

**APPROVED**

**CACHE COUNTY  
COUNCIL MINUTES  
10 APRIL 2001**

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**CACHE COUNTY COUNCIL MINUTES**  
**April 10, 2001**

The Cache County Council met in a regular session on 10 April 2001 in the Cache County Council chamber at 120 North 100 West, Logan, Utah.

**ATTENDANCE:**

**Council Chairman:** Darrel L. Gibbons

**Council Vice-Chairman:** Layne M. Beck

**Council Members:** John Hansen, Kathy Robison, Cory Yeates, Larry Anhder ( *Council member Petersen arrived at 5:12 p.m.*)

**Executive:** M. Lynn Lemon

**County Clerk:** Jill N. Zollinger

The following individuals were also in attendance: Pat Parker, Tamra Stones, Jim Smith, Scott Wyatt, Lorene Greenhalgh, Lynn Nelson, Thad Erickson, Kathleen Howell, Ann Peralta, Tina Olsen, Brett Olsen, Ann Skanchy, Mike Gleed, Richard Osterlin, Annette Osterlin, Aaron Osterlin, Marcy Osterlin.

**CALL TO ORDER:**

Chairman Gibbons called the meeting to order at 5:00 p.m.

**INVOCATION:**

The invocation was given by Jill Zollinger.

**REVIEW AND APPROVAL OF AGENDA:**

The agenda was amended to carry over to the next agenda item "8c 1." Findings of Fact - IHC Logan Regional Hospital. Item "8c 2." was amended to read Approval of Hearing Officers Recommendation on Mobile Home valuations.

**REVIEW AND APPROVAL OF MINUTES:**

The minutes of the regular Council meeting held on March 27, 2001 were discussed, corrected and approved.

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**REPORT OF COUNTY EXECUTIVE: LYNN LEMON**

County Executive Lemon reported on the following:

1. Appointments: Benson Planning Commission - Dean Ricks (reappointment)  
Board of Adjustments - Kelly Griffin (reappointment)  
Board of Adjustments - Gaye Gunnell (reappointment)

**Council member Yeates moved to approve the appointments. Council member Hansen seconded the motion and it carried all members voting in favor. (Petersen absent)**

Appointments: Cache County Mental Health Officers - R. Trent Wentz, Russ Seigenberg, Marilyn Jones, Dennis Kirkman, Scott Blickenstaff, Scott Steinmetz, Wesley Spencer, Catharina Kang, Tim Mitchell, Merilyn Wright, JoAnne Barnes, Tony Leavitt, Tim Frost, James Edelman, Dow Angspatt, Paul Jones, Mark Jaggi.

**Council member Yeates moved to approve the appointments. Council member Robison seconded the motion and it carried all members voting in favor. (Petersen absent)**

Appointments: William Michael Johnson - Reserve Deputy Sheriff  
Robert E. Stephens - Deputy Sheriff  
Pamela Dorothy Maxfield - Deputy Sheriff

**Council member Yeates moved to approve the appointments. Council member Hansen seconded the motion and it carried all members voting in favor. (Petersen absent)**

2. Warrants for the periods of March 23<sup>rd</sup> to the 29<sup>th</sup> and March 31<sup>st</sup> to April 5<sup>th</sup> 2001 were presented to the County Clerk for filing.

**OTHER ITEMS:**

1. The County received a letter from UDOT concerning the 11<sup>th</sup> South overpass. UDOT will not be proceeding with Phase II or III at this time. They will be making some safety improvements.

2. Cache County petitioned the State Division of Water Quality to classify the County's ground water. They have now accepted that petition and will be holding a Public Hearing on April 26, 2001 at 6:00 p.m. in the County Council Chambers.

3. The State School and Institutional Trust Lands Administration have given notice that they plan to sell 2 pieces of property in Cache County to the Division of Wildlife Resources.

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Executive Lemon has a map outlining the property. The County has until May 5, 2001 to submit comments or alternatives regarding this action.

4. Executive Lemon gave the Council a list of those who have submitted Restaurant Tax applications. Lemon will bring a recommendation of individuals to serve on that committee to the next Council meeting.

**ITEMS OF SPECIAL INTEREST:**

Chairman Gibbons asked Vice-Chairman Beck to read a proclamation declaring April 22-28, 2001 as **EARTHQUAKE AND DISASTER PREPAREDNESS** week.

(See Attachment #1)

Council member Yeates moved to approve the proclamation. Vice Chairman Beck seconded the motion and it carried unanimously. (Petersen absent)

**COUNCIL MEMBER PETERSEN ARRIVES.**

Vice Chairman Beck also read a proclamation declaring April 22-28, 2001 as **NATIONAL COUNTY GOVERNMENT** week.

(See Attachment #2)

Council member Yeates moved to approve the proclamation. Council member Robison seconded the motion and it carried unanimously.

**ANNUAL REPORT: SHERIFF- LYNN NELSON**

Sheriff Lynn Nelson appeared before the Council to go over the annual report of the Sheriff's office. Sheriff Nelson referred to a hand-out that was prepared by his office and given to Council members.

(See Attachment #3)

**DISCUSSION:**

Council member Petersen questioned the decline in Inmate population (referred to on page 21) the last 4 months of 2000?

Nelson: There was usually a dip in December, but the decline of those other months he could not explain.

Council member Anhder questioned the Incidents investigated (page 11) being down quite a bit for this year?

Nelson: Last year January, February and March we had outstanding weather and the number of incidents really jumped those three months. They were as high as previous year's summer months. This year with the cold weather

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incidents are down to where they were the year previous.

**Anhder:** Wouldn't we anticipate though that not having Smithfield, total incidents would be down this year?

**Nelson:** Yes, Smithfield took about 12% of our calls.

**Anhder:** Anything above 12% increase this year is actually a net increase in work load?

**Nelson:** Yes.

**Chairman Gibbons:** Have you met with most of the cities now on their proposed contracts?

**Nelson:** I have not talked contracts with them yet. I am going over the Annual Report with them right now. My plan is to meet with our Auditor and make sure that we have accurate tax information and look at contracts again.

**Executive Lemon:** What kind of response have you had on the Safe Kids Phone?

**Nelson:** We have had 2 or 3 calls. They were ones we were able to deal with and work with. Nothing on the poster says anything about the Sheriff's office and so it ties more to the schools. We think that will sell the idea a little bit better to the kids.

**Lemon:** So if they think there is a problem and they don't want to be identified they can call?

**Nelson:** They can call, and it goes right to a voice mail. It automatically pages the school Resource Deputy.

**Anhder:** On your Explorer Post. How does that work?

**Nelson:** We applied for a charter through the Boy Scouts. It's a program that is designed to teach kids all about law enforcement and career law enforcement. In return they volunteer and help us out at various community events, etc.

**Anhder:** This program is open to anyone countywide?

**Nelson:** Yes.

**Vice-Chairman Beck:** Logan City has had a post for a couple of years.

**Nelson:** Our school Resource Deputies have been recruiting kids through the schools. So we have about 10 kids. We received a grant of about \$2,500.00 for startup costs.

**Council member Hansen:** On page 40 has there ever been an attempt to break that down by school or by region? Is that information available?

**Nelson:** We could break that down by City in which the school resides.

**Petersen:** Who does your report for you?

**Nelson:** Bob Gaydos puts it together for us.

The Council commended the Sheriff and his staff for an excellent report.

### WATER POLICY ADVISORY BOARD QUARTERLY REPORT: ANN PERALTA

Ann Peralta, Chairman of the County Water Policy Advisory Board, appeared before the Council for their quarterly report. The first issue Ms. Peralta spoke about was Bear River Storage. There is renewed interest by the Fish and Wildlife Service to expand the capacity of the Hyrum Reservoir. Congressman Jim Hansen will not support this expansion unless he is convinced that the people in the County support this project. There are some questions that would need to be answered before the Water Policy Advisory Board would make a recommendation to support it. There are some concerns that if the enlargement went forth it would take out the State Park and 5 homes. The water from this proposal to raise Hyrum Dam would go to the Bear River Bird Refuge. They have a Federal right to this water. If it is used in that way, it would not be available for other uses. It would be an extremely expensive alternative for water supply.

The Bear River Water Conservancy District recently requested that the Division of Water Resources look again at Bear River storage and the possibility of erecting a dam. The Bear River

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Water Conservancy District's first choice is still the Barrens. However another option would be the Washakee option. The people that would be most affected by that would be the Northern Shoshones. They have expressed a great deal of interest and support for this. Thad Erickson and Ms. Peralta went on a tour of the sight and discussed the options with those involved. Ms. Peralta believes that this is worth looking and would encourage possible support by the County. The storage would take place in Box Elder County. Our water would come from up-stream in a trade off if the County decided to be involved in this project.

Ms. Peralta thinks that the studies that are being funded are really important, so that we can act in the future. Ms. Peralta and several other Board members attended the Utah Water Users Conference in St. George, Utah in March. They received some very valuable information. Thad Erickson was elected to the Utah Water Users Board of Directors.

The Water Policy Advisory Board held a public meeting in March which was extremely well attended. They discussed storm water, irrigation canal and municipal liabilities issues.

#### DISCUSSION:

**Council member Hansen:** Is there a concern about culinary water, drinking water this Summer as well in this valley?

**Peralta:** Not so much in this valley as some of the other valleys in this State. Our ground water levels are pretty low in some areas. We are not going to run out of drinking water this Summer, but we will all be looking at conservation before the Summer is over.

**Chairman Gibbons:** Will the drought and the things your looking at as an Advisory Board impact your budget in anyway? How does your budget look for the rest of the year?

**Peralta:** For the rest of the year I think we are all right. We will probably ask for an increase for next year if things are not eased some. We would like to look at aquifer storage and recovery research. This would be a means of storage that is available to us now without erecting any kind of a dam. Without going through as many steps to make it happen. If it is feasible? We have studies ongoing and I think were making progress on all the areas we are hoping to at this point.

**Executive Lemon:** Do these aquifer cavities already have water in them?

**Peralta:** We do have water in our aquifers. The situation might be that in times of plenty, as in runoff time, we pump water in the aquifer. Then it is available to pump out at a greater rate than can now be sustained. These are the studies that we are asking for.

**Lemon:** I think the challenge is that people can't see that water so it is hard to in vision it.

**Council member Anhder:** Our difficulty has been having the money to do it. The water has to be treated to go in because the State governs very carefully what we put in. We do have a fairly good site available.

**Council member Petersen:** Explain how the injection process takes place.

**Peralta:** If you in vision a bowl that has pebbles in it. The jar looks like it is totally full and then you start pouring water in and it spreads out to fill the available space even though its being poured in at one spot. And different aquifers have different rates of re-charge that are possible. It depends on the kind of material that is there and the conductivity.

**Petersen:** Is it like taking a hose and sticking it under ground? Do you inject a point source?

**Peralta:** There are different ways of doing it. There are injection wells where you are injecting straight down a well. In different parts of the United States they have used various mechanisms.



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**DEPARTMENT REPORT - CACHE COUNTY ASSESSOR: KATHLEEN HOWELL**

Chairman Gibbons reported that he and Council members' Yeates and Petersen visited the Elected Officials last Friday morning and had a very positive experience. Ms. Howell appreciated the Council members coming to her office. She thought it was extremely helpful to give the Elected Officials an opportunity to share some concerns and also some good things that are happening in their offices.

Ms. Howell has 18 employees in the Auditor's Office. They are finishing up the 2001 tax roll. By May 21, 2001, they must have the roll closed and all the values established for the next tax year. Ms. Howell challenged her staff to have that finished up by the 1<sup>st</sup> of May so that they could begin printing reports. Last year they ran into some backlog and some problems with the system which caused some delay. The Legislature has changed the law on appeals. They have extended the time to 45 days or until September 15, which ever is later. If they are late getting the notices out it extends the process. They have completed this years roll and some of her staff are beginning to work on 2002. In Region III they are doing re-appraisals on property. They are also doing new land guidelines. These guidelines were just re-written in 1998-99.

Ms. Howell is in the process of training two new Appraisers. It takes about 24 months to get their license under the new State licensing requirements. The State also changed the licensing requirements for Assessors around the State. By May 3<sup>rd</sup> of this year they must have a different level of Appraiser licensing. Ms. Howell has completed this testing.

Ms. Howell's biggest concern and main focus for this year will be with the Motor Vehicle department. The Motor Vehicle department has out-grown their office space. The State has a new system which will take about 60% longer to help individuals. With this new system it will require more staff.

Council member Beck questioned what Ms. Howell was doing to educate the public on the By-Mail registrations? Ms. Howell responded that there is a 28% usage of the mail program, throughout the state. There have been many programs throughout the state to educate the public and they will continue to try to educate.

**PUBLIC HEARING: OPEN 2001 BUDGET - TAMRA STONES**

Chairman Gibbons opened a public hearing for the 2001 budget. Auditor Stones prepared a draft of the Budget increase for the Council. Chairman Gibbons asked for public comment on the proposed changes to the 2001 budget. Executive Lemon would like the Council to consider the appropriation of \$2,000.00. This would be the County's share of the cost to hire a Project Manager for the North Park Ice Arena. He would like this to be part of the public hearing so that if the Council agrees to this proposal, the \$2,000.00 could be taken out of Sundry expenses.

**Hearing no further comment Council member Yeates moved to close the Public Hearing.**

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Council member Beck seconded the motion and it carried. All members voting in favor.

**PUBLIC HEARING SET: JOINT HEARING COUNTY COUNCIL & AGRICULTURAL PROTECTION ADVISORY BOARD**

Chairman Gibbons explained the need for a joint hearing between the County Council and the Agricultural Protection Advisory Board to receive public input on the Notice of Condemnation by Nibley City - Ropelato Properties, L.C. (Affected property - parcel Tax I.D. No. 03-045-0001)

Council member Petersen moved to set the Public Hearing on the 24<sup>th</sup> day of April 2001, at 7:00 p.m. It was seconded and carried unanimously.

**BOARD OF EQUALIZATION**

The Council moved into a Board of Equalization.

1. Findings of Fact - IHC Logan Regional Hospital (Carried over to next agenda)
2. Approval of Hearing Officers recommendations on Mobile Home valuations.

Auditor Stones outlined the findings of the Hearing Officers for 3 appeals on Mobile Home valuations.

(See Attachment #4)

Council member Robison moved to approve the recommendations of the Hearing Officers. Yeates seconded the motion and it carried unanimously.

Council member Anhder suggested that the new Council members view a video on the Board of Equalization process.

Council member Beck moved to adjourn from the Board of Equalization. It was properly seconded and carried unanimously.

**COUNCIL MEETING CONTINUED**

**BUSINESS LICENSE RECOMMENDATIONS: LYNN LEMON**

Executive Lemon explained to the Council that he is meeting with the different departments involved with the Business License process. He believes that progress is being made. Right now the County Attorney's office is looking into whether or not the Fire Inspection and Certificate of Occupancy can be tied to issuance of the Business License. Executive Lemon will report back to the Council in a future meeting.

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**RESOLUTION NO. 2001-17: ADJUSTMENTS TO 2001 BUDGET**

A Resolution increasing the budget appropriations for certain County departments. Chairman Gibbons asked the Council if they would like to include \$2000.00 under Sundry? This was a request that Executive Lemon made in the budget opening public hearing. Lemon told the Council that this would be Cache County's portion towards hiring a Project Manager for the Bridgerland Ice Arena.

**Council member Anhder moved to waive the rules and approve the adjustments made to the 2001 budget and authorize the Executive to spend the \$2000.00 out of Sundry. Council member Petersen seconded the motion. It was unanimous; all members voting in favor.**

(See Attachment #5)

**FINAL PLAT APPROVAL - THREE MILE CREEK ESTATES: LORENE GREENHALGH**

The County Zoning Administrator, Lorene Greenhalgh, presented a final plat for Three Mile Creek Estates. Greenhalgh, reviewed the plat and the requirements for development. It has been reviewed by the Planning Commission for preliminary and final plat as well as by the Board of Adjustments for approval of a special exception for lots with no frontage on a public road. Requirements of the 1990 Ordinance have been met. The Council reviewed the location of the subdivision and discussed the requirements.

**Council member Petersen moved to waive the rules and approve the Subdivision. It was seconded and passed on a vote of 5 "Yes" with Council members Anhder and Yeates abstaining.**

(See Attachment #6)

**FINAL PLAT APPROVAL - OSTERLIN ACRES MINOR SUBDIVISION: GREENHALGH**

Richard and Annette Osterlin are requesting approval of a 4-lot minor subdivision on 7.40 acres of property in the Agricultural Zone located in Young Ward. The College-Young Township Planning Commission has reviewed the plat and requested changes to be made to the mylar. With the changes completed and appropriate signatures obtained, the Planning Commission is recommending approval by the County Council. This is the first subdivision to be completed under the new subdivision ordinance. Ms. Greenhalgh is recommending that the Council consider revising the ordinance so that a mylar is not required until the subdivision has been reviewed and approval has been recommended. Council member Anhder agreed and suggested that the Zoning Office has latitude to make those recommendations until the ordinance is revised. Chairman Gibbons approved that recommendation. Ms. Greenhalgh also told the Council that

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the State Legislature passed a bill which eliminates the County Council from the subdivision approval process. This approval process will be a one time review by the Planning Commission with final approval by the Executive.

Council member Anhder has some concerns regarding the College-Young incorporation area petition which he feels is unfair. This petition has effectively prohibited any kind of development by a number of property owners who would like to annex into Nibley or Logan City.

**Council member Anhder moved to table approval of the subdivision until the incorporation petition and action has run its course. Yeates seconded the motion.**

**DISCUSSION:**

**Council member Petersen:** Suggested evaluating this request on its merits and not to hold it hostage to process.

**Chairman Gibbons:** Our ordinance basically is a declaration of what we are willing to abide by. Even though I appreciate your argument Larry and I can see where you are coming from, where other people have the option of going this same route, I am inclined to agree with Craig that it is in-appropriate to withhold the action based on what is being done by those who are sponsoring incorporation.

**Council member Beck:** Where are they at with the incorporation?

**Executive Lemon:** I talked with George Whitney maybe six weeks ago, and George indicated that a second petition was planned to be submitted. Executive Lemon encouraged him at that time, if that was the intent, to submit the petition in a timely fashion so that this could be part of the Municipal Election process this year. He further stated that if the petition met the criteria, which is now 30 percent of the property owners that would actually have to sign the petition requesting an election, there would need to be a special election. If they don't have it by this Fall's election and wait until December, there would need to be three special elections to accommodate that so, there would be an advantage to do it right now. Executive Lemon made it clear that if the people were to vote on the incorporation issue and if there is not a majority of the votes in favor of incorporation, it would not continue at that point in time. Their process would then be over.

**Council member Anhder:** At that time then these petitioners and anyone else could take appropriate course of action and it wouldn't be necessary to have to wait until this Fall.

**Council member Petersen:** Asked Chairman Gibbons to review the motion that is on the table and what the implication of a "Yes" or "No" Vote are.

**Gibbons:** Larry made the motion, and my understanding of the motion was that we table the proposal before us based on the fact that it is unfair to certain entities within that boundary who are restricted in requesting annexation and possible development of their property because of the current status of request for incorporation or that process; and therefore to make it equal to all individuals within that boundary, we should table this one.

**Peterson:** A Yes Vote would terminate the action on this. A "No Vote" would allow us to continue and discuss the proposal on it's merit.

**Gibbons:** That's correct, and I'm assuming a "Yes Vote" would not just terminate any action on just this proposal; but it would terminate action on any other request forth-coming during this time period.

**Anhder:** I don't know about the legality or the process there...

**Gibbons:** As long as we understand what a "Yes" and a "No" vote would have as far as this individual request is concerned. Any further discussion?

**Council member Beck:** I don't believe that it is fair to this property owner who has gone through and met all the requirements of our ordinance for a minor subdivision and to hold them hostage to a political process of the coming City. Granted there are those who may wish to annex into Nibley or Logan that are being held hostage to this process and I would say to those folks that they ought to get as much pressure as they can on the petitioners to make this process end as quickly as possible.

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**Council member Ahnder:** Let me tell you what motivates me on this. An older person, who's property is tied up in this process and his wife is extremely ill, who has a piece of property just on the verge of closing it to provide for money for her care and for them in their older age asked what they could do. There ought to room for a little bit of fairness and justice. It's just not right what is happening to some of these people.

**Peterson:** But the problem is tabling this motion won't help that person one iota.

**Ahnder:** But it would be just one tiny go for justice.

**Beck:** The cost of administering that justice is unfairly punishing the people who have gone through this process.

**Petersen:** Question on the motion?

**Chairman Gibbons** asked for all those in favor of the motion to table say Aye. The motion failed. 3 "yes" 4 "no". Gibbons, Robison, Petersen and Beck voting no.

**Council member Petersen** moved to waive the rules and approve the proposal. Robison seconded the motion. The motion failed. 4 "yes" 3 "abstained." It takes 2/3 majority to waive the rules.

**Council member Petersen** moved to waive the rules to consider this matter as final action.

**Council member Beck** seconded the motion. The motion carried 5 "yes" 1 "no" 1 "abstained." Yeates voting no and Hansen abstained.

**Council member Petersen** moved to approve the proposal. Beck seconded the motion and the motion carried. 4 "yes" 3 "abstained." Ahnder, Yeates and Hansen abstained.

(See Attachment #7)

### BOARD OF EQUALIZATION

The Council moved into a Board of Equalization.

### TAX EXEMPTION REQUEST:

The following applications were presented to the Board of Equalization for property tax exemption for religious, charitable and educational purposes:

Trapper Trails Council, Boy Scouts of America  
Utah Festival Opera Company  
Spendlove Research  
USU Research Foundation  
Cache Employment & Training Center  
Association for the Advancement of the Handicapped  
Bridgerland Audubon Society

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**Council member Petersen moved to approve the above requests. Yeates seconded the motion and it carried unanimously. All members voting in favor.**

(See Attachment #8)

Chairman Gibbons recommended to the Council that the **Carl Inoway Senior Housing Corporation** be approved for tax exemption for the years 1999, 2000, and 2001.

**Council member Yeates moved to approve the request. Hansen seconded the motion. The motion carried unanimously.**

(See Attachment #9)

The Council adjourned from the Board of Equalization.

