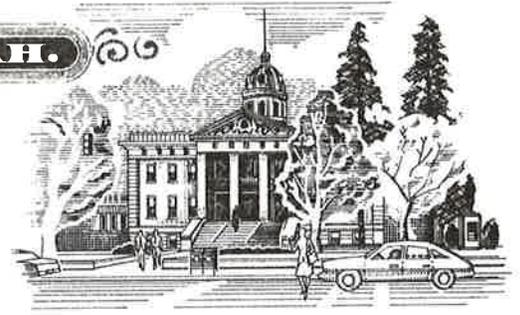


CIRCA 1890'S

Box Elder County,

STATE OF UTAH

COUNTY COMMISSIONERS
FRANK O. NISHIGUCHI
ROBERT G. VALENTINE
JAMES J. WHITE



CIRCA 1980'S

OFFICERS

AFTON R. DARNELL, COUNTY TREASURER
ALLEN L. JENSEN, COUNTY CLERK
ROBERT E. LIMB, COUNTY SHERIFF
MARIE G. KORTH, COUNTY RECORDER
JON J. BUNDERSON, COUNTY ATTORNEY
MONTE R. MUNNS, COUNTY ASSESSOR
DENTON BEECHER, COUNTY SURVEYOR
CARLA J. SECRIST, COUNTY AUDITOR

January 23, 1991

Chairman, Box Elder County Planning Commission
Box Elder County Courthouse
Brigham City UT 84302

Re: County Commissioner Voting Rights

Dear Chairman:

I have been asked to give an opinion concerning the voting rights of the County Commissioner who sits as a member of the Planning Commission.

Section 17-27-2 provides for a Planning Commission consisting of seven members, and states in relevant part:

"One member of the Board of County Commissioners shall be designated by the Board of County Commissioners as an ex-officio member of such Commission."

The statute then talks about the qualifications for the "other six members".

The phrase "ex-officio" means "by virtue of office or position".

It is my opinion that what is meant by the phrase in question is that one member of the Planning Commission need have no other qualifications other than holding the office of County Commissioner. In other words, that particular seat on the Planning Commission is reserved for a member of the County Commission, simply by virtue of the fact that the person has been elected as a County Commissioner.

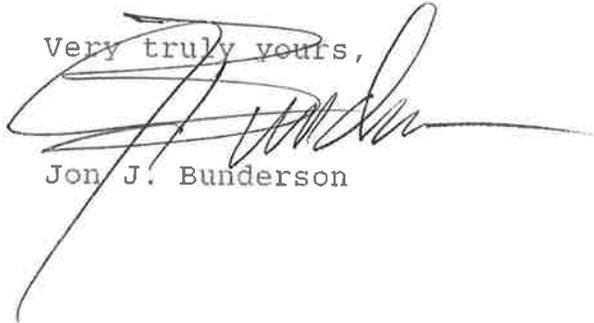
Chairman, Box Elder County Planning Commission

January 23, 1991

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Thus, at least in this particular case, the ex-officio member is a full member of the Commission, with the same voting rights as the other members.

Very truly yours,

A handwritten signature in black ink, appearing to read "Jon J. Bunderson", written over the typed name below it.

Jon J. Bunderson

JJB:vll

cc: Denton Beecher
Box Elder County Commission