

**Toquerville City**  
**CONDITIONAL USE PERMIT**  
**Keeping of Livestock**  
**Fee: \$25.00**



This application is for residential lots only. No animals other than household pets shall be allowed on properties that are six thousand (6,000) square feet or smaller in size. No roosters or peafowl are allowed in residential zones.

**Applicant's Name:** \_\_\_\_\_ **Phone:** \_\_\_\_\_

**Owner(s) Name:** \_\_\_\_\_ **Phone:** \_\_\_\_\_

**Email:** \_\_\_\_\_

**Address of Subject Property:** \_\_\_\_\_

**Tax ID of Subject Property:** \_\_\_\_\_ **Zone District:** \_\_\_\_\_

**Step 1: calculate the total number of points you are allowed for your property:**

The number of domesticated animals which may be maintained on the property shall be determined on the basis of point.

**No parcel of property shall exceed one hundred (100) points per acre** (or a fractional share thereof) based on the following or a proportionate combination thereof, considering the size of the parcel or set of parcels concerned (e.g., 0.25 acre x 100 = 25 animal points).

$$\frac{\text{Usable acreage}}{\text{Usable acreage}} \times 100 = \frac{\text{points allowed}}{\text{points allowed}}$$

**Step 2: calculate the total number of animal points allowed:**

Type of animal or fowl/number of points per animal:

- a. Cow (bovine), horse (equine), donkey, mule, or similar large animal (25 points).
- b. Miniature horses, ponies, goats, llamas, alpacas, and/or similar medium size animals (12 points).
- c. Ostriches or other similar large fowl (12 points).
- d. Turkeys, geese, pheasants, and similar medium size fowl (4 points).
- e. Chickens, ducks, pigeons, doves, or similar small fowl (3 points).
- f. Rabbits or similar small domesticated or farm animals (3 points).

\*For animals not specified above, the Planning Commission shall determine the type and number of points per animal.

$$\frac{\text{type of animal/point per animal}}{\text{type of animal/point per animal}} \times \frac{\text{number of animals}}{\text{number of animals}} = \frac{\text{animal points}}{\text{animal points}}$$

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$$\frac{\text{type of animal/point per animal}}{\text{type of animal/point per animal}} \times \frac{\text{number of animals}}{\text{number of animals}} = \frac{\text{animal points}}{\text{animal points}}$$

Total number of animal points applying for: \_\_\_\_\_

I certify that I have read and agree to abide by the conditions set forth in section 5-1-4 Care and Keeping of Animals and Livestock. \_\_\_\_\_ (please initial)

**This application shall be accompanied by the following:**

- \_\_\_\_\_ 1) A vicinity map showing the general location of the application and where animals will be kept. (8 1/2 x 11 if readable, or 11 x 17)
- \_\_\_\_\_ 2) A statement indicating whether the applicant will require a variance in connection with the proposed conditional use permit. (If required, the variance should be filed with the conditional use permit submittal.)
- \_\_\_\_\_ 3) Warranty deed, preliminary title report, Affidavit of Property Owner (attached), or other document showing evidence that the applicant has control of the property.
- \_\_\_\_\_ 4) Professional Services Agreement (attached).

**NOTE: This application must be accompanied by the application fee. It is important that all applicable information noted above is submitted with the application. Application fees are non-refundable, except at the discretion of the City Council.**

\_\_\_\_\_  
Signed

\_\_\_\_\_  
Dated

\*\*\*\*\*  
(Office Use Only)

DATE RECEIVED: \_\_\_\_\_ RECEIVED BY: \_\_\_\_\_ APPLICATION COMPLETE: YES  NO

\_\_\_\_\_  
Public Works

\_\_\_\_\_  
Date

\_\_\_\_\_  
Zoning Official

\_\_\_\_\_  
Date

## **CONDITIONAL USE PERMIT INFORMATION**

### **10-20-1: PURPOSE:**

Although each zoning district is primarily intended for a predominant type of use (i.e., dwelling units in Residential Districts), there are a number of uses which the City Council has identified that may be appropriate in a particular district if conditions are met that mitigate potential adverse impacts of the proposed use. For example, as a condition of approval, the traffic that would be generated by a proposed use may be offset by improvements to an adjacent intersection to increase its traffic capacity. The conditional use review is intended to provide additional information necessary to assure compatibility and harmonious relationships between proposed uses, surrounding properties and the City at large.

### **10-20-2: APPROVAL REQUIRED:**

Conditional use approval is required for the conditional uses in each zone. Conditional use approval may be revoked upon failure to comply with all conditions attached to the original approval of the conditional use as set forth in a conditional use permit.

### **10-20-14: APPEAL:**

Any person shall have the right to appeal the decision to grant, grant with conditions or deny a conditional use permit. Such appeal shall be made to the Toquerville Appeal Authority which shall act as the "Appeal Authority" in that situation pursuant to Utah Code Annotated section 10-9a-701. All appeals shall be made to the Appeal Authority within thirty (30) days of the date a "final decision" is rendered. For purposes of this chapter, a "final decision" shall be deemed to be rendered when that body issues a written decision, which may include findings of fact and conclusions of law, if requested by the applicant.



**PROFESSIONAL FEES AGREEMENT WITH TOQUERVILLE CITY**

This agreement is entered into this \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_\_, between \_\_\_\_\_ (name/s) of \_\_\_\_\_ (County) of \_\_\_\_\_ (State) (hereinafter referred to as "Applicant"), and Toquerville City, a municipal corporation of the State of Utah, located in Washington County (hereinafter referred to as the "City"). Subdivider, on behalf of it/himself, its/his heirs, successors and assigns, hereby acknowledges, covenants, and agrees that:

- 1) Applicant is aware of the City Code website application page and shall in all respects comply with the provisions contained therein.
- 2) All on-site and off-site improvements required to be constructed in connection with said application shall be constructed and installed in accordance with current construction requirements and comply with the Toquerville Standards and Specifications.
- 3) In the event that action is required to be taken by Toquerville to enforce, approve, or double check the terms of this agreement, Applicant agrees that it/he shall be liable to pay all such costs and expenses incurred by Toquerville City.
- 4) Applicant agrees to pay all fees associated with this application as outlined in the current Land Use Fee Schedule and fees accrued to Toquerville City.

DATED this \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_\_

\_\_\_\_\_  
Applicant

\_\_\_\_\_  
Applicant

\_\_\_\_\_  
City Representative Title

STATE OF UTAH )  
: ss.  
COUNTY OF WASHINGTON )

On the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, personally appeared before me, the signer(s) of the above instrument, who duly acknowledged to me that he/she executed the same on behalf of the Subdivider.

\_\_\_\_\_  
NOTARY PUBLIC

(SEAL)