## **COUNCIL MEETING CONTINUED**

### **TV TRANSLATOR: LYNN LEMON**

Executive Lemon has met with Franklin County. One of the challenges has been getting the State of Utah's State-wide plan to comply with Franklin County. There are still some problems associated to that. Franklin County has indicated a willingness to work with us, and we are trying to resolve those problems.

Some preliminary estimates: The road based on the length would cost around \$5,000; the electrical line to the new site would be about \$8,000 based on what Franklin County had paid for electricity installed there recently; and the building between \$10,000 and \$12,000. Our commitment would be around \$25,000 if we purchased this translator and receive signals on Clarkston and then microwave those to Mt Pisgah .

Problem: When our channels that are currently existing on Mt Pisgah are displaced and we take channels that the State of Utah has applied for, they will displace channels that Franklin County is using to transmit from Clarkston to their two sites in Franklin County. This is not resolved. Franklin has a good system that is working now and they want to protect their system, and the State has applied for some channels that may displace some of Franklin's channels. The channels that we would replace are not direct channels but are channels Franklin is using to transmit to their two sites in Franklin County.

We need to determine if the County wants to commit and invest on a long-term basis. The State will help us buy the microwave which will help us transmit to Mt Pisgah and then we will have a

Council Meeting  
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better picture and a clearer picture to transmit from Mt Pisgah. We will be displaced on Mt. Pisgah in June of 2004. We are going to Court next month on that very issue. We have been in litigation with the owners of Mt. Pisgah for some time now.

Long-term once we're displaced on Mt. Pisgah, we would then try to put a site on Clarkston and hopefully be able to work with Franklin County so that we would then transmit both into Cache County and into Franklin county; and then we would also microwave into the south end of the Valley because in Clarkston we do have problems getting over to Paradise and Hyrum.

Council member Anhder is in favor of going forward.

Council member Yeates still wonders if we ought to be in the TV business and how many residents in the Valley are continuing to use the service.

Council member Petersen suggested conducting a survey to establish the amount of residents that use the service. Executive Lemon will conduct a survey and report back to the Council.

### PREDATOR DAMAGE CONTROL

Chairman Gibbons explained that several meetings ago the Council discussed and had a recommendation to participate as a County in Predator Damage Control. At that time the Council decided to meet with the Bear River Association of Government's in a governing board meeting and ask Box Elder County and Rich County what they were doing. It was found that Box Elder County does not participate with the group. They have raised money with their Cattlemen's Association and other private groups and received matched funds through the State Department of Agriculture and have contracted with a private service to do aerial extermination. They are paying no bounty. They just pay their contract. Rich County indicated that they were not participating. With both counties not paying a bounty, it would open both counties to come to Cache County for collection of a bounty if we were to participate.

Recommendation was made at this time by Chairman Gibbons that Cache County not participate.

**Council member Yeates moved to not participate with the Predator Damage Control.  
Council member Petersen seconded the motion. The motion passed unanimously all members voting in favor.**

### CACHE COUNTY JAIL FACILITY: LYNN LEMON

Executive Lemon discussed three different options for bonding for the Jail.

1) General obligation bond involves the public in the process. It has the lowest interest rate and

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because of that it is the most cost effective. Generally it is the most complete. There is no pledge or no collateral.

2) Sales Tax Revenue Bond came available last year. It allows you to bond against your sales tax revenue. The amount of the bond depends upon the amount of sales tax available so there can be some limitations. The advantage of this bond is that your revenue does not need to be tied to your obligation to re-pay the bond. It is faster than a General Obligation Bond. The commitment is for the full term of the bond. The interest is usually a little higher than a G. O. Bond and maybe a little less than Lease Revenue Bond. Another thing is that there is no mortgage. You don't have to pledge collateral.

3) Leased Revenue Bond is the fastest way. No election is required. There is a mortgage, the jail or the administration building would be pledged as collateral. There is a year to year obligation. Every year the legislative body has to appropriate. There is really more than a moral obligation to this bond. This bond has the highest interest rate.

Kent Mitchie told Executive Lemon that his preference was always the General obligation bond because it gives you a clear-cut answer from the public to go ahead and raise taxes. The other options are using revenues to pay that obligation. If that revenue doesn't materialize then you may need to raise the taxes to meet that obligation. There are advantages and disadvantages to each one of these options.

## DISCUSSION:

**Council member Anhder:** The County issued lease revenue bonds for the remodeled Jail and the Courts building. **Council member Beck:** A general obligation bond in effect mortgages everybody's property in the County. Those who vote in favor of it and those who vote against it if it passes. So when the Schools float their bonds to build new schools we all get a bigger mortgage whether we like it or not.

**Council member Hansen:** Will 51 percent pass it?  
**Executive Lemon:** It takes a majority vote to pass it.

**Auditor Stones:** On the G.O. Bond, it takes the amount that you levied for the bond payment out of the levy maximum for the County General Fund; so, it pulls your revenue out so you can maximize. Operating cost is separate, and it is not in the truth and taxation requirement.

**Gibbons:** It is a dedicated tax.

**Beck:** If we do a GO bond for the construction, we know that we are going to probably end up with some type of an increase of operation. What do we have to do in terms of satisfying truth and taxation and whatever for operating the jail?

**Stones:** Anything outside of the general obligation debt would have to go through truth and taxation, but if I understand this correctly, if you are going to get any kind of lease revenue from any entity whether it is the Federal Government, State Government to house prisoners, that would offset the need to increase the local levy to pay for those services.

**Beck:** In the last meeting Von Williamson told us that the projected operating costs for this jail is 7.1 million dollars annually. Currently, we have 2.1 million in jail operations now. So that means we have 5 million dollars of operating costs to come up with annually to operate a new jail. Granted there is going to be however much coming in from housing prisoners for the State, but whatever shortfall there is, will come out of general revenues. The question is can we go through the heat of a truth and taxation to handle what is necessary to cover that shortfall?

**Lemon:** I have asked Von Williamson and Ken Shulsen to review the options for the increase in staffing. So the Council could look at it. It's important that we provide as much information as is possible and that the public is



Council Meeting  
10 April 2001

educated. If we give the public the options that we are faced with, Lemon felt that the public would be supportive.

**Gibbons:** How should we present the facts to the public?

**Beck:** Our Public Safety Facilities Committee might be able to handle that job.

**Petersen:** Related to your point Darrel. What are the facts? Building at that option is a huge supposition as to what is going to happen in 20 years in terms of the State housing prisoners.

**Gibbons:** I think we would be wise to hire a consultant strictly for advertising. So that we get the correct information into the hands of the people.

### **Council member Petersen left the meeting.**

Executive Lemon reminded the Council that there are still the other two options. The challenging part of this because there is a lot of uncertainty, it would be a lot better if the public had agreed to this. He sighted Weber County. This year they were to get 3,000 prisoners and only got 60 or something. They had 150 last year, and they were cut back this year. So if that happened to us we would need a huge tax increase because the revenue from those 200 or something prisoners, per year was figured to be about 3.3 or 3.4 million dollars per year. There would be some variable costs in there, but there will be a number of fixed costs that we would need to cover regardless of the number of prisoners we have.

Chairman Gibbons requested the following information for the next Council meeting:

1. The corrected numbers for staffing level projections.
2. Costs on general obligation bonds on \$150,000 home as well as a revenue bond on the recommended option #1 based on interest rates.

### **TRAVEL FOR COUNCIL MEMBERS: CHAIRMAN GIBBONS**

Chairman Gibbons told the Council that this year Council member Anhder is going to represent the Council in Philadelphia at NACO which is going to take part of the travel budget, probably a larger portion than usual. If conferences are attended this year as we have attended previously, more money may need to be allocated for that budget. Be aware of this as we go through the year. Council member Anhder suggested notify either the Chairman or Council Secretary of Council members travel plans. Also, for travel out of the State receipts should be submitted to the Council Secretary.

**APPROVAL OF AGREEMENT BETWEEN Wendall Morse and Cache County, Hyde Park, North Logan, Logan to Be the Project Manager on Behalf of the NPIC for the Bridgerland Ice Arena and Payment of Fees Associated therewith.**

**RESOLUTION NO: 2001-18 - Authorizing Executive to Execute Agreement between Cache County, Hyde Park, North Logan, Logan and Wendell Morse to become the Project**

Council Meeting  
10 April 2001

Manager on behalf of NPIC for the Bridgerland Ice Arena and fees association therewith

Council member Anhder moved to approve the agreement and resolution. Yeates seconded the motion. All members voted in favor. (Council member Petersen absent)

### OTHER BUSINESS

**Recommendations for Citizens Committee for Consolidation of Elected, Administrative Offices and the Creation of a District Attorney Office in Cache County:**

Executive Lemon has not been able to contact all those individuals. Chairman Gibbons suggested finalizing that list for the next Council meeting.

### ADVISORY BOARD FOR RESTAURANT TAX ALLOCATIONS:

Chairman Gibbons explained that the Resolution that was passed indicated that there would be four Council members that would serve. Council members' Anhder, Yeates, Hansen, and Beck will serve.

### SMITHFIELD HEALTH DAYS PARADE

The Council has been invited to ride in the Smithfield Health Days parade on May 12, 2001 at 10:00 a.m..

### COUNCIL MEMBER REPORTS:

Council member Yeates reported that the Forest Service has come back with a report on some of the things that had been done in other Counties regarding the inappropriate closing of roads that access forests. Executive Lemon and Yeates will go through the information and have it ready for discussion in a future Council meeting.

Chairman Gibbons: You received in your packet a letter to Mr. Dean Baxter that I asked Pat to draft and send to him. Lynn and I have talked briefly about this, and I think that's an executive matter. When we started 14 years ago this form of Government. We went to great lengths to try to distinguish between Legislative function and Executive function. I think we ought to look at some of these issues and I would suggest that this is an executive function and I've asked him to take care of that.

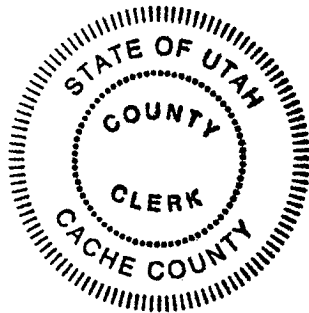
Council Meeting  
10 April 2001

**ADJOURNMENT:**

Chairman Gibbons adjourned the meeting at 8:05 p.m..

*Jill N. Zollinger*

ATTEST: Jill N. Zollinger  
Cache County Clerk



*Darrel L. Gibbons*

APPROVAL: Darrel L. Gibbons  
Council Chairman

CACHE COUNTY  
CORPORATION

COUNTY COUNCIL

DARREL L. GIBBONS  
CHAIRMAN  
LAYNE M. BECK  
V. CHAIRMAN  
H. CRAIG PETERSEN  
C. LARRY ANHDER  
CORY YEATES  
JOHN A. HANSEN  
KATHY ROBISON  
JILL N. ZOLLINGER  
CLERK

M. LYNN LEMON  
COUNTY EXECUTIVE/SURVEYOR

120 NORTH 100 WEST  
LOGAN, UTAH 84321  
Tel 435-716-7171  
Fax 435-716-7172

PROCLAMATION

Whereas, natural and technological disaster can occur at any time and threaten the safety of the people of Cache County; and,

Whereas, preparedness for disasters can save lives, reduce injuries and property loss, safeguard critical infrastructure, protect the environments and promote restoration of services; and,

Whereas, state and local government officials, school administrators and business owners are responsible for promoting safety of the people in their buildings and facilities; and,

Whereas, the Federal Emergency Management Agency ranks the state of Utah sixth in the United States in terms of its relative earthquake risk; and,

Whereas, the Utah Seismic Safety Commission has selected the month of April to focus on earthquake and disaster preparedness;

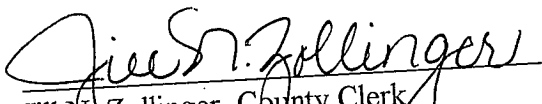
NOW THEREFORE, be it resolved that the Cache County Council and the Cache County Executive, County of Cache, State of Utah, hereby proclaims April 22 - 28, 2001 as


**EARTHQUAKE AND DISASTER PREPAREDNESS WEEK**

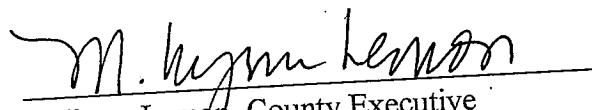
and urges all citizens to become more aware of the importance of earthquake and disaster preparedness.

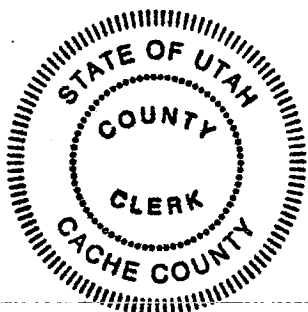
In witness thereof, as Chairman of the County Council and County Executive, we have hereunto set our hand this 10<sup>th</sup> day of April, 2001.

Attest:

  
Jill N. Zollinger, County Clerk

  
Darrel L. Gibbons, Council Chairman

  
M. Lynn Lemon, County Executive



CACHE COUNTY  
CORPORATION

COUNTY COUNCIL

DARREL L. GIBBONS  
CHAIRMAN  
LAYNE M. BECK  
V. CHAIRMAN  
H. CRAIG PETERSEN  
C. LARRY ANHDER  
CORY YEATES  
JOHN A. HANSEN  
KATHY ROBISON  
JILL N. ZOLLINGER  
CLERK

M. LYNN LEMON

COUNTY EXECUTIVE/SURVEYOR

120 NORTH 100 WEST  
LOGAN, UTAH 84321  
Tel 435-716-7171  
Fax 435-716-7172

PROCLAMATION

- Whereas, county government traces its roots to English shire of a thousand years ago serving as the citizen's local government voice since its inception; and,
- Whereas, changes in structure and greater autonomy from the states, rising revenues and stronger political accountability have ushered in a new era for county governments as they begin the 21<sup>st</sup> century; and,
- Whereas, technology plays a huge role in our lives today, bringing about changes in nearly everything that we do. Counties are using technology to improve the delivery of services and communication to citizens; and,
- Whereas, in the past, county governments seized opportunities and met challenges that confronted them. Today, county governments continue to be the citizen's local government voice and are the governments of the future, providing solutions that bring communities together.

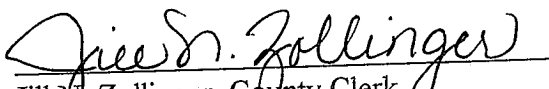
NOW THEREFORE, in recognition of the leadership, innovation and valuable service provided by our nation's counties, be it resolved that the Cache County Council and the Cache County Executive, County of Cache, state of Utah hereby proclaims April 22 - 28, 2001

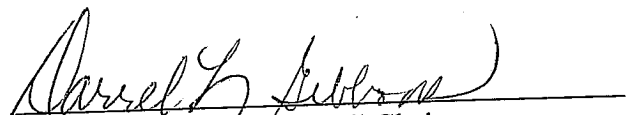
NATIONAL COUNTY GOVERNMENT WEEK

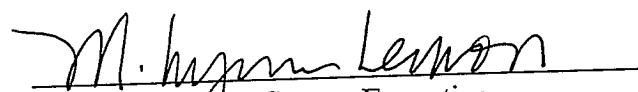
and urges all citizens to visit county government offices and become more aware of the importance of the services rendered.

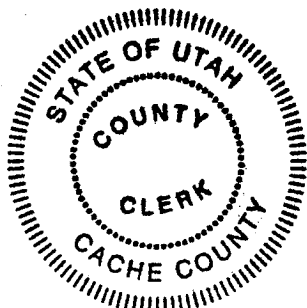
In witness thereof, as Chairman of the County Council and County Executive, we have hereunto set our hand this 10<sup>th</sup> day of April, 2001.

Attest:

  
Jill N. Zollinger, County Clerk

  
Darrel L. Gibbons, Council Chairman

  
M. Lynn Lemon, County Executive



# Cache County Sheriff's Office

2000 Annual Report

G. Lynn Nelson, Sheriff



Cache County Sheriff's Office  
 50 West 200 North  
 Logan, UT 84321  
 435-750-7400

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# Message From The Sheriff

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G. Lynn Nelson, Sheriff



With great satisfaction I present the 2000 Cache County Sheriff's Office annual report. Cache County is moving rapidly from farming communities to urban development. The new century we are embarking on will have many challenges. The current trends for increased calls for services and demands on our jail facility only bare this out. Yet, we live in one of the finest places in Utah, an environment with high moral values, education, and a willingness for everyone to work together.

Speaking of working together, the Sheriff's Town and Area Representative (S.T.A.R.) Program has been working closely with cities, towns and citizens to solve local problems. I have seen a dramatic increase in citizen involvement in the communities. An example of this progress is the increased participation in the National Night Out Against Crime. With the citizens working with me and my deputies we can keep the values that exist here in Cache County.

I am very proud of my deputies and staff. I appreciate their dedication and hard work. They truly dedicate their lives to serving the citizens. This past year a group of them created a list of governing values for our Office. Those values are: Trustworthiness, Responsibility, Empathy, Professionalism, Respect, and Fairness. I recognize as an elected official that my Office works for the citizens of this county, and these values reflect that role.

I encourage all of us to keep the momentum of citizen and law enforcement cooperation growing as we step up to meet the challenges facing us. I will do all I can to assist in this process.

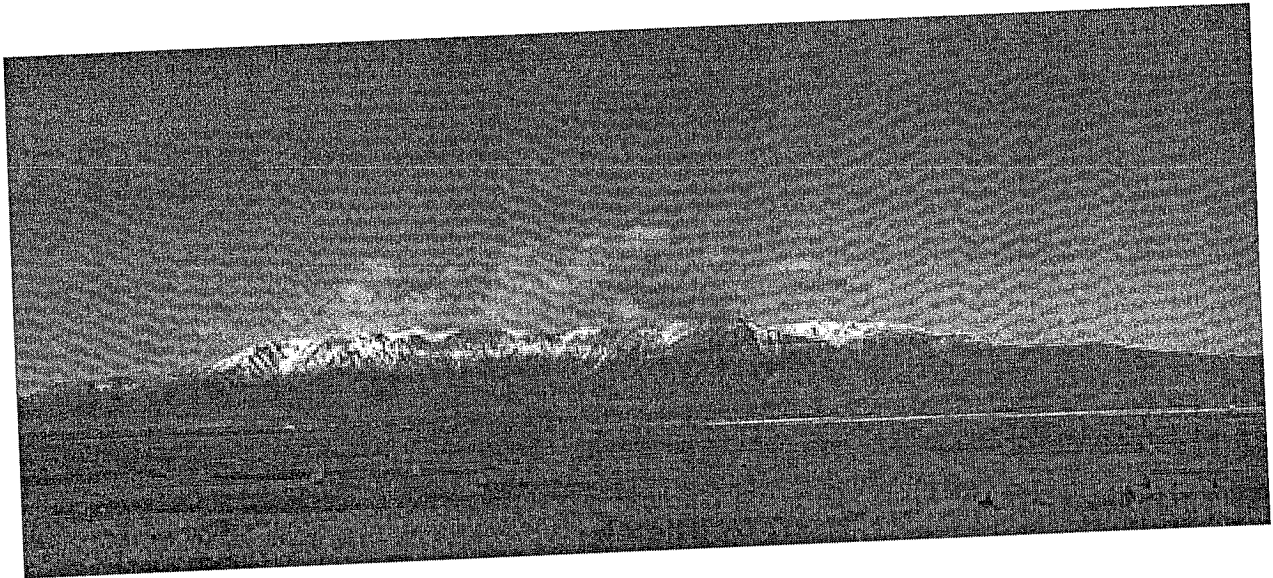


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# 2000 in Brief

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## Cache County Sheriff's Office



### Cache County Demographics

Population	96,000
Square Miles	1174
The County Seat is Logan, Utah	

### Cache County Sheriff's Office

Deputies Per 1000 Population	1.88
Crime Index:	18.5
Incidents Per Day:	24.1
Part One Crimes Per Day:	2.5
Arrests Per Day:	9.3
Traffic Citation Per Day:	21.6
Jail Bookings Per Day:	7.0
Civil Papers Per Day:	20.2



# MISSION

*The mission of the  
Cache County Sheriff's Office  
is community protection,  
crime prevention, deputy safety and  
a well trained professional staff  
working cooperatively with  
the citizens we serve.*

