

ORDINANCE NO. 83-1

AN ORDINANCE REQUIRING THAT ANY PERSON OR ENTITY SEEKING TO CONDUCT EXPLORATION OR TRANSPORTATION OF OIL, GAS, GEOTHERMAL ENERGY OR OTHER MINERALS WITHIN THE LIMITS OF DAGGETT COUNTY, UTAH, SHALL FIRST OBTAIN A PERMIT FROM THE BOARD OF COUNTY COMMISSIONERS; REQUIRING SAID PERSON OR ENTITY TO SUBMIT AN APPLICATION FOR SAID PERMIT; DESIGNATING THE INFORMATION REQUIRED IN SAID APPLICATION; SETTING FORTH THE PROCESS FOR ISSUANCE OF A PERMIT; PROVIDING FOR ACTS CONSTITUTING A VIOLATION OF THIS ORDINANCE; PRESCRIBING PENALTIES FOR VIOLATION THEREOF; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; AND ESTABLISHING AN EFFECTIVE DATE OF THIS ORDINANCE.

WHEREAS, the Board of County Commissioners of Daggett County, Utah, deem it to be in the best interest of the County, and of property owners within the County, to adopt regulations governing the exploration and transportation of natural gas, oil, geothermal energy and other minerals within Daggett County, Utah.

The Board of County Commissioners of the County of Daggett, Ordains as follows:

Section 1: Any person, partnership, joint venture, corporation, or other entity desiring to conduct exploration activities within Daggett County, Utah, for the discovery of oil, gas, geothermal energy or other minerals, or the transportation of minerals by pipeline, truck, conveyor, etc., shall first obtain a permit for the conduct of such activities from the Board of County Commissioners of Daggett County, Utah.

Section 2: Said person or entity, desiring to conduct such activities, shall submit an Application for Permit to the Clerk of Daggett County. Said application shall contain:

- A. The name of the person, persons, partnership, joint venture, corporation, or other entity making application.
- B. The permanent address of such person or entity.

C. The name of all principal officers or owners of said entity, and their addresses.

D. The name or names and permanent addresses of all managers or supervisors of the exploration activities to be conducted in Daggett County, Utah.

E. The telephone numbers of such person or entity.

F. If a corporation, partnership or joint venture, the place where incorporated or formed.

G. The legal description to any properties on which said exploration work shall be conducted.

H. the name or names of owners of property on which exploration work shall be conducted.

I. A map or plan attached to said application showing the specific location and routes of planned exploration or transportation by the applicant.

J. The specific type of exploration or transportation activity to be conducted by the applicant and the method by which such shall be undertaken.

K. The date on which said activity is set to begin and the date on which the activity will be completed.

L. The name and address of the person or entity employing or contracting with the applicant for said activities.

M. The name and location of all public roads to be used for the transportation of equipment and/or the transportation of oil, gas or minerals by truck.

N. The date equipment will be transported, the number of vehicles involved and the weight of those vehicles.

Section 3: Upon receipt of said application and nonrefundable application fee of \$200.00, the county Clerk shall assign a number to said application and cause the same to be entered into books of record adopted for that purpose. Immediately thereafter, the Clerk shall cause said application to be presented to the Board of County Commissioners at the next regular meeting of said Board.

Section 4: At the next regular meeting of said Board, the Board shall review and consider said application, designate an amount of bond as hereafter prescribed, and if the same is satisfactory, shall cause to be issued a permit to the applicant for the requested exploratory work.

Section 5: Before issuing said permit and before the applicant begins the desired work, the applicant shall first submit to the Board evidence of a current surety bond with a company acceptable to the Board, insuring that the applicant will repair or replace any public roads damaged by the applicant.

Section 6: If any person or legal entity shall conduct the activities outlined herein, within Daggett County, Utah, without having first complied with all provisions of this Ordinance, said person or entity shall be in violation of this Ordinance.

Section 7: Any person or entity who violates any provision of this Ordinance shall be guilty of a misdemeanor, and upon conviction of the same, shall be punished by confinement in the Daggett County Jail for a period not to exceed six (6) months and/or a fine of \$299.00. Each day that any person or entity conducts exploration or transportation activities as defined herein, within Daggett County, Utah, without having first complied with the provisions of this Ordinance, shall constitute a separate violation of this Ordinance.

Section 8: All Ordinances or parts of Ordinances in conflict, herewith, are hereby repealed.

Section 9: This Ordinance shall be in full force and effect from and after its passage, approval and publication according to law.

DATED this 5th day of January, 1983.

BOARD OF COUNTY COMMISSIONERS
DAGGETT COUNTY, UTAH

By: /s/ Carl S. Collett
Chairman

Attest:

/s/ Gene Briggs
Clerk

Voting for: Three

Voting Against: None