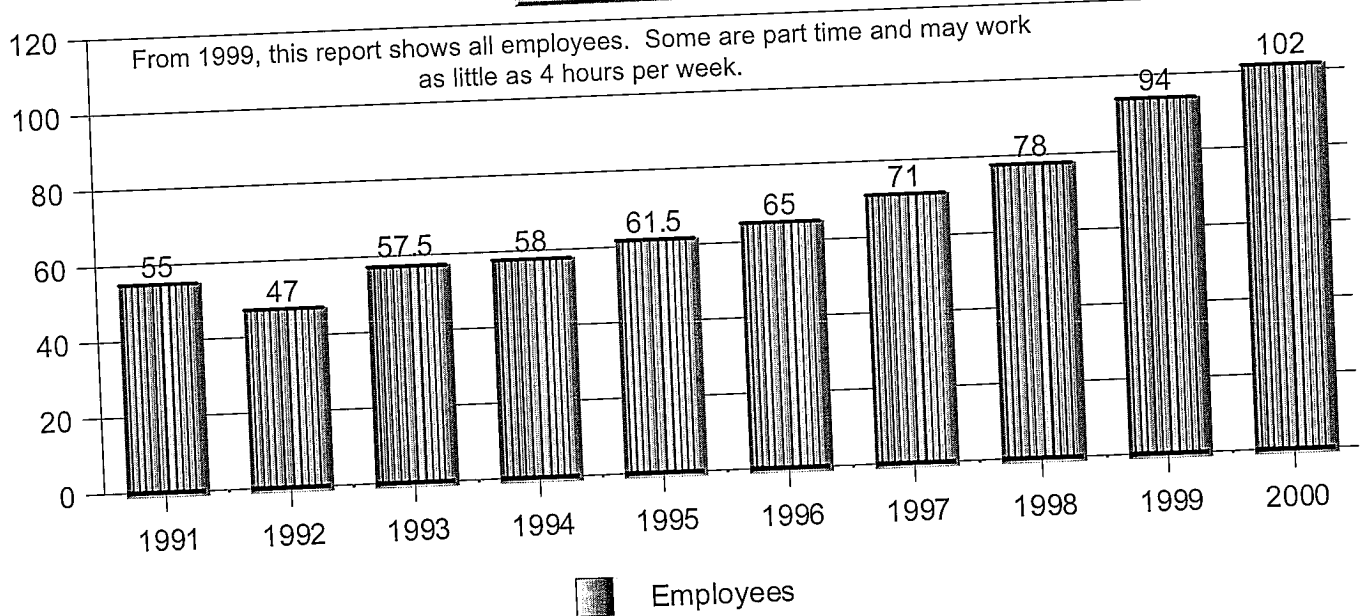
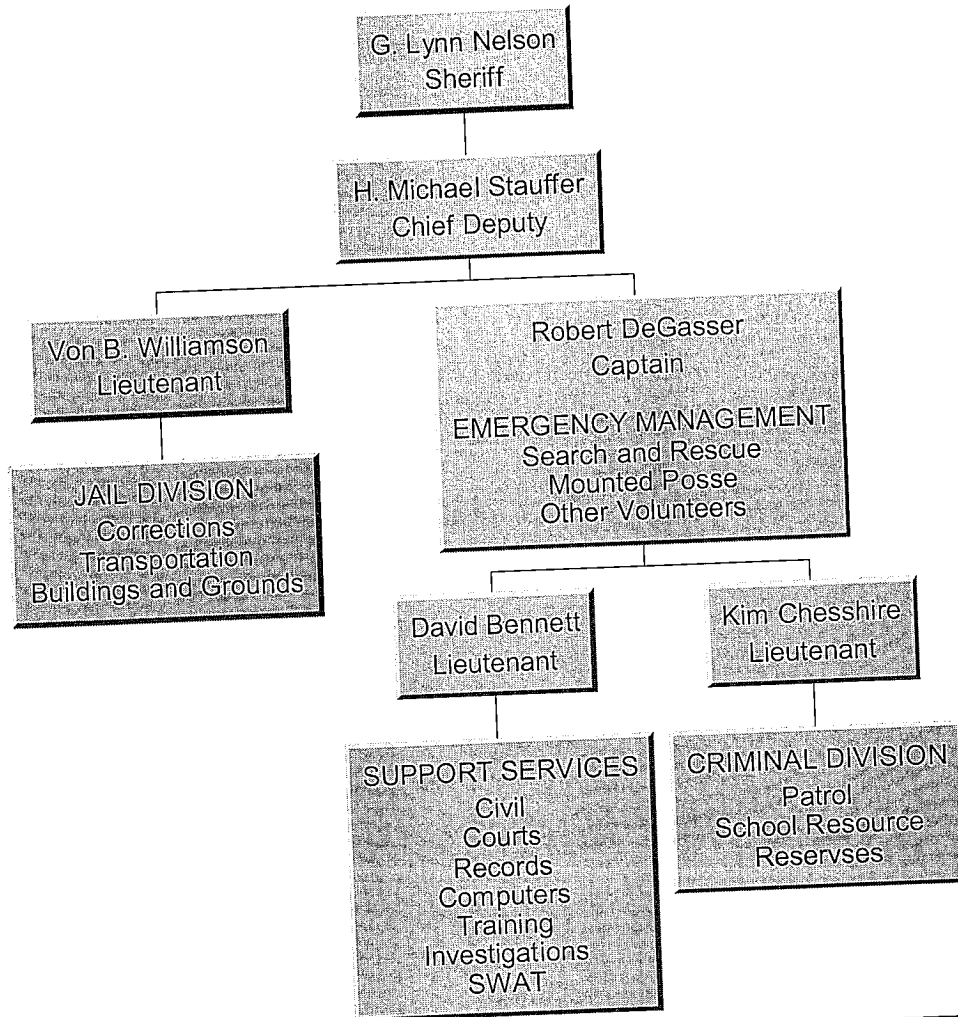
# VALUES

*Respect  
Fairness  
Empathy  
Responsibility  
Trustworthiness  
Professionalism*



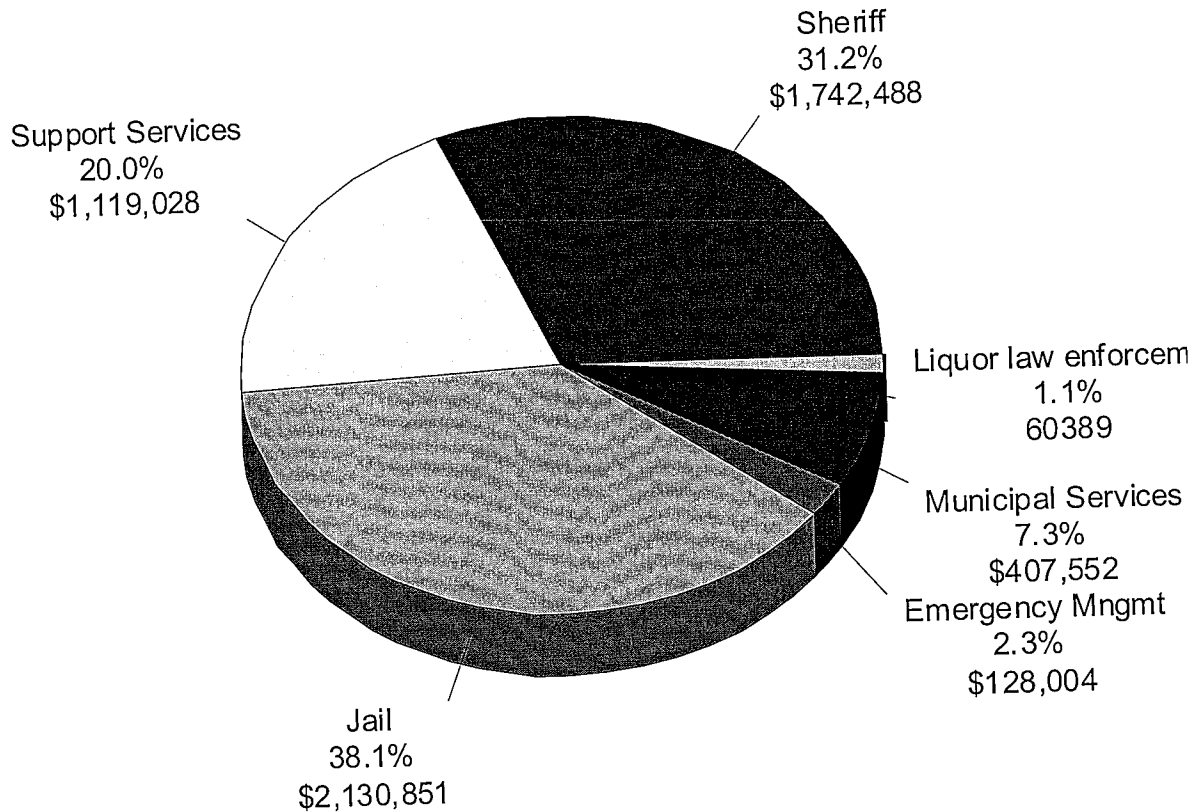
# Organizational Chart

## Cache County Sheriff's Office



# 2000 Budget

## Cache County Sheriff's Office

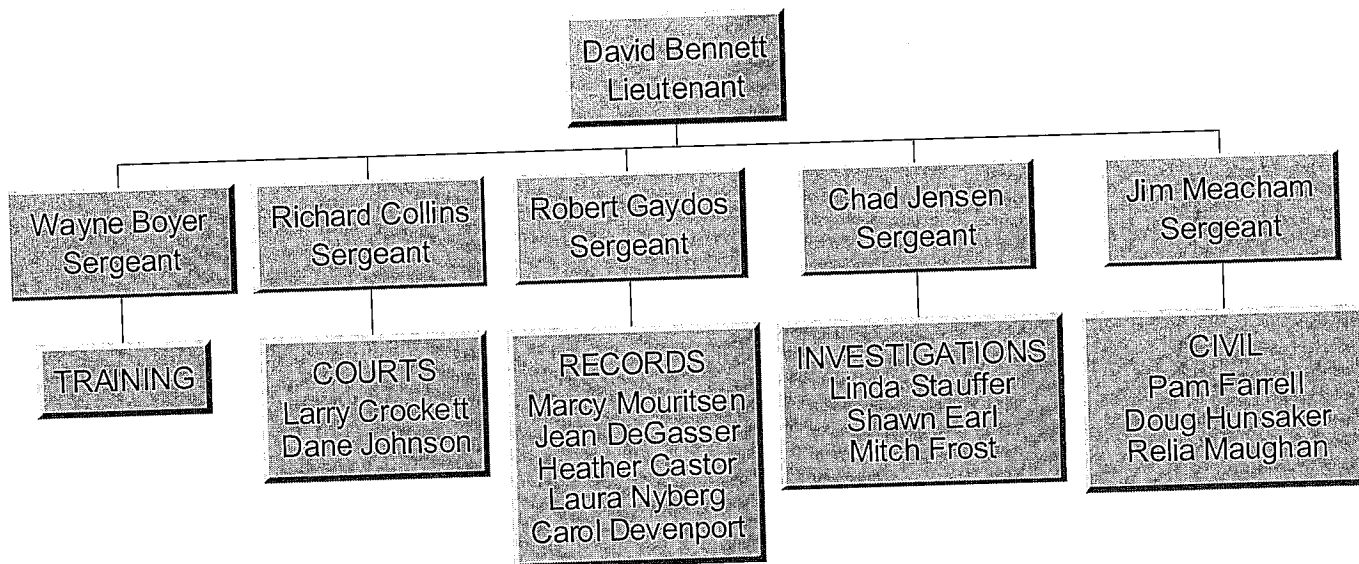


## Budget Components

The Sheriff's Office budget is composed of five major components as illustrated above. The Sheriff's budget primarily represents the cost of the Patrol Division. The Jail budget reflects the costs of housing, feeding, and caring for an average of 88 inmates 24 hours a day 365 days a year. The Support Services budgets shows the costs for civil process services, court services, and clerical functions. The Emergency Management budget includes the costs of a deputy serving as the county emergency services coordinator, maintaining the Emergency Operations Center housed in the Sheriff's Office, as well as costs associated with search and rescue activities throughout the year. The Municipal Services budget represents costs of providing municipal type services to unincorporated Cache County. The Sheriff's Office employs several processes to conserve tax dollars such as the extensive use of volunteers when appropriate, inmate labor for building and grounds work as well as raising a garden annually for use in the jail kitchen, the securing of beneficial federal grants, and careful scrutiny of expenses for daily operations.

# Support Services Division

Cache County Sheriff's Office

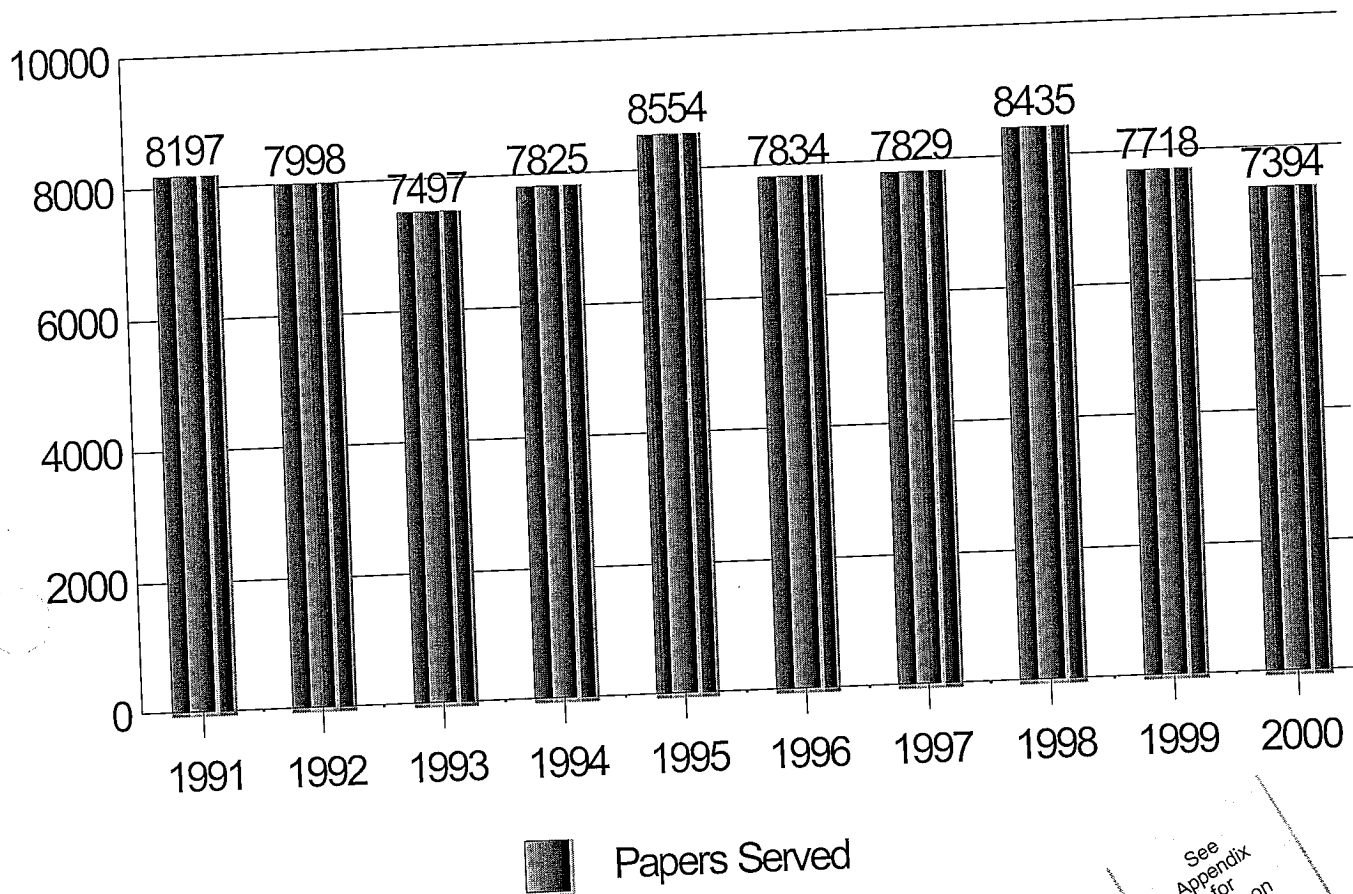


## Support Services Division

This Division is comprised of the following areas: Civil, Records, Courts, Investigations and Training. Civil is dedicated to the service of civil and some criminal process and papers. Enforcement and management of civil law cases is unique to Sheriff's Offices and is a major responsibility as well as a major liability of the Sheriff. Records is charged with keeping all records of the Sheriff's Office. Most records are kept on file for five years and some are retained indefinitely. Courts has two main functions, security and bailiff for all the District Courts and some Municipal Courts. Investigations deals with major crimes by investigating and follow up on felonies, rape and child abuse. The training department coordinates training for the entire office.

# Civil

## Support Services Division



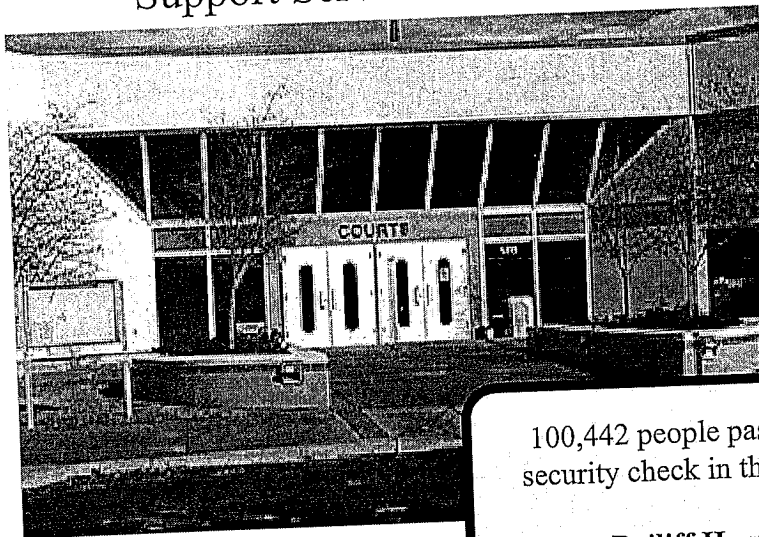
See  
Appendix  
for  
details on  
page 27

# Civil

Civil provides timely service of all process brought to the Sheriff's Office as well as executing court orders relative to civil litigation. Criminal process, including bench warrants, summons, and orders are served by this division. Additionally, Civil takes possession of property pursuant to court orders, conducts Sheriff sales, and generally serves as the enforcement arm for the civil courts. It is notable that the average civil paper brought to this office will be processed and returned, on the average, within less than three days of its arrival... a record of efficiency matched by no other agency of our size in the state.

# Courts

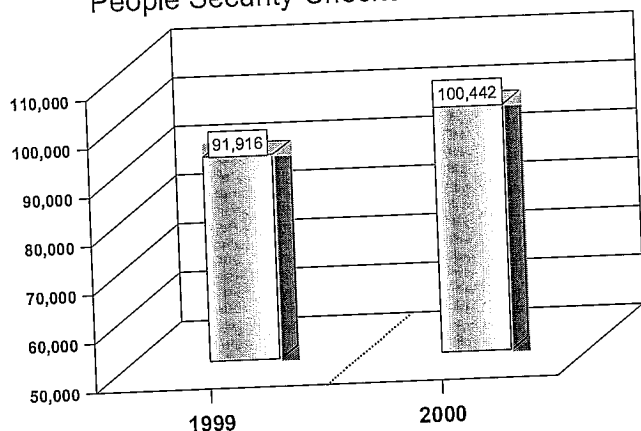
## Support Services Division



100,442 people passed through the security check in the courts in 2000.

**Bailiff Hours** 4627  
**Security Hours** 4731

People Security Checked at Courts



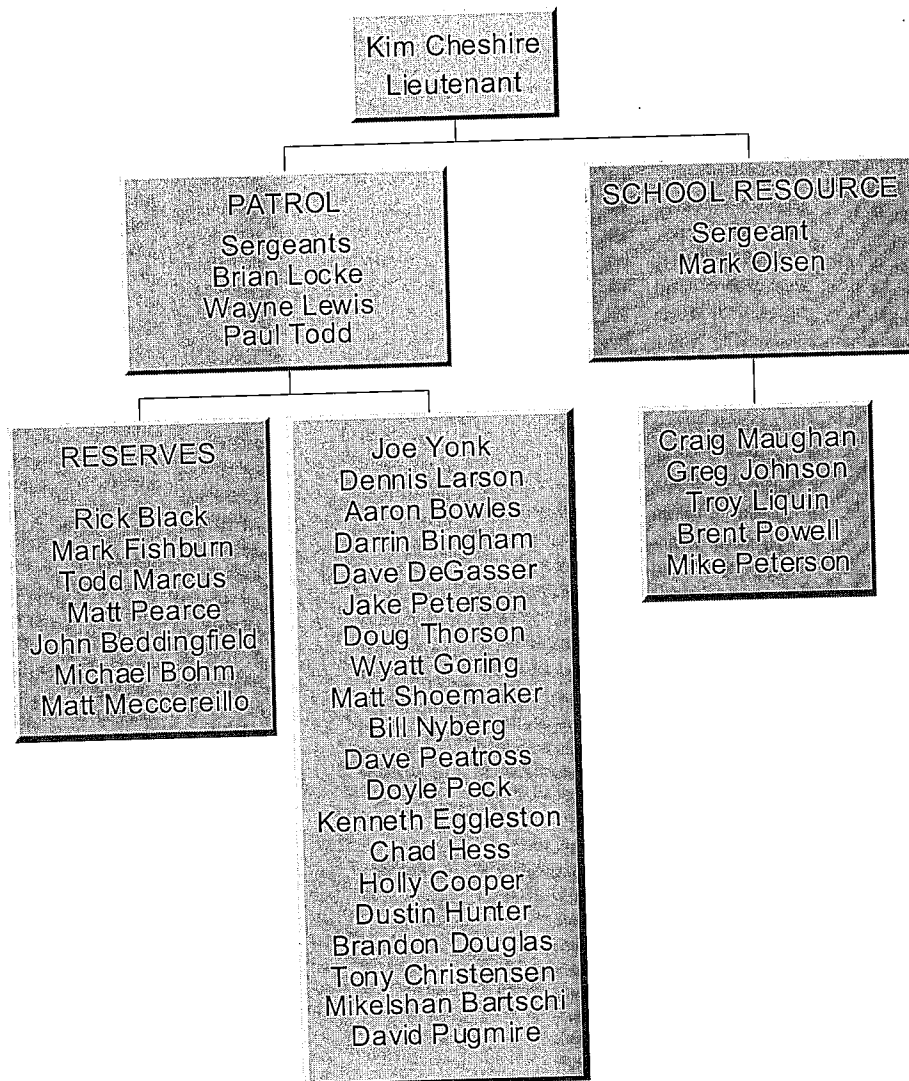
See  
Appendix  
for  
details on  
page 26

## Services in Court

The Sheriff's Office provides two distinct services to the district courts, the juvenile court and some justice courts of the First Judicial District. First, deputy sheriffs serve as the Bailiff of the Court whose primary duty is to insure the safety of the judge. Additionally, the deputy sheriffs perform some administrative functions during the course of hearings and trials and helps to maintain order in the courtroom. Secondly, they provide for the security of the court complex. This is accomplished through the deputy's uniformed presence in and around the complex. Additional measures include the use of handheld and stationary magnetometers (metal detectors), intelligence gathering, the processing of persons or situations which may pose a threat to the security of the court, and arresting violators of the law in or near the court complex. The sheriff's deputies assigned to the Courts enjoy an excellent working relationship with judges, court clerks, patrons and attorneys.

# Patrol Division

## Cache County Sheriff's Office



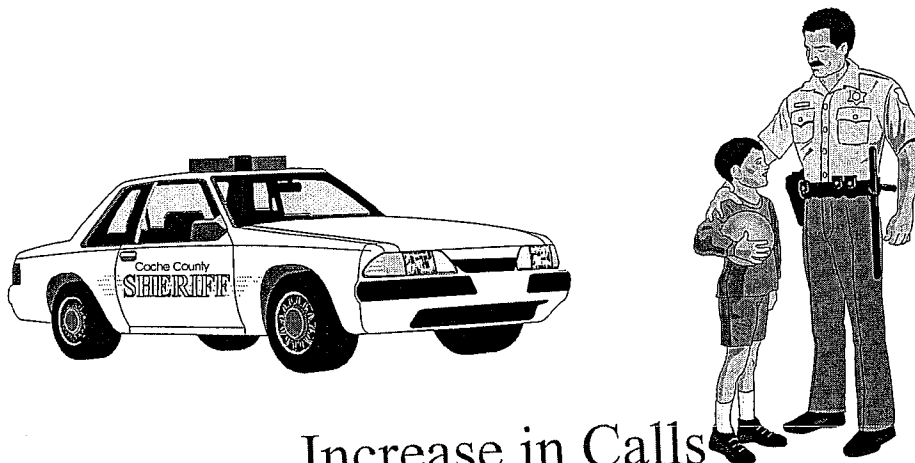
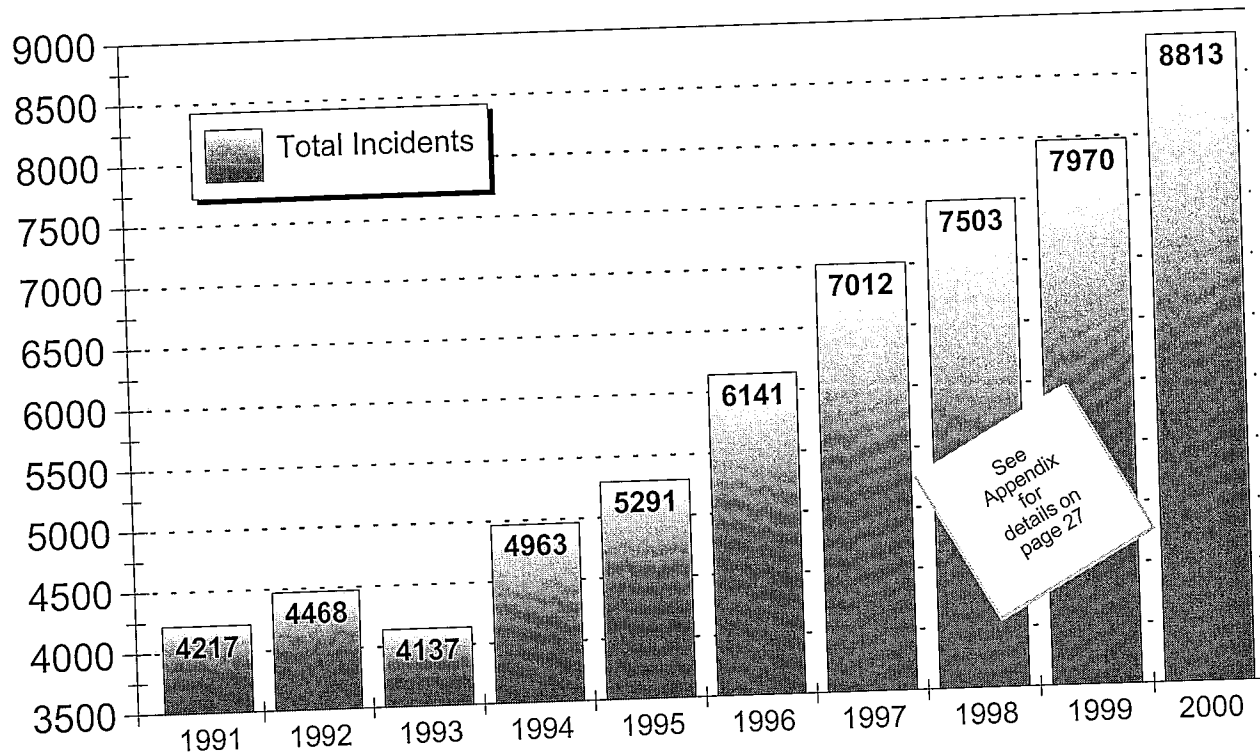
## Patrol Division

Since the election of Cache County's first Sheriff in 1857, the primary mission of the Sheriff and his Office has been to preserve the peace and to make all lawful arrests. The deputy sheriffs of the Patrol Division continue a strong commitment to that mission. The lives and liberty of Cache County's citizens are further protected by the Patrol Division's response to public emergencies of many varieties and traffic enforcement. Public safety, crime prevention and awareness programs, such as Star Deputy, School Resource and Neighborhood Watch are also part of the Patrol Division's mission.



# Calls for Service

## *Incidents Investigated* 1991 - 2000

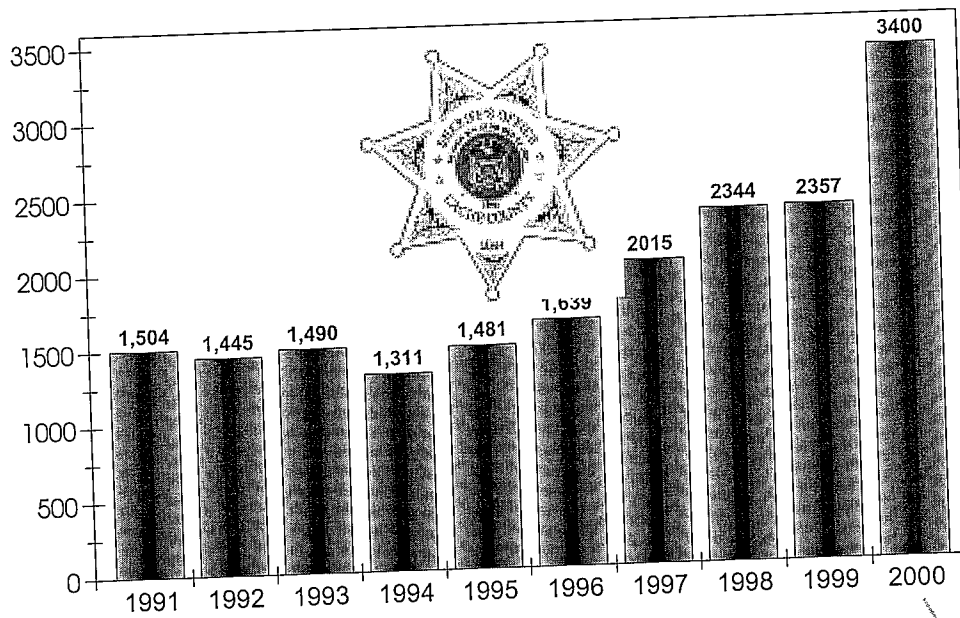


## Increase in Calls

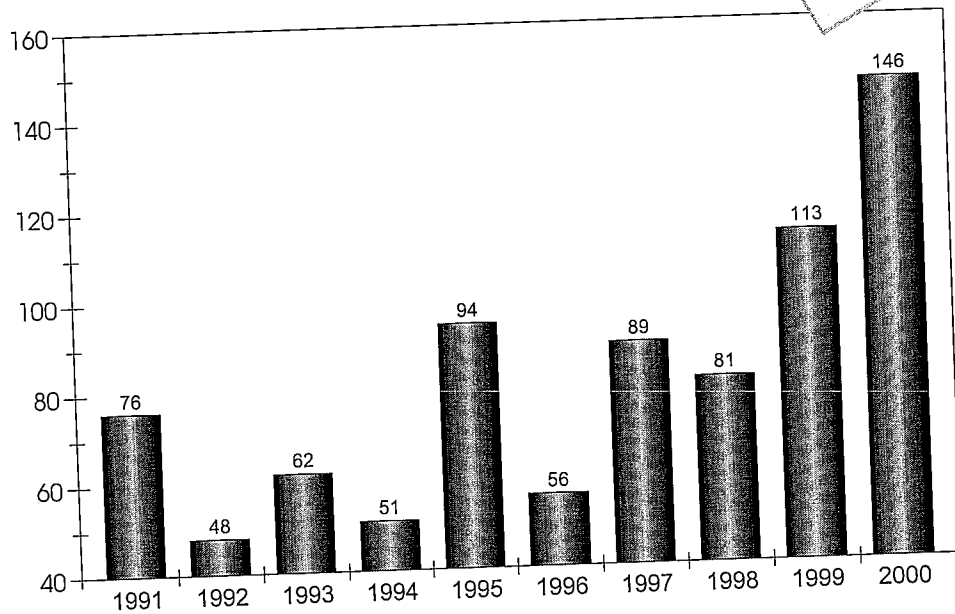
For several years prior to 1993, the calls for service held around four thousand. Since 1993 we have seen a large increase in calls, approximately 113%. This has placed an large demand on the Patrol Division. The personnel available to handle these calls has not increased at the same rate. This has caused the Patrol Division to be less proactive and increasingly reactive to crime.

# Arrests

*Total Arrests*  
1991 - 2000



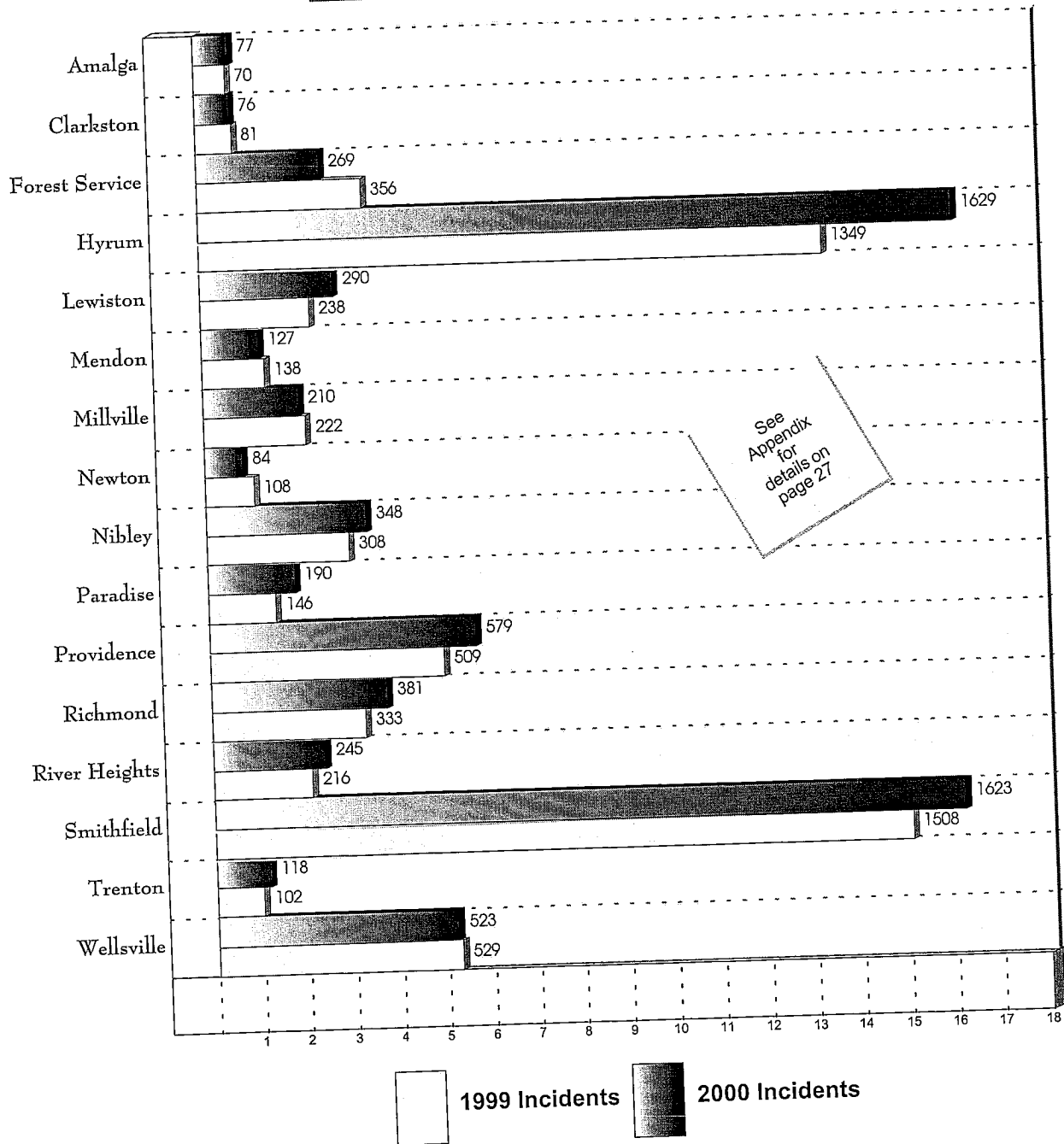
*Drunk Driving Arrests*  
1991 - 2000



See  
Appendix  
for  
details on  
page 27

# Contract Cities

## Calls for service 1999 and 2000



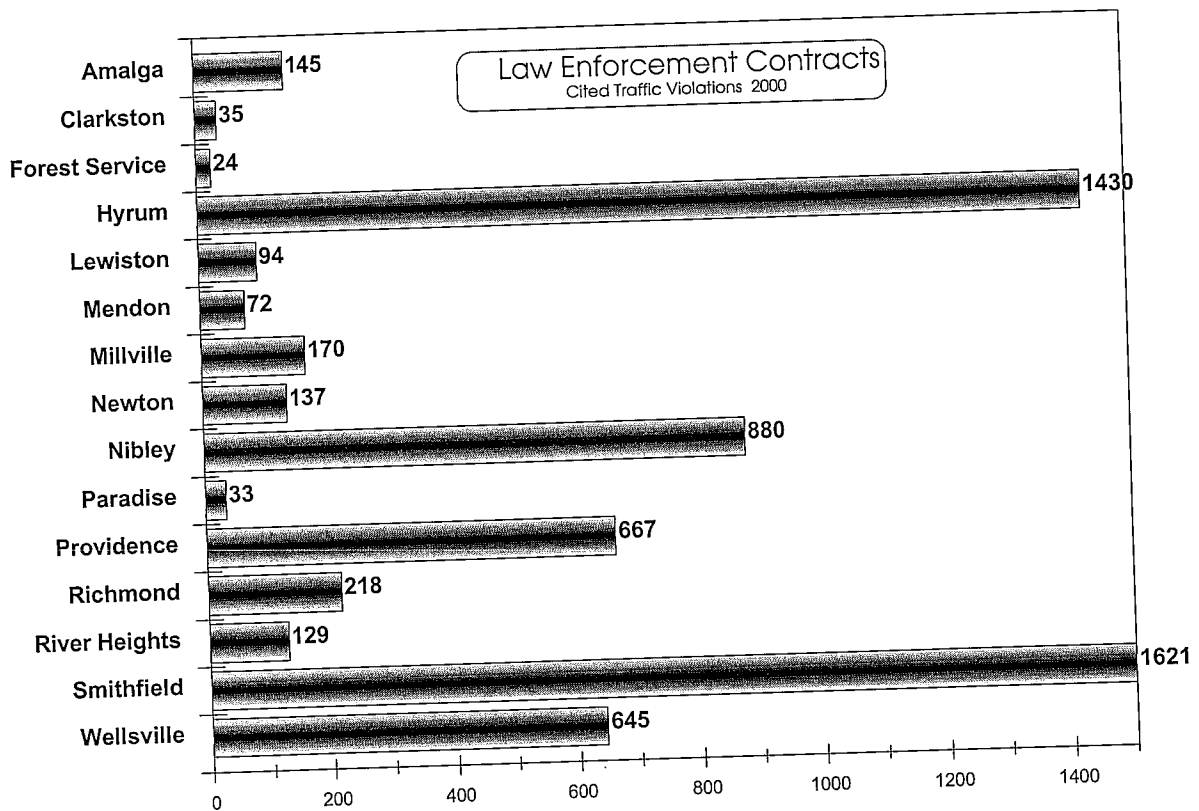
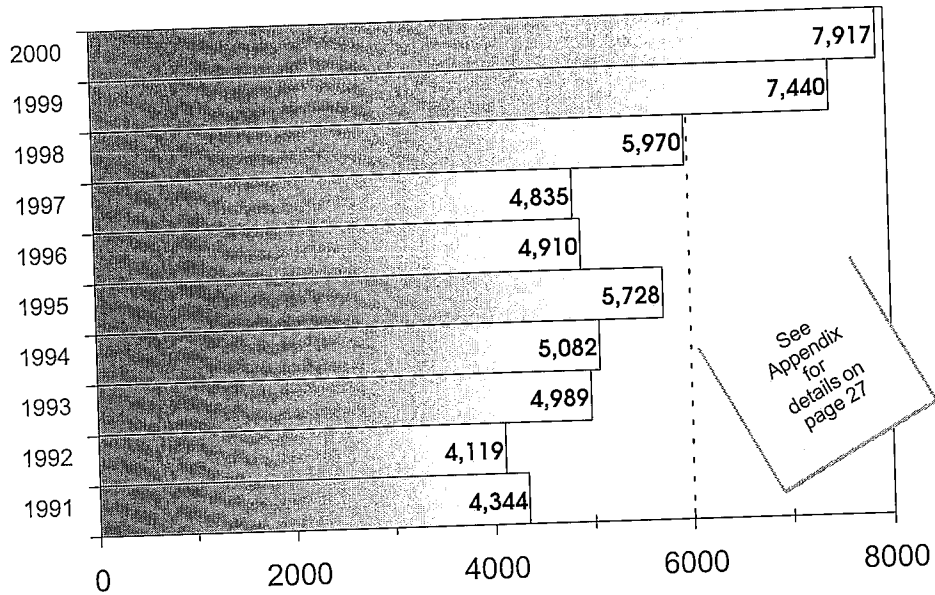
## Sheriff's Office Contracts

The Sheriff's Office contracts with 16 cities or towns and the U.S. Forest Service to provide law enforcement services. This provides those cities with municipal type law enforcement services at an economical economy of scale. Cache County Sheriff's Office serves more population than any other sheriff's office in the state, except Salt Lake County.

# Traffic Citations

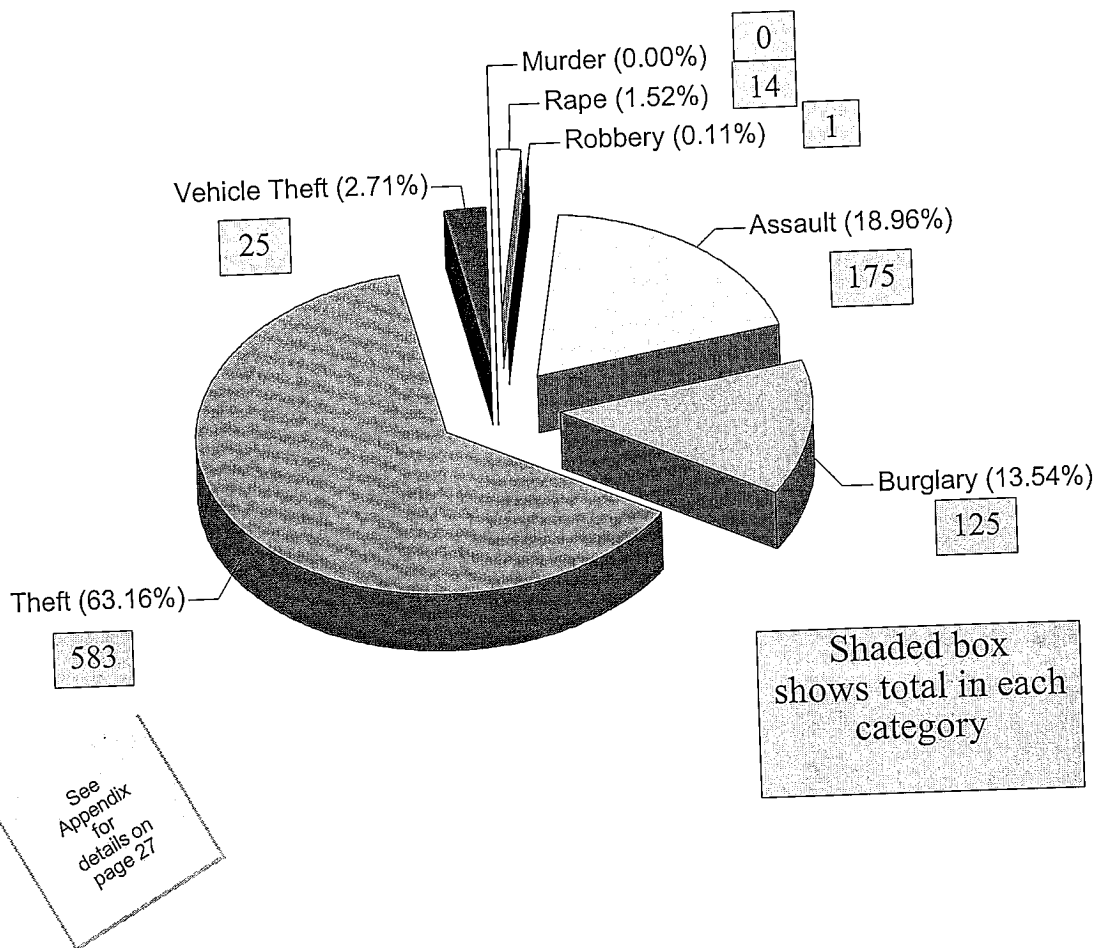
## Total Cited Traffic Violations

1991 - 2000



# Major Crimes

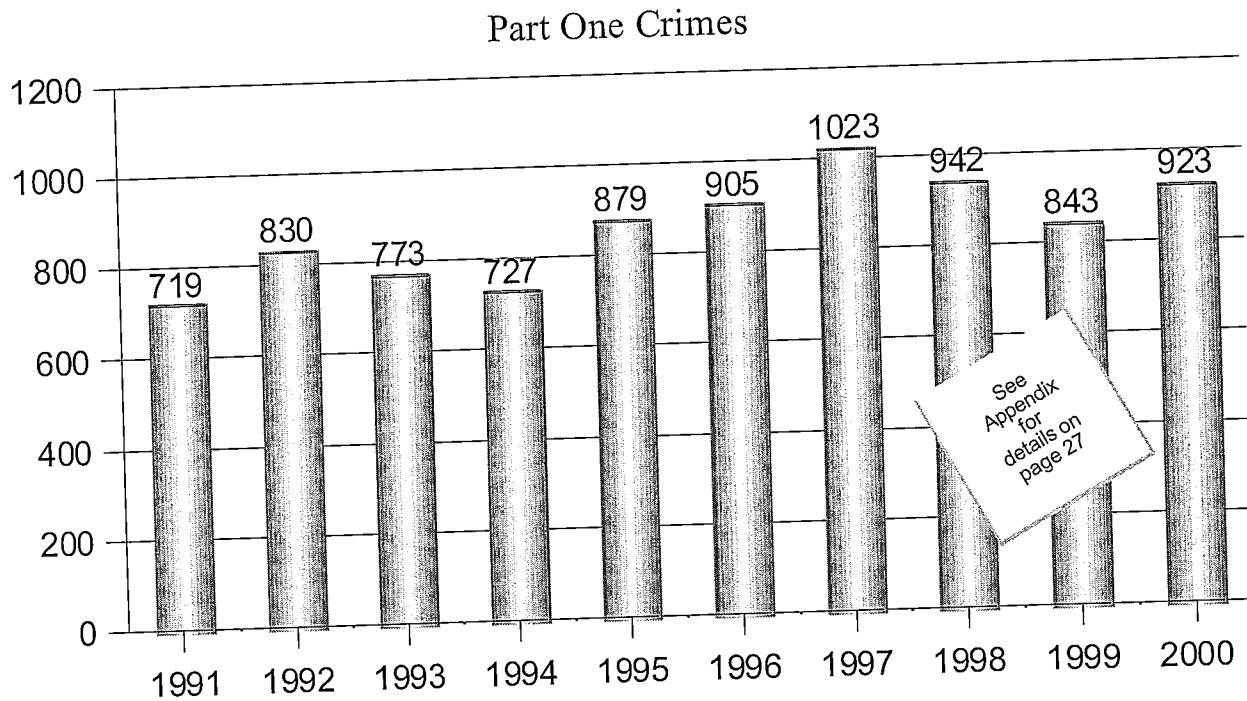
## 923 Part One Crimes Reported to Cache County Sheriff's Office 2000



## Part One Crimes

The Part One Index of crimes was established in the 1930's by the FBI as an attempt to gather information nationwide on serious crimes. "Part One" crimes consist of the most serious felonies namely burglary, theft, robbery, rape, vehicle theft and homicide. This index has been used for over 60 years as a basis to analyze the impact of crime on our society. The Sheriff's Office in 1999 had a crime index of 18.5 crimes-per 1000 population.

# Part one crimes by year



## Crime Index and Clearance

The Cache County Sheriff's Office is very proud of the low crime index and of our ability to clear cases. Cache County's crime index is at 18.5 and the state's overall index is at 46.8. Some other examples are: Logan City 25.3, Cedar City 30.7, Ogden 79.9, and Salt Lake City 97.9. These major crimes or "Part One" crimes are the most serious crimes and they are complex to solve. The clearance rate for Cache County is shown below in comparison with the average across the state.

	County	State
Assault	89%	58%
Burglary	35%	12%
Motor Vehicle Theft	99%	17%
Larceny - Theft	49%	25%
Rape	36%	40%

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# Crime Clock

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One **Part One Crime** is reported every 9.5 hours

One **rape** every 26.1 days

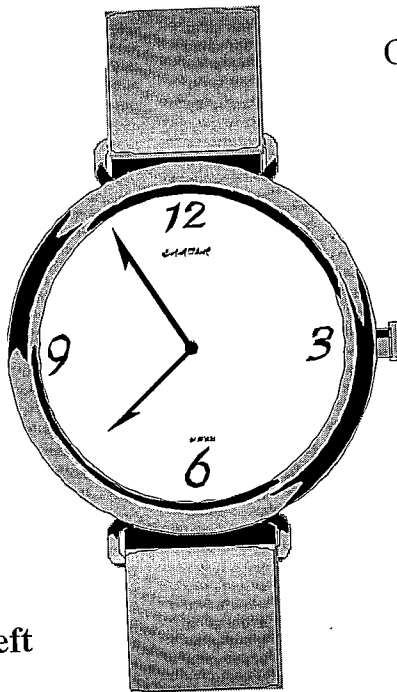
One **assault** every 2.1 days

One **burglary** every 2.9 days

One **theft** every 15 hours

One **motor vehicle theft** every 14.6 days

One **arrest** every 2.6 hours



## Frequency of Crime

This data should be reviewed with care and it only contains the crimes reported to the Cache County Sheriff's Office. This display should not be taken to imply a regularity in the commission of "Part One" crimes, it represents the annual ratio of crime to a fixed time interval.

# School Resource

Hours spent:		Stats:	
School Resource	4,291	School Incidents	537
DARE	1,150	Gang Incidents	374
Investigation	140	School Arrests	290
Community Events	362	Gang Arrests	192
Gang Awareness Education	70		
Training	224		
Suppression	240		
<b>Total</b>	<b>6,477</b>		

See Appendix for details on page 27

The School Resource and Gang programs are very closely related. Other areas in the State have seen dramatic increases in gang problems while here in Cache County this has not happened. It is through the active involvement the Sheriff's Office and other law enforcement agencies have with the school districts that has made this possible.

### *School Resource Program*

The School Resource deputies are responsible for "...providing a safe learning environment...to be a resource to the community and schools...to educate children and adults about alcohol and drugs; teaching effective decision making skills and the consequences of their decisions". Over 4000 students receive educational talks, DARE, and other presentations from the deputies working in the schools.

### *Logan-Cache Gang Project*

The Sheriff's Office participates with Logan City Police Department, Utah State University Police Department, North Park Police Department and the Utah Highway Patrol in the Logan-Cache County Gang Project. The goals of this project are to educate the public about problems associated with gangs and to identify and help individuals involved in gang activity. The Sheriff's Office assigns employees from the Patrol Division, School Resource Division, and Jail Division to help in this effort. A "Gang Related Incident" is any incident in which any participant in the incident has documented gang affiliations. It is not necessarily planned or organized conduct on the part of a gang itself.



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# Jail Division

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## Cache County Sheriff's Office



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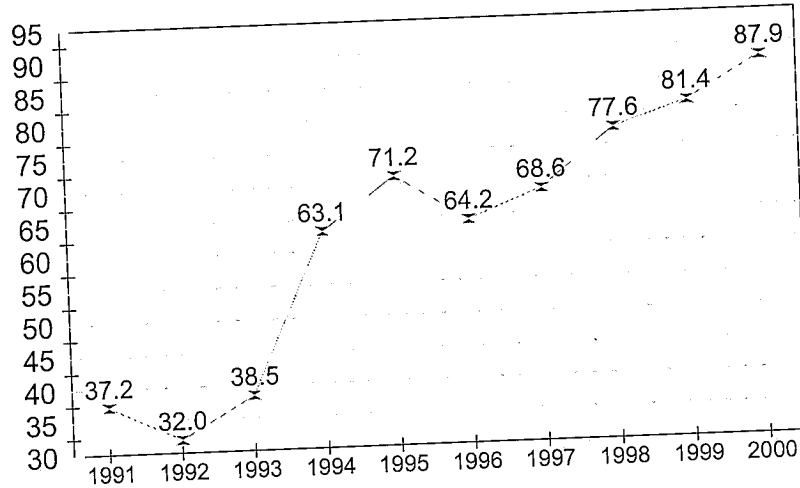
## Jail Division

The mission of the Cache County Jail is to provide a secure, humane, and fair environment, and to create a positive opportunity for inmate behavioral change and reintegration into society. The accomplishment of these goals and other mandated court requirements shall be facilitated through cost effective management. Qualified staff will create a positive atmosphere where participating inmates may advance to a less restrictive environment. It is the responsibility of the Sheriff and his employees to provide services to fulfill the requirements of the United States Constitution, Utah State Statue and decisions of all courts of jurisdiction. All inmates will be treated in a courteous manner, without regard to personal prejudice by reason of gender, race, religion, or political affiliation.

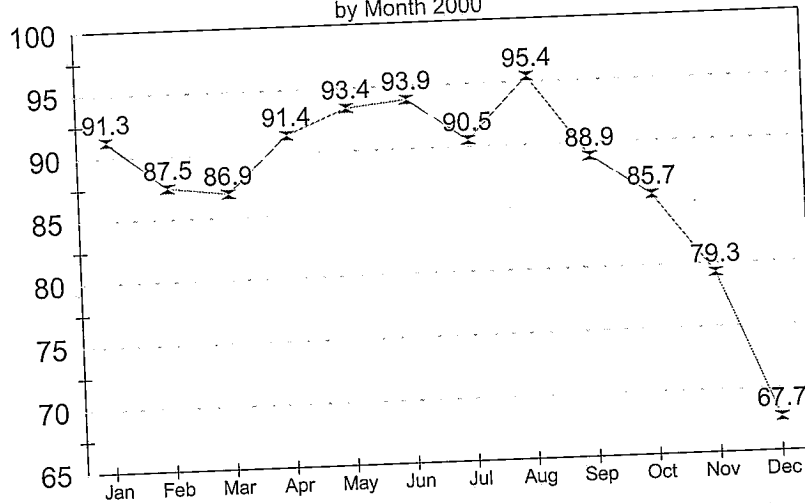
# Jail Facilities

## Jail Division

Daily Inmate Population by year  
1991 - 2000



Average Daily Inmate Population  
by Month 2000



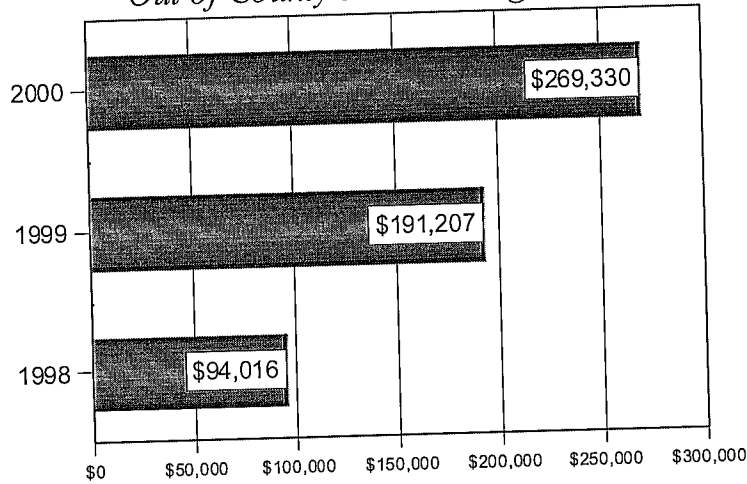
# Jail Facilities

The current facility was built in 1964 and remodeled in 1993 to a maximum of 81 inmates. In the last year the daily population has been as high as 94 and as low as 67. This caused Cache County to house inmates in other county jails. Procedures are still in place which regulate the number of people booked into jail. These procedures started in 1991 because of a Federal Court Order.

# Jail Housing

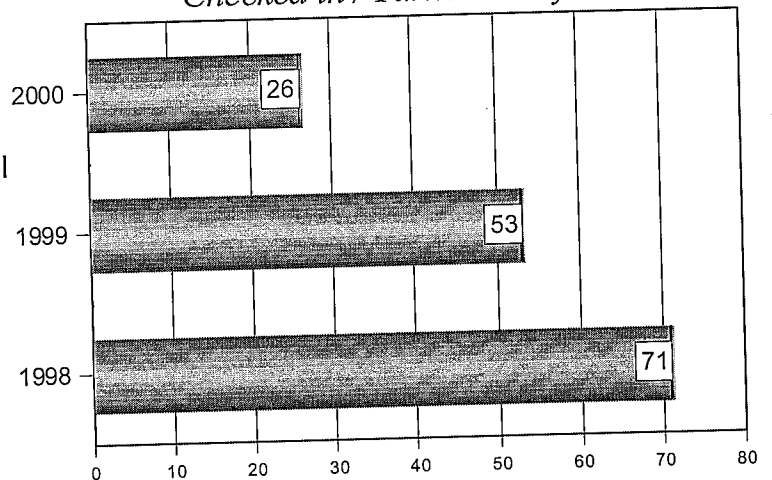
## Jail Division

*Out of County Jail Housing Costs*



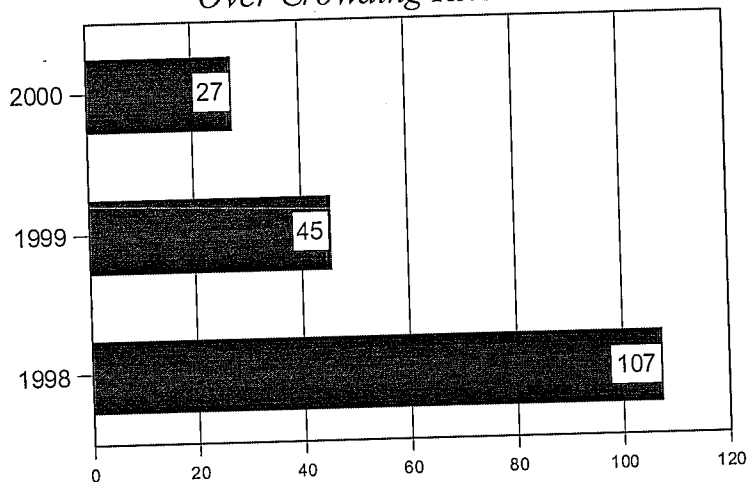
As Out of County Housing Costs rose, due to the necessity of housing more people in other county jails (Box Elder, Weber, Davis) because of over crowding conditions here in Cache County, the number of those checked in an turned away and overcrowding releases dropped correspondingly.

*Checked in / Turned Away*



Checked in/turned away are those individuals who have reported to the Jail to serve a sentence and were turned away due to lack of available space to house them.

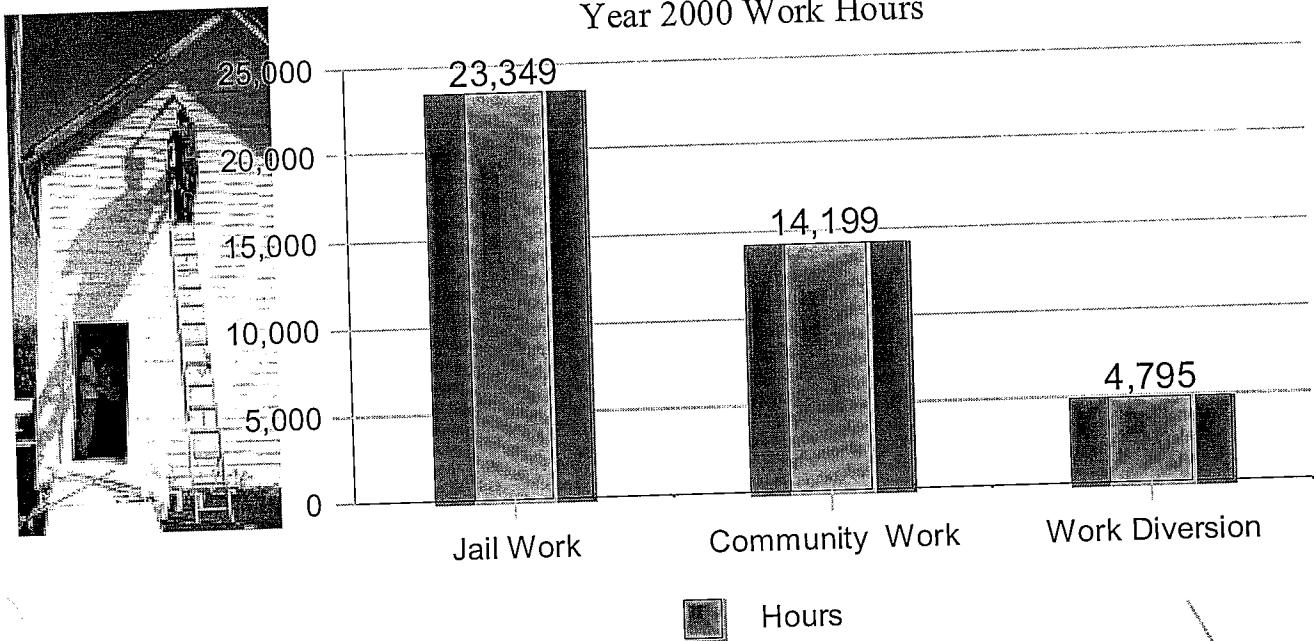
*Over Crowding Release*



Overcrowding Releases are those individuals incarcerated in the Jail who had to be released before the completion of their sentence to relieve overcrowding.

# Inmate Work Programs

## Jail Division



See  
Appendix  
for  
details on  
page 27

## Putting Inmates to Work

A frequent lament among law abiding citizens is, "Those inmates ought to be put to work instead of just lying around!" The Sheriff's Office could not agree more and has been able to put several programs in place. The public appreciates the service given and the overwhelming majority of inmates in the program feel a sense of accomplishment.

There are three inmate work programs run by the Jail Division. The Jail Work Program uses inmates within the jail that cannot leave the compound. The Community Work Program uses inmates from the jail that can work outside the facility under supervision. The Work Diversion Program, started in July 1997, uses people sentenced to this program instead of going to jail. All of these programs together save over 283,486 of tax dollars in the service given. (Figured at the Federal minimum wage of \$5.15 per hour with a standard benefit rate of 30%.)

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# Emergency Management

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## Cache County Sheriff's Office



## Emergency Management

The Emergency Operations Center (E.O.C.) is located in the basement of the interconnect building between the Sheriff's Office Administration building and the Cache County Jail facility. Its purpose is to provide the physical location and equipment necessary for those persons responsible in the event of a county wide or statewide emergency or disaster. It is managed and coordinated by Captain Robert L. DeGasser.

The E.O.C. maintains, and assists in training, a large pool of volunteer groups. Three groups that are used extensively to aid the Sheriff's Office are the Cache County Sheriff's Office Search and Rescue, Mounted Posse, and Two Meter Emergency Radio Operators. There were 42 call outs in 2000 that utilized the special talents of these groups. The three groups donated approximately 1744 man-hours and 24,623 vehicle miles in assisting the Sheriff's Office on emergency operations and training. In addition, they donated another 859 hours assisting on parades, Y2K issues, the County Fair and community service and education projects. They have also spent 1580 hours in training to make them the valuable asset they are.

The Sheriff's Office also gratefully acknowledges the following other volunteers and agencies who also donated time in assisting on searches in 2000:

Air Med  
Back-country Emergency Response Team  
Beaver Mountain Ski Patrol  
Bridgerland Area Radio Club  
Cache County Sheriff's Water Rescue Team  
Cache Valley High Markers  
Utah Avalanche Forecast Center  
Weber County Search and Rescue

American Red Cross  
Life Flight  
RACES/ARES  
Logan Air Service  
U.S. Forest Service  
Utah Department of Public Safety

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# Involving the Community

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Cache County Sheriff's Office

## Sheriff's Town & Area Representative

The Sheriff's Town & Area Representative or S.T.A.R. program was created to increase communications and involvement of the Sheriff's Office with the various cities, towns, areas, and schools. A specific deputy is assigned and meets regularly with community leaders and citizens. We have found great success working with the communities and getting the citizens involved in solving problems. National Night Out is just one of the successes of the S.T.A.R. program.



## Cache Valley's Promise

The Sheriff's Office is committed to working with Cache Valley's Promise. There are five goals that are being addressed county wide. They are: Providing a child an ongoing relationship with a caring adult; Creating a safe place for children to learn and grow; Promoting a healthy start and future for every child; Making sure every child has a marketable skill; and Allowing children to give

back through community service. Sheriff Nelson is the Coalition Chair and heads up the Safe Place goal.



Cache Valley's Promise



Last year, Mayor Gordon Olsen of Hyrum City, received the Honorary Sheriff award, from the Utah Sheriffs' Association for his dedication in fulfilling these goals in his community, and his support of law enforcement.

Through a grant, Sheriff Nelson has assigned a full-time person and a volunteer to work with all the cities and towns to help implement

these goals in their community. The Sheriff has set a goal of having a Safe Neighborhood Council in every community. Many have already implemented these councils and others are just beginning..

# Involving the Community

Cache County Sheriff's Office

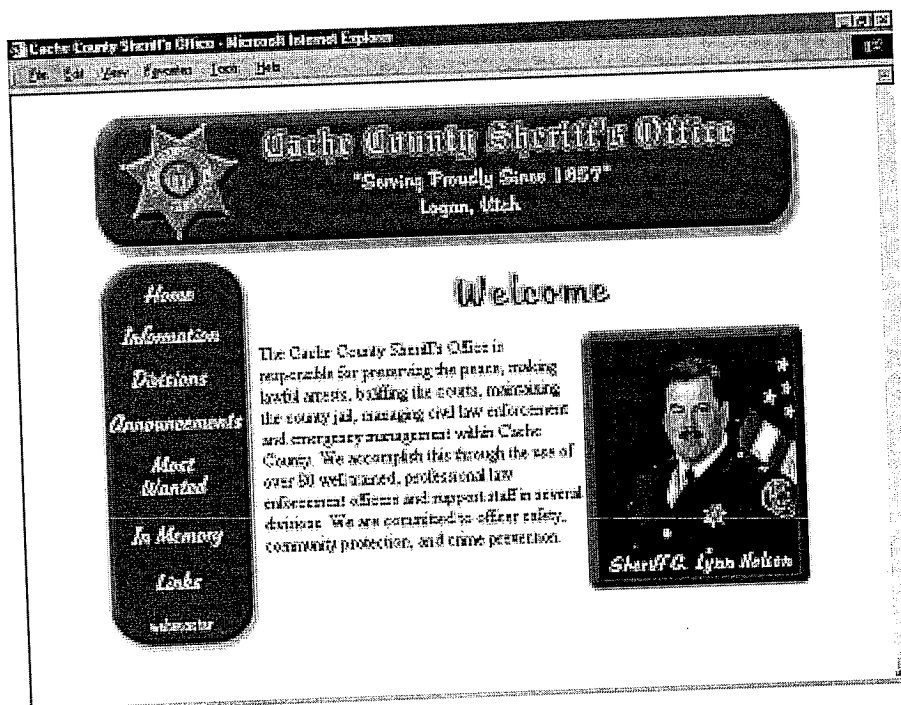
## Sheriff's Citizen Academy

Each year the Sheriff's Office sponsors a citizen academy. Once a week for six weeks, this group of citizens has the opportunity to learn what the duties of the Sheriff are and how he carries out his elected office. Citizens learn about the history of the office of sheriff and how it has evolved over the centuries. Tours of the jail, the 911 center, and the emergency operations centers are included.

Citizens are taught about the Sheriff's responsibilities for civil paper service, housing of criminals and arrestees, both of which are unique to the office of Sheriff. Various law enforcement areas are also discussed such as patrol, investigations, and the SWAT team. Our involvement in the schools and gang problems are explored.

And perhaps more importantly, the citizens can learn what they can do to help in the community to maintain the values and life style we have in this area. After a graduation dinner and ceremony the Sheriff's Office continues to involve these citizens and keep them informed of ongoing issues.

## Sheriff's Office Web Page



You may download a copy of this Annual Report by going to the Information page on our web site. Try our Links page for links to other law enforcement and related sites. Some of our most wanted criminals are shown on the "Most Wanted" page. There is also a page devoted to our history. E-mail address links are also available to all administration personnel.

[www.CacheSheriff.com](http://www.CacheSheriff.com)

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Special thanks to those that helped put the project together.

Sheriff Lynn Nelson  
Chief Deputy Mike Stauffer  
Sergeant Bob Gaydos  
Jean DeGasser  
Laura Nyberg  
Heather Castor  
Patience Gaydos(volunteer webmaster)

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Cache County Sheriff's Office  
 Civil Process by type and average service time  
 January - December 2000

Process Type	Number Served	Average Days to serve
Civil Bench Warrant .....	127	6.3
Criminal Subpoena .....	1705	1.1
Civil Subpoena .....	57	2.0
Civil Garnishment .....	911	1.2
Garnishee Order .....	31	1.0
Letter .....	4	1.4
Notice .....	448	2.3
Notice to Vacate Premises .....	131	1.0
Order .....	25	2.5
Order to Show Cause .....	254	2.6
Property Execution .....	27	7.3
Protective Order .....	114	2.5
Property Replevin .....	1	4.8
Order of Restitution .....	18	1.5
Restraining Order .....	8	1.3
Small Claims Order .....	901	2.2
Subpoena Duces Tecum .....	80	1.6
Supplemental Order .....	744	3.1
Sheriff's Sale .....	1	1.1
Summons and Complaint .....	41	1.4

## Total Offenses by Statute Description 2000

Statute Description	Statute Code	Number
Aggravated Arson .....	76-6-103 .....	1
Aggravated Assault .....	76-5-103 .....	11
Aggravated Burglary .....	76-6-203 .....	1
Aggravated Robbery .....	76-6-302 .....	1
Aggravated Sex Assault .....	76-5-405 .....	3
Aiding Escape .....	76-8-310 .....	1
Assault .....	76-5-102 .....	93
Assault by Prisoner .....	76-5-102.5 .....	3
Assault/Police Officer .....	76-5-102.4 .....	2
Automobile Homicide .....	76-5-207 .....	1
Burglary .....	76-6-202 .....	52
Burglary of a Vehicle .....	76-6-204 .....	23
Burning without Permit .....	89-04--(9a) .....	5
Business License Violation .....	9-112 .....	4
Business without License .....	76-8-410 .....	2
Causing a catastrophe .....	76-6-105 .....	2
Child Abuse .....	76-5-109 .....	14
Clandestine Laboratory .....	58-37d-4 .....	1
Communications Fraud .....	76-10-1801 .....	20
Concealed Weapon .....	76-10-504 .....	8
Conspiracy to Distrubt a Control Substance .....	58-37-8CD .....	3
Contempt Court -Adult & Juvenile .....	78-3A-52 .....	14
Contributing to a Delinquent of a Minor .....	78-3A-19 .....	9
Criminal Mischief .....	76-6-106 .....	126
Cruelty to Animals .....	76-9-301 .....	2
Cultivation Marijuana .....	58-37-8-CM .....	3
Curfew Violation .....	13-312 .....	174
Custodial Interference .....	76-5-303 .....	1
Damage to communications Device .....	76-6-108 .....	13
Damaging library materials .....	76-6-803 .....	2
Dangerous materials in school .....	53A-3-502 .....	7
Dealing Harmful Material/Minor .....	76-10-1206 .....	5
Denied or suspended license .....	53-3-227(1) .....	41
Destruction of Jail Property .....	76-8-418 .....	1
Discharging Firearms .....	76-10-508 .....	4
Disorderly Conduct .....	76-9-102 .....	49
Dist. of Meth/Amphetamine .....	58-37-8(DA) .....	9
Distribution Cocaine .....	58-37-8-DC .....	6
Distribution Marijuana .....	58-37-8-DM .....	8
Distribution Prescription Drug .....	58-37-8(DPD) .....	1
Distribution of Other Drugs .....	58-37-8-DO .....	5
Disturbing the peace .....	13-331 .....	1
Domestic Violence/Spouse Abuse .....	77-36-3.1 .....	5
DUI Alcohol/Drugs .....	41-6-44 .....	142
DUI/Not A Drop .....	41-6-44.4 .....	4
Equipment Violation .....	41-6-155 .....	8
Escape From Custody .....	76-8-309 .....	17
Evading/Felony .....	41-6-13.5(2) .....	6
FTA Civil .....	URCP RULE 69 (K) .....	11
FTA/Criminal .....	77-7-22 .....	238
FTA/Traffic .....	41-6-168 .....	171
Fail Report Accident/Unattended .....	41-6-32 .....	2

## Total Offenses by Statute Description 2000

Statute Description	Statute Code	Number
Fail to Comply with an Order of Police Officer .....	41-6-13 .....	3
Failure to deliver title to MVD .....	41-6-301(1) .....	3
False Fire Alarm .....	76-9-105 .....	1
False Information (Personal) Police Officer .....	76-8-507 .....	14
False Information/Report to Police Officer .....	76-8-506 .....	17
False Statement Under Oath .....	76-8-502 .....	1
False Statement/Rep (unemploye.) .....	35-4-19(B) .....	2
False Written Statement .....	76-8-504 .....	2
Fire restriction violation .....	65A-8-12 .....	2
Firearm/Vehicle or on Street .....	76-10-505 .....	2
Fireworks Violations .....	53-7-226 .....	7
Forcible Sex Abuse .....	76-5-404 .....	17
Forgery .....	76-6-501 .....	38
Fraud Use Credit Card .....	76-5-506 .....	19
Fraudulently Obtain Controlled Substance .....	58-37-8-FOCS .....	2
Fugitive From Justice .....	77-30-13 .....	14
Furnishing Tobacco to Minors .....	76-10-104 .....	16
Harassment .....	76-5-106 .....	1
Impersonating Peace Officer .....	76-8-512 .....	1
Impersonating a bailbond agent .....	53-11-107 .....	1
Interfer With Arrest Officer .....	76-8-305 .....	21
Interfer With Public Servant .....	76-8-301 .....	1
Intoxication .....	76-9-701 .....	24
Irrigation water violations .....	76-10-202 .....	1
Issuing Bad Check .....	76-6-505 .....	3
Leave Scene of Injury Accident .....	41-6-29 .....	2
Leaving Scene of PD Accident .....	41-6-30 .....	9
Lewdness .....	76-9-702.5 .....	13
Lewdness Involving Child .....	76-9-702.5 .....	2
Littering .....	41-6-114 .....	6
Minor Cons/Poss Alcohol .....	32A-12-209 .....	277
Minor in Possession of Alcohol .....	13-320 (B) .....	3
Misc City Ordinance .....	Misc. City ORD. .....	20
Misc traffic .....	41-misc .....	231
Money Laundering .....	76-10-1903 .....	2
Obstructing Justice .....	76-8-306 .....	3
Offer/Sell Unregist Securities .....	61-1-7 .....	2
Open Container Alcohol .....	41-6-44.2 .....	135
Possession Marijuana .....	58-37-8-PM .....	122
Poss Forged Writing .....	76-6-502 .....	3
Poss Meth/Amphetamine .....	58-37-8-PA .....	18
Poss Dangerous weapon by Minor .....	76-10-509 .....	2
Possession deadly weapon with intend to assault .....	76-10-507 .....	1
Possession of Tobacco .....	76-10-105 .....	157
Possession of a Dangerous Weapon by Felon .....	76-10-503 (2) .....	11
Poss/Dest Protected Wildlife .....	23-20-3 .....	2
Possess Drug Paraphenalia .....	58-37-A-5 .....	113
Possession (other) drugs .....	58-37-8-PO .....	17
Possession Cocaine .....	58-37-8-PC .....	5
Possession of explosives .....	76-10-306 .....	1
Possession/Burglary Tools .....	76-6-205 .....	4

## Total Offenses by Statute Description 2000

Statute Description	Statute Code	Number
Probation Violation	77-18-1	1
Probation violation hold	64-13-29	7
Prohibited use of license	53-3-229	2
Protective Order Violation	76-5-108	32
Psychotoxic chemical abuse	76-10-107	4
Rape	76-5-402	1
Rape of a child	76-5-402.1	8
Receive Stolen Property	76-6-408	6
Reckless Burning	76-6-104	4
Reckless Driving	41-6-45	9
Reckless endangerment	76-5-112	1
Retail Theft	76-6-602	15
Robbery	76-6-301	2
School Trespass	53A-3-503	16
Securities Fraud	61-1-1	3
Sexual Abuse/Child	76-5-404.1	13
Sodomy	76-5-403	5
Sodomy of a child	76-5-403.1	2
Stalking	76-5-106.5	1
Supply Alcohol to Minor	32A-12-203	10
Tampering with Evidence	76-8-510	3
Tampering with records	76-6-504	1
Telephone Harassment	76-9-201	2
Theft By Deception	76-6-405	8
Theft by Extortion	76-6-406	2
Theft Lost Property	76-6-407	6
Theft of Services	76-6-409	1
Theft of Property	76-6-404	157
Theft of Vehicle	76-6-404 (auto)	1
Theft of Motor Vehicle over 24 hours	41-1a-1314	9
Threat Life/Property	76-5-107	4
Threat with a Weapon	76-10-506	3
Tobacco, Possession by minor	13-311	8
Trespass Criminal	76-6-206	75
Trespass Criminal	76-6-206(C)	1
Trespassing while hunting	23-20-14	3
Truancy - Ordinance	9-truancy	236
Unlawful Use of Financial Transaction Card	76-6-506.2(1)	1
Unlawful Sex Intercourse	76-5-401	3
Unlawful consumption of Alcohol in Public	32A-12-220	1
Unlawful control of a Vehicle	41-1A-1311	1
Unlawful Detention	76-5-304	3
Unlawful Importation Alcohol	32A-12-503	1
Unlawful Professional Conduct	58-1-502	3
Unlawful Transportation	32A-12-504	1
Unlawful possession of credit card	76-6-506.3	2
Unregistered Securities Agent	61-1-3(1)	2
Watershed Damage	41-22-13	5
Witness Tampering	76-8-508	5
<b>Total</b>		<b>3403</b>

## Total Incident Reports, by Nature of Incident - 2000

Terminated 911 Call .....	177	Harassment .....	43
Abandoned Vehicle .....	105	Hazardous material spill .....	1
Fatal Traffic Accident .....	3	Illegal Burning .....	1
Hit & Run Traffic Accident .....	50	Impounded Vehicle .....	56
OHV Accident with injuries, damage .....	22	Information Report .....	1
Traffic Accident with damage .....	345	Intoxicated Person .....	1
Traffic Accident with injuries .....	50	Juvenile Problem .....	597
Agency assistance .....	626	Kidnapping .....	2
Aircraft Problem .....	3	Litter/Pollution/Public Health .....	25
Bank Alarm .....	3	Lockout .....	19
Fire Alarm .....	48	Loitering .....	1
Holdup Alarm .....	9	Lost Property .....	59
Intrusion Alarm .....	130	Mail Tampering .....	1
Medical Alarm .....	1	Medical Emergency .....	562
Alcohol Offense .....	131	Mental Subject .....	6
Animal strays, dead, neglect, etc .....	132	Missing Person .....	58
Arson .....	7	Noise Problem .....	177
Assault, No Weapon, Agg Injury .....	2	Parking Problem .....	71
Assault with a Knife .....	2	Pornography .....	2
Assault with weapon - other .....	4	Property Damage, Non Vandalism .....	42
Assault, simple, no weapon .....	4	Property Watch .....	120
Auto Burglary .....	147	Protective Order Violation .....	17
Bad Checks (non-sufficient fund) .....	10	Prowler .....	24
Bomb Threat or Attack .....	2	Junk, debris, municpl order .....	1
Burglary .....	88	Rape .....	6
Aggravated Burglary .....	1	Recovered Stolen Property .....	5
Burglary, Res Unlawful Entry .....	35	Recovered Stolen Vehicle .....	2
Business or License Problem .....	9	Robbery .....	2
Child Abuse .....	29	Runaway Juvenile .....	60
Child Neglect .....	5	Sex Offense .....	45
Sexual abuse of a child .....	30	Attempted Suicide .....	13
Citizen Assist .....	804	Suspicious Person/Circumstance .....	516
Citizen Dispute .....	91	Telephone harassment or obscene .....	60
Civil Department assist .....	10	Theft .....	326
Criminal Mischief .....	15	Theft, automobile .....	21
Curfew Violation .....	14	Theft, Motorcycle .....	1
Custodial Interference .....	13	Retail Theft .....	44
Depriving Owner of Vehicle .....	4	Theft Truck/Bus .....	1
Disorderly Conduct .....	20	Threats .....	78
Domestic Violence .....	256	Tobacco Problem .....	88
Controlled Substance Problem .....	72	Traffic Hazard .....	171
DUI Alcohol or Drugs .....	158	Traffic Violation .....	247
Escape from custody .....	14	Trespassing .....	132
Funeral Escort .....	1	Dead Body .....	15
Explosives Problem .....	2	Unsecure Premise .....	32
False Information to Police .....	1	Utility Problem .....	35
Fire .....	174	Vandalism .....	387
Fireworks .....	63	VIN Inspection .....	198
Fish & Game .....	3	Watershed abuse County & Forest Service .....	4
Forgery .....	11	Weapon Offense .....	79
Found Property .....	80	Welfare Check .....	115
Fraud .....	42	<b>Total .....</b>	<b>8813</b>
Fugitive from justice .....	128		

## Law Incidents by Time of Day January 1, 2000 - December 31, 2000

Hour	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday	Total
12 am-12:59	34	27	24	26	27	68	72	278
1 am-1:59	28	18	26	18	25	44	66	225
2 am-2:59	22	17	15	16	21	41	39	171
3 am-3:59	10	10	16	10	12	26	30	114
4 am-4:59	12	9	7	7	9	15	14	73
5 am-5:59	6	10	3	12	22	11	19	83
6 am-6:59	20	13	24	18	13	7	16	111
7 am-7:59	50	31	44	33	36	24	17	235
8 am-8:59	64	62	77	62	63	41	25	394
9 am-9:59	69	74	70	76	54	50	34	427
10 am-10:59	54	76	52	62	73	66	45	428
11 am-11:59	63	72	47	63	64	60	48	417
12 pm-12:59	74	66	58	73	78	58	48	455
1 pm-1:59	82	79	63	66	75	53	50	468
2 pm-2:59	72	91	74	73	94	74	57	535
3 pm-3:59	88	80	80	79	87	71	51	536
4 pm-4:59	97	80	80	80	85	68	50	540
5 pm-5:59	93	72	78	92	79	64	53	531
6 pm-6:59	75	59	70	81	80	76	55	496
7 pm-7:59	74	76	74	58	64	63	52	461
8 pm-8:59	78	66	65	75	85	81	69	519
9 pm-9:59	55	66	56	70	81	72	65	465
10 pm-10:59	59	45	72	59	97	91	51	474
11 pm-11:59	56	43	44	48	80	62	44	377
<b>Total by Day</b>	<b>1335</b>	<b>1242</b>	<b>1219</b>	<b>1257</b>	<b>1404</b>	<b>1286</b>	<b>1070</b>	<b>8813</b>

## Total Traffic Citations - 2000

Violation	Description	Total
10-misc-traffic	Misc City traffic violation	1
11-misc-parking	Misc city parking violations	31
32A-12-209	Minor Cons/Poss Alcohol	2
4-24-16	Brand Insp. Reg for Transport	1
41-1-11	Authorized to seized plates	1
41-1-47	No Front/Back Plate	1
41-12A-302	Driving Without Insurance	556
41-12A-303.2	No Evidence of insurance	312
41-1A-202	Exempt from Registration	1
41-1A-1010	Permit required to dismantle	1
41-1A-1303	Expired or no registration	439
41-1A-1305	Improper Registration	19
41-1A-1315	False Evidence of Title/Regist	1
41-1A-1318	Registration/title violation	1
41-1A-205	Vehicle inspection for Registration	4
41-1A-214	No Registration in vehicle	161
41-1A-221	Expired Registration/temp sticker	29
41-1A-401	Licence plate violation	6
41-1A-403	Plates must be visible/100ft	2
41-1A-404	Improper Plate Display	49
41-1A-414	Handicapped parking	2
41-1A-703	New owner to secure new registration	31
41-1A-901	Odometer Required	3
41-2-136(old)	Driving on Suspension	1
41-22-10.3	Off-Hwy Vehicles on Highway	35
41-22-10.8	Helmet required OHV	17
41-22-12	Operating OHV in closed area	2
41-22-13	Watershed Damage	1
41-22-3	Snow/ATV improper Registration	9
41-22-30	Safety certif. required/OHV	2
41-22-5.5	Recreational OHV as imp. husb.	1
41-3-35	Dealer plates expired	1
41-3-37	Illegal use of dealer plates	1
41-6-100.10(2)	Failure to Stop/School Bus	3
41-6-103	Parking violations	528
41-6-105	Motor Vehicle Left Unattended	1
41-6-106	Improper Backing	12
41-6-106.10	Driving on Sidewalk	1
41-6-107.8	No Motorcycle Helmet	5
41-6-108	Riding on Vehicle	2
41-6-109	Driving W/Obstructed view	2
41-6-109.10	Failure to Stop at School Xing	1



## Total Traffic Citations - 2000

Violation	Description	Total
41-6-110	Fail to Control Mountain Road	11
41-6-114	Littering	1
41-6-117	Vehicle in Unsafe Condition	7
41-6-118	Driving W/O Headlights	7
41-6-119	Defective Headlights	352
41-6-120	No Tail/Brake Lights	197
41-6-121.10	Defective Brakes/Trn Signals	77
41-6-122	Clearance Lights Required	1
41-6-129	Parking W/O Lights	1
41-6-13	Fail to Comply w/Order of PO	1
41-6-135	Failure to Dim Light	3
41-6-139(A)	Two Headlights required	3
41-6-140	Improper Lighting/Red Light Fr	50
41-6-1420	(Old) Equipment Code	1
41-6-145(A)	Brakes Required	2
41-6-147	Muffler Requirements	3
41-6-148	Left Outside Mirror Required	14
41-6-148.20	Child Restraint Violation	44
41-6-148.33(1)	Bumpers Required (Both)	1
41-6-148.40	Safety Chains Required	2
41-6-149	Obstructed Windows	18
14-6-150	Tire Violations, studs, depth	1
41-6-150.10	Mud Flaps Required	19
41-6-154.50	Motorcycle Requirements	1
41-6-155	Equipment Violation	13
41-6-165	Operating Unsafe Vehicle	3
41-6-182	Seat Belt Violation	325
41-6-23	Failure obey traffic device	5
41-6-23(1)	Failure stop crossing guard	2
41-6-24	Fail Stop Red Light	22
41-6-26	Stope at Flashing red	1
41-6-30	Leaving Scene of PD Accident	9
41-6-31(2)	Failure to report/PD over 750	4
41-6-44	DUI alcohol/drugs	2
41-6-44.2	Open Container Alcohol	1
41-6-45	Reckless Driving	17
41-6-46	Speeding	3005
41-6-48.5	Speeding School Zone	64
41-6-49	Impeding Traffic	2
41-6-51	Exhibition of Speed	9
41-6-53	Duty to operate on right	8
41-6-55	Improper Passing	9
41-6-57	Unsafe Passing	1

## Total Traffic Citations - 2000

Violation	Description	Total
41-6-58	Driving Left to Center	11
41-6-59	Improper Passing	5
41-6-59(2)	Passing Yellow line	9
41-6-61	Unsafe Lane Change	29
41-6-62	Following Too Close	22
41-6-63.10	Driving/wrong side of divider	2
41-6-66	Turning violation/No Turn Zone	6
41-6-67	Turning on Hill/Unsafe U-turn	4
41-6-68	Unsafe starting	3
41-6-69	Failure to Signal	18
41-6-69A	Turning Wrong Lane	7
41-6-72.10(2)	Fail Stop-Stop Sign	158
41-6-72.10(3B)	Fail-Yield/Stop sign	10
41-6-73	Fail-Yield/Left turn	8
41-6-75	Fail-Yield	12
41-6-76	Fail Yield Emergency Vehicle	6
41-6-78(2)	Fail-Yield/Ped Xwalk	1
41-6-78(3)	Passing in Crosswalk	1
41-6-95	Failure to stop at RR xing	1
41-8-1	Driving under 16 YO	15
42-15-10	Improper Lookout	1
53-11-107	Impersonating a bailbond agent	1
53-3-202	No valid driver's license	218
53-3-203	Allow Minor to Drive	5
53-3-208	Violating license restriction	1
53-3-210	Learners license violations	5
53-3-213	Improper Class on License	5
53-3-216	Fail notify DLD address change	8
53-3-217	Drivers license not on person	532
53-3-227(1)	Denied or suspended license	191
53-3-227(3)	Driving on alcohol revocation	1
53-3-308	Exempt from DL reg	1
53-37-8-PM	Possession Marijuana	1
58-37-A-5	Posses Drug Paraphen	1
727-12-146	Unsecured Load	2
76-10-105	Poss. of tobacco	2
76-9-701	Intoxication	1
9-truancy	Truancy - Ordinance	1
	<b>Total</b>	<b>7917</b>

Annual Count of Part One Crimes  
Known to  
Cache County Sheriff's Office  
January 1, 2000 - December 31, 2000

Classification Of Offenses	Offenses Reported	Unfounded Complaint	Actual Offenses	Offenses Cleared	Juvenile Clearance
CRIMINAL HOMICIDE					
Murder/Nonnegligent Mans	0	0	0	0	0
Manslaughter by Negligence	0	0	0	0	0
FORCIBLE RAPE	14	0	14	5	0
Rape by force	14	0	14	5	0
Attempt forcible rape	0	0	0	0	0
ROBBERY	1	0	1	1	1
Firearm	0	0	0	0	0
Knife or cutting instrument	1	0	1	0	0
Other dangerous weapon	0	0	0	0	0
Hands, Fist, Feet, Etc.	2	0	2	1	1
ASSAULT	175	0	175	155	79
Firearm	2	0	2	2	2
Knife or cutting instrument	3	0	3	3	1
Other dangerous weapon	13	0	13	13	4
Hands, Fists, Feet, Etc.	3	0	3	3	0
Other assaults/simple	154	0	154	134	72
BURGLARY	125	0	125	44	20
Forcible entry	31	0	31	7	3
Unlawful entry/no force	90	0	90	36	17
Attempt forcible entry	4	0	4	1	0
LARCENY - THEFT	583	0	583	286	117
MOTOR VEHICLE THEFT	25	1	25	25	7
Autos	21	0	21	18	6
Trucks/Buses	1	0	1	1	1
Other vehicles	3	0	3	6	0
GRAND TOTAL	926	0	926	557	225

PROPERTY BY TYPE AND VALUE

Type of Property	Value of Property Stolen	Stolen Recovered
A. Currency, Notes, Etc.	22,689	4,745
B. Jewelry and Precious Metals	23,970	11,184
C. Clothing and Furs	1,246	52
D. Locally Stolen Motor Vehicles	121,650	89,450
E. Office Equipment (Typewriter, Etc.)	11,876	1,808
F. Television, Radios, Stereo, Etc	54,876	11,382
G. Firearms	9,935	700
H. Household Items (Furniture, Washer, Etc.)	9,626	75
I. Consumable Items (Liquor, Food, Etc)	850	59
J. Livestock	2,300	0
K. Miscellaneous	325,025	22,892
Totals	583,406	142,347

Uniform Crime Report of Offenses  
 Cache County Sheriff's Office  
 January 1, 2000 - December 31, 2000

Classification	Number of Actual Offenses	Value of Property Stolen
MURDER/NONEGLIGENT MANSLAUGHTER .....	1 .....	0
FORCIBLE RAPE .....	14 .....	0
ROBBERY		
A. Highway (streets, alley, etc) .....	1 .....	20
B. Commercial House (except C,D,F) .....	0 .....	0
C. Gas or Service Station .....	0 .....	0
D. Chain/Convenience Store .....	0 .....	0
E. Residence (anywhere on premises) .....	0 .....	190
F. Bank .....	0 .....	0
G. Miscellaneous .....	1 .....	0
Total Robbery .....	1 .....	210
ASSAULT - NOT APPLICABLE		
BURGLARY - BREAKING OR ENTERING		
A. Residence (dwelling)		
1. Night (6pm-6am) .....	14 .....	4,019
2. Day (6am-6pm) .....	19 .....	19,916
3. Unknown .....	47 .....	34,964
B. Non-Residence (store, Office etc.)		
1. Night (6pm-6am) .....	11 .....	9,449
2. Day (6am-6pm) .....	7 .....	13,947
3. Unknown .....	27 .....	20,144
Total Burglary .....	125 .....	102,439
LARCENY - THEFT (except vehicle)		
A. \$200 and over .....	196 .....	375,321
B. \$50 to \$200 .....	104 .....	10,943
C. Under \$50 .....	283 .....	1,643
Total Larceny .....	583 .....	387,907
MOTOR VEHICLE THEFT (includes alleged joyriding) .....	35 .....	92,850
GRAND TOTAL OF ALL ITEMS .....	763 .....	583,406

ADDITIONAL ANALYSIS OF LARCENY

Nature of Larceny		
A. Pocket-picking .....	0 .....	0
B. Purse-snatching .....	1 .....	0
C. Shoplifting .....	57 .....	830
D. From Motor Vehicles (except E) .....	155 .....	82,918
E. Motor Vehicle Parts and Accessories .....	7 .....	1,080
F. Bicycles .....	26 .....	6,224
G. From Buildings (except C and H) .....	43 .....	18,696
H. From any Coin-operated Machines .....	0 .....	0
I. All other .....	294 .....	278,159
Total Larcenies .....	583 .....	387,907
Motor Vehicles Recovered		
A. Stolen Locally and Recovered Locally .....	15 .....	
B. Stolen Locally and recovered by other Junrs. ....	0 .....	
C. Total Locally Stolen Vehicles Recovered .....	15 .....	
D. Stolen Out of Town .....	1 .....	

## Total Incident Reported by Nature of Incident Schools - 2000

Nature of Incident	Total	Nature of Incident	Total
Terminated .....	4	Lost property .....	6
Abandoned Vehicle .....	1	Medical emergency .....	27
Hit & Run Traffic Accident .....	9	Missing person .....	2
Traffic Accident with damage .....	24	Noise problem .....	1
Traffic Accident with injuries .....	1	Parking problem .....	1
Agency Assistance .....	4	Pornography .....	1
Fire Alarm .....	20	Property damage, non vandalism .....	5
Alcohol Offense .....	11	Property Watch .....	1
Animal Strays, dead, neglect, etc .....	3	Prowler .....	1
Assault - simple - no weapons .....	24	Rape .....	1
Auto Burglary .....	9	Recovered stolen property .....	3
Bomb Threat or attack .....	1	Runaway juvenile .....	3
Burglary .....	5	Sex offense .....	2
Citizen Assist .....	9	Suspicious person/circumstance .....	16
Criminal mischief .....	2	Theft .....	61
Curfew Violation .....	4	Theft, truck/bus .....	1
Custodial Interference .....	1	Threats .....	13
Depriving Owner of Vehicle .....	1	Tobacco problem .....	28
Disorderly conduct .....	9	Traffic hazard .....	3
Controlled substance problem .....	18	Traffic violation .....	4
Fire .....	1	Trespassing .....	16
Fireworks .....	2	Unsecure premise .....	12
Forgery .....	1	Vandalism .....	37
Found property .....	7	Weapon offense .....	2
Fraud .....	1	Welfare check .....	2
Fugitive from justice .....	1	<b>Total .....</b>	<b>537</b>
Harassment .....	8		
Impounded vehicle .....	3		
Juvenile problem .....	104		

## Total Offense (Arrest) Report Schools - 2000

Assault.....	15
Assault on a Police Officer .....	1
Burglary .....	3
Burglary of a vehicle .....	2
Causing a catastrophe .....	1
Conp dist controlled substance .....	2
Criminal mischief .....	16
Criminal trespass .....	6
Curfew violation .....	1
Dangerous materials in the school .....	7
Dealing harmful material to a minor .....	1
Disorderly conduct .....	12
Distribution cocaine .....	1
Distribution of marijuana .....	4
Driving on sidewalk .....	1
False fire alarm .....	1
Fireworks violations .....	1
Forgery .....	3
Fraud use credit card .....	3
Fraudulently obtain control substance .....	1
Fugitive from justice .....	1
Harassment .....	1
Interfer with arrest officer .....	1
Lewdness .....	1
Minor Consumption/possession of alcohol .....	18
Misc. City ordinance .....	12
Posses drug paraphernalia .....	14
Possession cocaine .....	1
Possession marijuana .....	20
Possession (other) drugs .....	1
Possession of tobacco .....	37
Reckless driving .....	2
School trespass .....	15
Supply alcohol to minor .....	2
Tampering with records .....	1
Theft of property .....	20
Theft by deception .....	5
Theft lost property .....	1
Theft of services .....	1
Threat life/property .....	1
Tobacco, possession by minor .....	3
Truancy - ordinance .....	49
Witness tampering .....	1
Total .....	290

## Cache County Sheriff's Office Community Programs

### ***S.T.A.R. Deputy***

A deputy is assigned to each community to work with citizens and community leaders in solving problems.

### ***Neighborhood Watch***

This is a community effort to reduce crime in neighborhoods.

### ***Public Talks***

Talks are given to any group on a variety of subjects.

### ***Bicycle Patrols***

Deputies are assigned to patrol on bicycles during special events and high crime areas.

### ***National Night Out***

Each city on one night in August, promotes crime prevention and has some level of community activity. The STAR deputy helps coordinate this event.

### ***Shop-With-A-Cop***

Each year at Christmas time, K-Mart stores work with deputies to make sure that children who are in need get the chance to shop for presents for them and their families.

### ***Special Olympics Torch Run***

All across the state law enforcement run the flame of Special Olympics to Provo City where the games are held.

### ***Gang Suppression***

Through public education and actively working in the communities we are controlling the gang problems.

### ***Child Safety Seat Check***

Several deputies are trained in child safety issues. They work with local retailers in inspecting child car seats and the proper installation.

### ***School Resource Deputies***

Deputies are assigned in all of the County schools to provide DARE classes, teach law classes in the High School, train teachers and staff on emergencies, and provide security and safety in the schools

### ***Safe Kids Phone 716-SAFE***

This is phone line set up to receive anonymous calls on problems in any school in the Cache and Logan School Districts.

### ***Peer Court***

This is a county wide program where kids run an actual court for juveniles on first time offenses.

### ***Explorer Deputies***

Boy Scouts of America and the Sheriff's Office have an Explorer Post which is directed as a career enhancement for young adults 16 to 21 years of age.

### ***Youth Crime Watch***

Schools implement this program to reduce crime and other problems within their schools. Deputies and school administration work with them to develop effective programs.

### ***Alcohol and Tobacco Compliance Checks***

Bear River Health Department and deputies work with retailers to stop under age people from purchasing alcohol and tobacco products.

### ***SHOCAP***

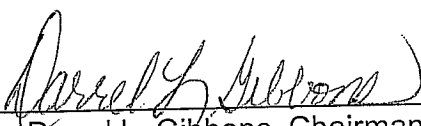
Violent juveniles need many resources to get them back on track, schools, law enforcement, juvenile court and others work together.

April 4, 2001

### BOARD OF EQUALIZATION AGENDA & DECISION RECAP

HEARING DATE:  April 4, 2001	Hearing Officers: M. Lynn Lemon Kathy Robison	Assessor's Office Representatives: Kathleen C. Howell Ray Thorson		
Clerk of Board: Tamra Stones				
Appellant Name Address	Phone Number	Mobile Home	Pre-Board Value	Equalized Value
Andrew & Sharon Semadeni 350 W. 800 S. #44 Logan, UT 84321	755-8381h 755-2380w	1985 Champion Atlantic 14 X 70	\$29,508.00	\$29,508.00
Findings of fact: The owner indicated that the value of his mobile home is very high and based on his observation of the surrounding mobile homes listing (3 on the same row in his mobile home park) and sales do not support the market value listed. The owner submitted sale prices to support his estimate of value. The Assessor converted the sale price to price per square foot and they support the schedule used to determine the market value based on the year of the mobile home. The owner would sell for \$25,000. The Assessor feels that the mobile home is valued fairly based on the 2000 year sales data she has documented.				
The hearing officers recommend no change in value for the 2001 tax year. The value is subject to change in 2002 tax year.				

This above listed personal property action was approved by the Cache County Council on Tuesday, the 10th day of April, 2001.

  
By: Darrel L. Gibbons, Chairman

ATTEST:

  
By: Tamra Stones, Clerk Board of Equalization



April 4, 2001

## BOARD OF EQUALIZATION AGENDA & DECISION RECAP

HEARING DATE:  April 4, 2001	Hearing Officers: M. Lynn Lemon Kathy Robison	Assessor's Office Representatives: Kathleen C. Howell Ray Thorson
Clerk of Board: Tamra Stones		


Appellant Name Address	Phone Number	Mobile Home	Pre-Board Value	Equalized Value
Kevin or Jennifer Ripplinger 276 N. State, #14 Richmond, UT 84333	258-1809h 753-7310w	2001 NASHUA 16 X 76	\$51,072	\$41,000.00

Findings of fact: The mobile home was purchased August 19, 2000 for \$40,580.14. We contacted the owner by phone and he indicated the gas line was plumbed by the owner and the cost was approximately \$140.00.

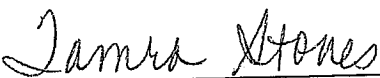
The Assessor has used documented 2000 sales and based on that information has arrived at \$42.00 cost per square foot for determining the value. The sales indicate a much higher cost than the purchase document.

Recommend using the \$41,000 value for the 2001 tax year. The value is subject to change in 2002 tax year.

This above listed personal property action was approved by the Cache County Council on Tuesday, the 10th day of April, 2001.

  
By: Darrel L. Gibbons, Chairman

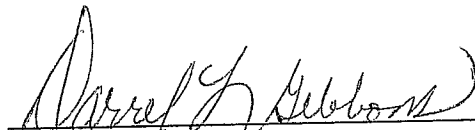
ATTEST:

  
By: Tamra Stones, Clerk Board of Equalization

April 4, 2001

BOARD OF EQUALIZATION AGENDA & DECISION RECAP				
HEARING DATE:  April 4, 2001	Hearing Officers: M. Lynn Lemon Kathy Robison		Assessor's Office Representatives: Kathleen C. Howell Ray Thorson	
Clerk of Board: Tamra Stones				
Name Address	Phone Number	Mobile Home	Pre-Board Value	Equalized Value
Keith Harrington 1369 West 150 South Logan, UT 84321	753-5759	1979 unknown 14 X 70	\$24,206	\$22,000.00
Findings of fact: The mobile home was purchased about 8 years ago for \$18000.00. He has checked into the selling price for similar mobile homes and feels the value to still be \$18,000.00. We have no sales as low as \$18,000. After reviewing available sales a value of \$22,000 can be supported. Recommend using \$22,000 market value for the 2001 tax year. The value is subject to change in 2002 tax year.				

This above listed personal property action was approved by the Cache County Council on Tuesday, the 10th day of April, 2001.

  
By: Darrel L. Gibbons, Chairman

ATTEST:

  
By: Tamra Stones, Clerk Board of Equalization

FUND 10 GENERAL FUND REVENUES

ACCOUNT	DESCRIPTION	Current Budget	Recommended		Reason for Change
			Decrease DEBIT	Increase CREDIT	
10-34-12000	Recorders Fees	(312,000)	(5,950)	(317,950)	increase due to increased filings
10-36-50000	Sale of surplus property	(5,000)	(27,380)	(32,380)	sale of surplus property proceeds
10-33-14100	Crime Victim Grant - VOCA	(98,799)	(19,733)	(118,532)	Adj to actual contract + projections FY02
10-38-73000	Contributions - Other	-	(1,000)	(1,000)	Contribution to the Sheriff's Dept.
TOTAL REVENUES		-	(54,063)	(54,063)	

ACCOUNT	DESCRIPTION	Current Budget	Recommended		Reason for Change
			Increase DEBIT	Decrease CREDIT	
10-4113-200	Municipal Building Authority - expense	5	445	450	to cover increased costs
10-4136-250	Data Processing - equip supp & maint	9,000	3,000	12,000	estimate WAN & rewire costs for Atty fix
10-4136-740	Data Processing - equipment	18,000	1,500	19,500	estimate WAN & rewire costs for Atty fix
10-4144-311	Recorder - software	3,000	4,450	7,450	to upgrade imaging software & maint of same
10-4145-312	Attorney - Extraordinary Procurement C	9,525	3,600	13,125	Smith case costs and others
10-4148-111	VOCA - Salaries	47,624	3,813	51,437	Adj to actual contract + projections FY02
10-4148-131	VOCA - Benefits	30,811	1,220	32,031	Adj to actual contract + projections FY02
10-4148-211	VOCA - Subscriptions & Memberships	150	150	300	Adj to actual contract + projections FY02
10-4148-231	VOCA - Travel	4,950	3,511	8,461	Adj to actual contract + projections FY02
10-4148-241	VOCA - Office supplies	3,000	1,544	4,544	Adj to actual contract + projections FY02
10-4148-281	VOCA - Telephone	1,500	225	1,725	Adj to actual contract + projections FY02
10-4148-290	VOCA - Rent	9,120	9,120	18,240	Adj to actual contract + projections FY02
10-4148-450	VOCA - Petty Cash	500	150	650	Adj to actual contract + projections FY02
10-4151-250	Central Mail & Copy - Equip Supp & m	6,000	1,000	7,000	to cover expected maint & costs
10-4160-115	Bldg & Grds - overtime	-	200	200	Surplus property sale costs
10-4160-260	Bldg & Grds	15,000	500	15,500	Surplus property sale costs
10-4210-620	Sheriff - Misc Services	5,236	1,000	6,236	Donation for sheriffs dept
10-4211-115	Support Services - overtime	34,900	450	35,350	Surplus property sale costs
10-4410-115	Road - overtime	4,500	400	4,900	to cover surplus property sale costs
10-4960-600	Sundry Expenses	40,000	17,785	57,785	
TOTAL expenditures		-	54,063	54,063	

**FUND 24 COUNCIL ON AGING FUND REVENUES**

ACCOUNT	DESCRIPTION	Current Budget		Recommended		Amended Budget	Reason for Change
		Budget	Increase	DEBIT	CREDIT		
24-33-15101	Title III, C-1 CMM Congregate Meals	(53,143)	(1,524)		(54,667)		contract amendment # Aging 2
24-33-15103	Title III C-1 CMM Cash in Lieu Congreg	(19,242)	(1,429)		(20,671)		contract amendment # Aging 3
24-33-15201	Title III C-2 HDM, Home Delivered Meal	(22,844)	(1,915)		(24,759)		contract amendment # Aging 4
24-33-15203	Title III C-2 Cash in Lieu Home Delivere	(27,477)	(1,746)		(29,223)		contract amendment # Aging 5
24-33-15209	Access Mandated -Title IIIB -PDS	(38,649)	(1,060)		(39,709)		contract amendment # Aging 6
	Supportive Services						
24-33-44100	Misc State Grants	-	(20,000)		(20,000)		UDOT Grant - pavillion
	Totals		(27,674)		(27,674)		
	Net adjustment						

**FUND 24 COUNCIL ON AGING FUND EXPENDITURES**

ACCOUNT	DESCRIPTION	Current Budget		Recommended		Amended Budget	Reason for Change
		Budget	Increase	DEBIT	CREDIT		
24-4970-381	Nutrition - Meals	89,000	6,614		95,614		Contract funds amendment
24-4971-720	Center - building	-	20,000		20,000		UDOT pavillion grant
24-4974-250	Access - Transportation	3,600	1,060		4,660		Contract funds amendment
	Totals		27,674		27,674		
	Net adjustment						

**FUND 77 Logan-Cache Airport Authority (Component Unit) Fund Revenues**

ACCOUNT	DESCRIPTION	Current Budget		Recommended		Amended Budget	Reason for Change
		Budget	Increase	DEBIT	CREDIT		
77-33-44402	State Grants	-	(67,000)		(67,000)		St Share Grant -pavement upgrade
	Totals		(67,000)		(67,000)		
	Net adjustment						

**FUND 77 Logan-Cache Airport Authority (Component Unit) Fund Expenditures**

ACCOUNT	DESCRIPTION	Current Budget		Recommended		Amended Budget	Reason for Change
		Budget	Increase	DEBIT	CREDIT		
77-4460-733	State Grant - Pavement upgrade	-	84,000		84,000		pavement upgrade grant
77-4460-730	Improvements	46,798	(17,000)		29,798		transfer to pavement upgrade
	Totals		84,000		84,000		
	Net adjustment						

RESOLUTION NO. 2001- 17

**A RESOLUTION INCREASING THE BUDGET APPROPRIATIONS FOR CERTAIN COUNTY DEPARTMENTS.**

The Cache County Council, in a duly convened meeting, pursuant to Sections 17-36-22 through 17-36-26, Utah Code Annotated, 1953 as amended, finds that certain adjustments to the Cache County budget for 2001 are reasonable and necessary; that the said budget has been reviewed by the County Auditor with all affected department heads; that a duly called hearing has been held and all interested parties have been given an opportunity to be heard; that all County Council has given due consideration to matters discussed at the public hearing and to any revised estimates of revenues; and that it is in the best interest of the County that these adjustments be made.

NOW THEREFORE, it is hereby resolved that:

Section 1.

The following adjustments are hereby made to the 2001 budget for Cache County:

**see attached**

Section 2.

Other than as specifically set forth above, all other matters set forth in the said budget shall remain in full force and effect.

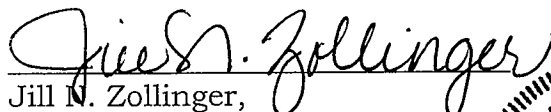
Section 3.


This resolution shall take effect immediately upon adoption and the County Auditor and other county officials are authorized and directed to act accordingly.

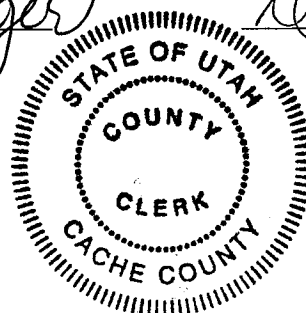
This resolution was duly adopted by the Cache County Council on the 10th day of April, 2001.

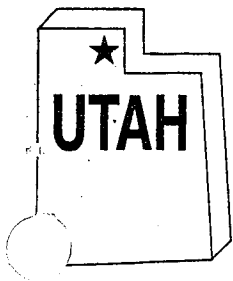
ATTESTED TO:

CACHE COUNTY COUNCIL

  
\_\_\_\_\_  
Jill N. Zollinger,  
Cache County Clerk

  
\_\_\_\_\_  
Darrel L. Gibbons, Chairman






# Cache County Corporation

LORENE GREENHALGH  
Zoning Administrator  
(435) 716-8350

179 North Main, Room 210  
Logan, Utah 84321

## MEMORANDUM

TO: Cache County Council

FROM: Lorene Greenhalgh, Zoning Administrator 

DATE: April 4, 2001

SUBJECT: Subdivision Approvals

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Eugene K. Olsen is requesting final plat approval of a 5-lot minor subdivision on 31.16 acres of property in the Agricultural Zone to be called Three Mile Creek Estates with one remainder parcel not eligible for residential development, one existing single family dwelling located at 920 North 6400 West, and for the construction of a single family dwelling on each of the remaining four lots (two with no frontage on a public road) to be located at 878 North and 836 North 6400 West, and 6325 West and 6179 West 800 North (a private road), north of Mendon. This final plat approval is the final subdivision to be reviewed under the 1990 Ordinance. It has been reviewed by the Planning Commission for preliminary and final plat as well as by the Board of Adjustment for approval of a special exception for lots with no frontage on a public road. Requirements of the 1990 Ordinance have been filled.

Richard and Annette Osterlin are requesting approval of a 4-lot minor subdivision on 7.40 acres of property in the Agricultural Zone to be called Osterlin Acres Minor Subdivision with two existing single family dwellings located at 1244 South and 1304 South 2000 West and for the construction of two additional single family dwellings to be located at 1210 South and 1220 South 2000 West, Young Ward. The College-Young Township Planning Commission has reviewed the plat and requested changes to be made to the mylar. With the changes completed and appropriate signatures obtained, the Planning Commission is recommending approval by the County Council. This is the first subdivision to be completed under the new subdivision ordinance.

The State Legislature passed a bill which eliminates the County Council from the subdivision approval process. This approval process will be a one time review by the Planning Commission with final approval by the Executive. It makes the process much less complicated and less costly for the applicant but requires more time and decision making by staff. It is unclear when this law goes into affect.

PLANNING COMMISSION EVALUATION  
EUGENE K. OLSEN  
FINAL PLAT APPROVAL  
2 APRIL 2001

Eugene K. Olsen is requesting final plat approval of a 5-lot minor subdivision on 31.16 acres of property in the Agricultural Zone to be called Three Mile Creek Estates with one remainder parcel not eligible for residential development, one existing single family dwelling located at 920 North 6400 West, and for the construction of a single family dwelling on each of the remaining four lots (two lots with no frontage on a public road) to be located at 878 North and 836 North 6400 West, and 6325 West and 6179 West 800 North (a private road), north of Mendon. This property is the south portion of the recent natural barrier request approved by the Planning Commission on 6 November 2000. The Planning Commission approved the preliminary plat on 8 January 2001. The Board of Adjustment reviewed a request for a special exception for the two lots with no frontage on a public road on 15 March 2001. They approved the special exception with the following stipulations: 1) See the protective covenants listed on the subdivision plat. 2) The private road 800 North shall be constructed to County standards with a 20-foot wide surface; construction work shall be completed with written approval given to staff from the County Road Superintendent and the County Fire Chief's Office prior to the release of a zoning clearance for a building permit on either of these interior lots. And 3), the County is not responsible to provide any services including snow removal to the private road 800 North. The Chairman signed the subdivision plat. The final plat is now ready for Planning Commission approval. The signature of the Chairman is required. After approval by the Planning Commission, the plat will be reviewed by the County Council; the Chairman's signature must be added attested by the County Clerk. The signature of the County Attorney and the Deputy County Surveyor is also required prior to being recorded. When the plat has been recorded, the lots may be sold and developed. Construction work on the private road will need to be completed and approved prior to the release of a zoning clearance for a building permit on either lot fronting the private road. Required documentation must be provided to staff prior to the release of a zoning clearance for a building permit on any of the four lots to be developed in this subdivision.

BOARD OF ADJUSTMENT EVALUATION  
EUGENE K. OLSEN  
SPECIAL EXCEPTION  
15 MARCH 2001

Eugene K. Olsen is requesting a special exception to allow two lots of a 5-lot minor subdivision to be called Three Mile Creek Estates in the Agricultural Zone with no frontage on a public road located at 6315 West and 6279 West 800 North (a private road), north of Mendon. This property was originally approved by the Planning Commission with Three Mile Creek determined to be a natural barrier at their 6 November 2000 meeting. With that determination, a subdivision could be requested. Preliminary plat approval was given at the 8 January 2001 meeting with protective covenants as listed on the plat and with some minor changes to the drawing. Road right-of-way dedication is required on the county road 6400 West and a 50-foot wide access right-of-way along the south portion of the property to be used as access to the two lots with no frontage on the county road. The private road is required to be constructed to County standards with a 20-foot wide surface; construction work shall be completed on the private road with written approval given to staff from the County Road Superintendent and County Fire Chief's Office prior to the release of a zoning clearance for either of these two lots. If the special exception is approved by this board, the chairman will sign the mylar plat. Planning Commission approval of the final plat is required prior to the subdivision being reviewed by the County Council. Findings of Fact are required in determining this board's decision.



NOT APPROVED

NOT APPROVED

APPROVED

March 15, 2001

Those present at the regular Board of Adjustment meeting were: David Erickson, Bonnie Nielsen, LaMar Clements, Kelly Griffin, Lorene Greenhalgh, and Peggy Johnson.

The meeting was called to order at 4:05 p.m. with Griffin conducting; he welcomed all present. Griffin offered an invocation. The current agenda and minutes of the 15 February 2001 meeting were discussed and approved unanimously as written.

**Eugene K. Olsen (01-05MS)**, requested a special exception to allow two lots of a 5-lot minor subdivision to be called Three Mile Creek Estates in the Agricultural Zone with no frontage on a public road located at 6315 West and 6279 West 800 North (a private road), north of Mendon. This property was originally approved by the Planning Commission with Three Mile Creek determined to be a natural barrier dividing the pre-1970 parcel at their 6 November 2000 meeting. With that determination, a subdivision could be request on just the south portion of the property. Preliminary plat approval was given at the 8 January 2001 meeting with protective covenants as listed on the subdivision plat and with some minor changes to the drawing. Road right-of-way dedication is required on the county road 6400 West and a 50-foot wide access right-of-way is shown along the south property boundary to be used as access to the two lots with no frontage on the county road. The private road is required to be constructed to County standards with a 20-foot wide surface; construction work shall be completed on the private road with written approval given to staff from the County Road Superintendent and County Fire Chief's Office prior to the release of a zoning clearance for either of these two lots. If the special exception is approved by this board, the chairman will sign the mylar plat. Planning Commission approval of the final plat is required prior to the subdivision being reviewed by the County Council. Greenhalgh stated that this is the last subdivision to come before board under the old subdivision requirements. A discussion ensued regarding the location of this property in relation to the dairy that Mr. Olsen owns. The board reviewed 24-3.F. Findings of Fact 2.a. through k. *Since this request met all Land Use Ordinance requirements in effect at the time of Mr. Olsen's application, Erickson made the motion to approve the request based on Findings of Fact a. through h. and j. with the following stipulations: 1) See the protective covenants listed on the subdivision plat. 2) The private road 800 North shall be constructed to County standards with a 20-foot wide surface; construction work shall be completed with written approval given to staff from the County Road Superintendent and the County Fire Chief's Office prior to the release of a zoning clearance for a building permit on either of these interior lots. And 3), the County is not responsible to provide any services including snow removal to the private road 800 North. The motion was seconded by Clements and passed unanimously.* The Chairman signed the subdivision plat.

Staff Discussion - Update of College-Young Township Planning Commission Law Suite - Nielsen asked Greenhalgh if she had any additional information regarding the College-Young Township Planning Commission law suite. Greenhalgh replied that the last time she had spoken with the County Attorney, he said that he had filed a motion with the judge regarding the case; however, the judge had not responded to that motion. Because of the response of the opposing attorney, he felt the County was in good shape and told her not to worry about it at this time.

The meeting adjourned 4:16 p.m.

NOT APPROVED

APPROVED

NOT APPROVED

NOT APPROVED

NOT APPROVED

CACHE COUNTY, UTAH  
PLANNING COMMISSION  
STAFF EVALUATION

DATE: 8 January 2001

NO. ACRES: 31.16

APPLICANT: Eugene K. Olsen

ZONE: Ag

PROPERTY ADDRESS: 920 North, 878 North & 836 North 6400 West, & 6325 West & 6279 West 800 North (a private road), north of Mendon

NATURE OF REQUEST: Preliminary plat approval of a 5-lot minor subdivision to be called Three Mile Creed Estates with one remainder parcel not eligible for residential development, one existing single family dwelling, and for the construction of a single family dwelling on each of the remaining four lots (two with no frontage on a public road).

A. Water Supply: existing & change of use 12/08/00 E. Road Conditions: 1<sup>st</sup> priority & private +30

B. Sewage Disposal: existing & feasibility 12/11/00 F. Sensitive or Hazardous area: none +25

C. Farmland Evaluation: Class II Prime -45 G. Mitigation of Sprawl: +35

D. Land Use Compatibility: all in ag -45 H. TOTAL POINTS: 0

STAFF RECOMMENDATION: approval

COMMENTS: The property is the south portion of the recent natural barrier request that was approved 6 November 2000. There is one existing single family dwelling, one remainder parcel not eligible for residential development, and four additional lots for the construction of a single family dwelling on each. The soil is Class II Prime with the surrounding area all in agriculture. The road fronting the existing home and two new lots is a 1<sup>st</sup> priority paved road which must have a right-of-way dedication. The subdivision plat shows a 50-foot deeded right-of-way along the south end of the property to be used for access to Lots 4 and 5; these two lots do not have frontage on a public road and will require Board of Adjustment approval of a special exception. The private road 800 North must be constructed to County standards with a 20-foot wide surface; construction work must be completed with written approval given to staff from the County Road Superintendent and County Fire Chief's Office prior to the release of a zoning clearance for a building permit on either lot. There are no sensitive or hazardous areas on the property. The school bus stop is less than ½ mile away. Fire protection will be tankers from Mendon, about four miles away.

3/4 mile away; fire protection will be tankers from Newton, over one mile away. The Staff Evaluation point total is +50. Staff received four letters from adjacent property owners Lewis C. & Cleo C. Smith, Joseph G. & Joy C. Larsen, John P. Larsen, and David Larsen expressing the following concerns: 1) There is an irrigation waterline buried in the road right-of-way that they do not want disturbed or damaged when constructing the access to the private road. 2) Complaints from new homeowners regarding farming practices. 3) This property is zoned Agriculture and should be left in agricultural use. 4) Increased traffic causing hazards on the Highway 23. 5) The nuisance of children playing with fireworks and matches which could destroy crops. And 6), the scarcity of underground water in the area could cause shortage of water for existing wells. Mr. Summers stated he had just found out about the waterline buried in the road right-of-way; they will take every effort to do their required construction work without disturbing or damaging the waterline. *Clements made the motion to approve this preliminary plat for a five-lot minor subdivision with the following stipulations: 1) The private road shall be constructed to County standards with a 20-foot wide surface; construction work shall be completed with written approval given to staff from the County Road Superintendent and County Fire Chief's Office prior to the release of a zoning clearance for a building permit on any of the lots. 2) The applicant shall receive Board of Adjustment approval of a special exception for those lots with no frontage on a public road. 3) The property owner shall be aware of the underground irrigation waterline in the road right-of-way during the construction of the turnout lane and entrance to the private interior road of the subdivision; any damage to this waterline is the responsibility of subdivision's owner, developer, and road contractor for the repair or replacement of the damaged pipeline. And 4), current and future property owners must be aware that they will be subject to the sights, sounds, and smells associated with agricultural activities which are the permitted uses in the Agricultural Zone. This motion was seconded by Taylor and passed unanimously.*

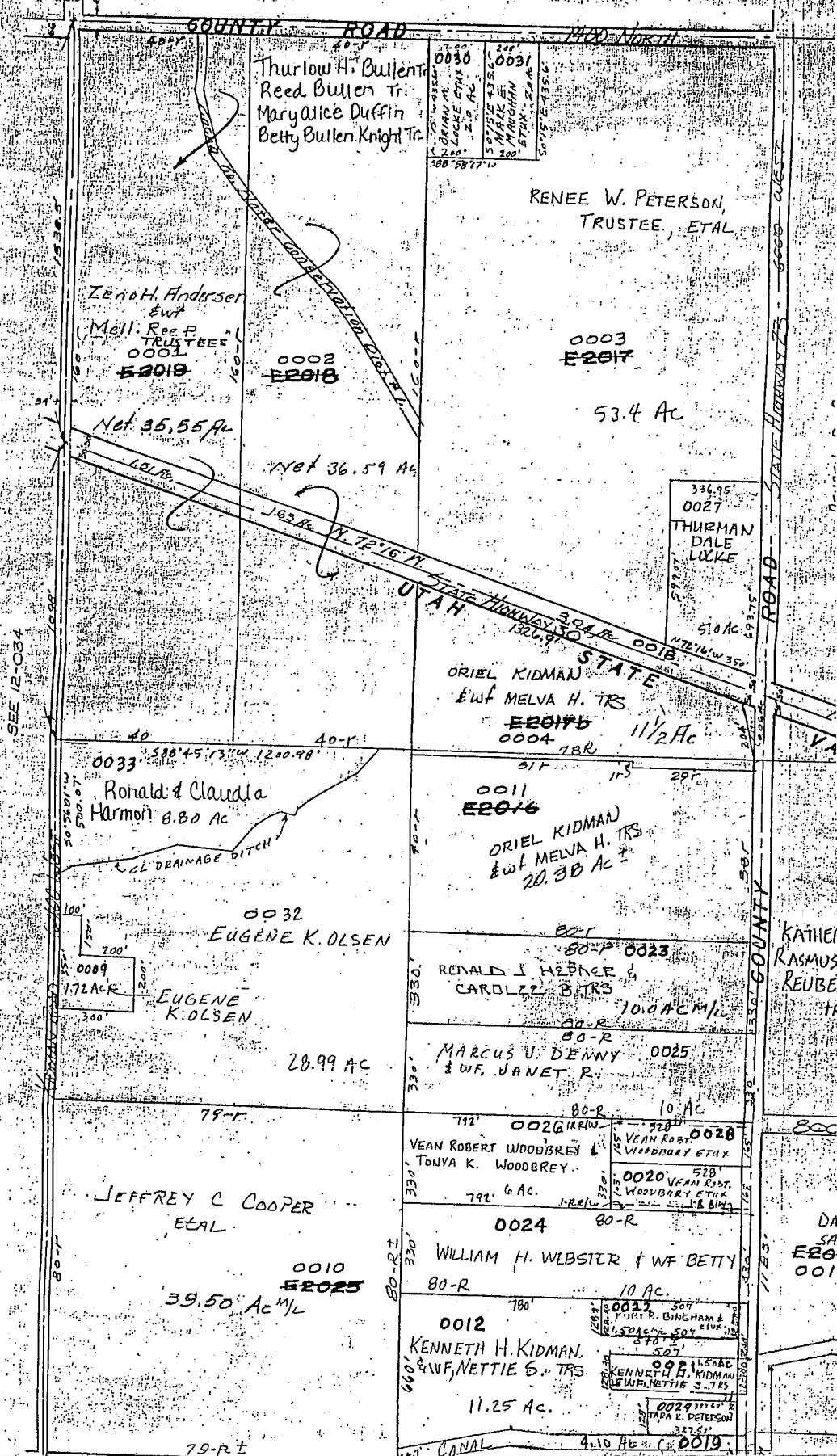
**Eugene K. Olsen (01-05MS)** requested preliminary plat approval of a 5-lot minor subdivision on 31.16 acres of property in the Agricultural Zone to be called Three Mile Creek Estates with one remainder parcel not eligible for residential development, one existing single family dwelling located at 920 North 6400 West, and for the construction of a single family dwelling on each of the remaining four lots (two which have no frontage on a public road) to be located at 878 North & 836 North 6400 West and 6325 West & 6279 West 800 North (a private road), north of Mendon. This property is the south portion of the recent natural barrier request approved by the Planning Commission 6 November 2000. There is one existing single family dwelling, one remainder parcel not eligible for residential development, and four additional lots for the construction of a single family dwelling on each. The soil is Class II Prime with the surrounding area all in agriculture. The road fronting the existing home and two of the new lots is a 1<sup>st</sup> priority paved road which must have a right-of-way dedication. The subdivision plat shows a 50-foot wide deeded right-of-way along the south end of the property to be used for access to Lots 4 and 5; these two lots do not have frontage on a public road and will require Board of Adjustment approval of a special exception. The private road 800 North must be constructed to County standards with a 20-foot wide surface on the 50-foot wide right-of-way; construction work shall be completed with written approval given to staff from the County Road Superintendent and County Fire Chief's Office prior to the release of a zoning clearance for a building permit on either lot accessed by this road. There are no sensitive or hazardous areas on the property. The school bus stop is less than 1/2 mile away. Fire protection will be tankers from Mendon, about four miles away. The Staff Evaluation point total is 0. Mr. Olsen asked the board if he could change final plat to show the width of Lot 1 to be increased by 20 feet and decrease the width of Lot 2 by that same amount. Mr. Olsen would be allowed to do that. *Taylor made the motion to approve this preliminary plat with the changes and spelling corrections suggested by staff. It was seconded by L. Nelson and passed unanimously.*

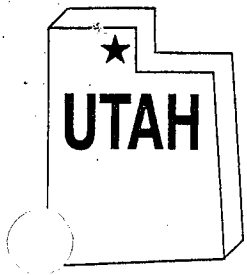
**Douglas L. Stipes, agent for ConAgra Beef Company (formerly E. A. Miller Inc.) (01-06C)**, requested a conditional use permit to allow the expansion of a commercial business on 11 acres of property in the Agricultural Zone to include the construction of a 30' X 40' pole barn to store and shelter tractors and other equipment used in processing byproducts into compost and located at approximately 4200 South 1200 West (approximately one mile north of the plant), north of Hyrum. This company produces boxed beef and related products for wholesale throughout the Inter-mountain West and the Pacific Rim. They also process byproducts of the beef. One of the waste streams unique to a beef

# SECTION 29, TOWNSHIP 12 N

SCALE 1 INCH = 40 FEET

SEE 12-02





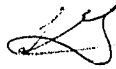
# Cache County Corporation

LORENE GREENHALGH  
Zoning Administrator  
(435) 716-8350

179 North Main, Room 210  
Logan, Utah 84321

## MEMORANDUM

TO: Cache County Council

FROM: Lorene Greenhalgh, Zoning Administrator 

DATE: April 4, 2001

SUBJECT: Subdivision Approvals

Eugene K. Olsen is requesting final plat approval of a 5-lot minor subdivision on 31.16 acres of property in the Agricultural Zone to be called Three Mile Creek Estates with one remainder parcel not eligible for residential development, one existing single family dwelling located at 920 North 6400 West, and for the construction of a single family dwelling on each of the remaining four lots (two with no frontage on a public road) to be located at 878 North and 836 North 6400 West, and 6325 West and 6179 West 800 North (a private road), north of Mendon. This final plat approval is the final subdivision to be reviewed under the 1990 Ordinance. It has been reviewed by the Planning Commission for preliminary and final plat as well as by the Board of Adjustment for approval of a special exception for lots with no frontage on a public road. Requirements of the 1990 Ordinance have been filled.

Richard and Annette Osterlin are requesting approval of a 4-lot minor subdivision on 7.40 acres of property in the Agricultural Zone to be called Osterlin Acres Minor Subdivision with two existing single family dwellings located at 1244 South and 1304 South 2000 West and for the construction of two additional single family dwellings to be located at 1210 South and 1220 South 2000 West, Young Ward. The College-Young Township Planning Commission has reviewed the plat and requested changes to be made to the mylar. With the changes completed and appropriate signatures obtained, the Planning Commission is recommending approval by the County Council. This is the first subdivision to be completed under the new subdivision ordinance.

The State Legislature passed a bill which eliminates the County Council from the subdivision approval process. This approval process will be a one time review by the Planning Commission with final approval by the Executive. It makes the process much less complicated and less costly for the applicant but requires more time and decision making by staff. It is unclear when this law goes into affect.

CACHE COUNTY, UTAH  
COLLEGE-YOUNG TOWNSHIP PLANNING DISTRICT  
STAFF EVALUATION

DATE: 21 March 2001

NO. ACRES: 7.40

APPLICANT: Richard & Annette Osterlin, agents for ZONE: A  
themselves and David George & Glenna Boehme

PROPERTY ADDRESS: 1244 South & 1304 South 2000 West and 1210 South &  
1220 South 2000 West, Young Ward.

NATURE OF REQUEST: Four-lot minor subdivision on 7.40 acres of property in the  
Agricultural Zone to be called Osterlin Acres Minor Subdivision with two existing  
single family dwellings and for the construction of two additional single family  
dwellings.

- |  |  |
|--|--|
| A. Water Supply: 2 existing, application filed 03/05/01<br>for one 3-family well | E. Road Conditions: 1 <sup>st</sup> priority +85 |
| B. Sewage Disposal: 2 existing, 2 permits issued 01/18/01                        | F. Sensitive or Hazardous area: none +25         |
| C. Farmland Evaluation: Class III Statewide Significant -15                      | G. Mitigation of Sprawl: +25                     |
| D. Land Use Compatibility: All in agriculture -35                                | H. TOTAL POINTS: <u>+85</u>                      |

STAFF RECOMMENDATION: careful consideration

COMMENTS: This property has two existing homes with wells and septic systems. Permits for two additional septic tanks have been issued. A three family well permit has been applied for. The soil is Class III Statewide Significant with the surrounding area in agriculture. The road fronting the property is a 1<sup>st</sup> priority paved road with a 24' wide surface and a 42' wide right of way. A dedication must be made to Cache County of 25' from the center of the road fronting the entire portion of property to be included in the subdivision. There are no sensitive or hazardous areas on the property. The school bus stop is about 1 block away and fire protection will be from Logan City about 4 ½ miles away. The preliminary plat review revealed several changes that needed to be made. It was suggested that a reconfiguration of the two new lots be made. The applicants chose not to reconfigure the lots but made adjustments to lots 2, 3, and 4. A buildable area on lot 3 must be confirmed with adequate sideyards and setbacks. The well for lot 2 is on lot three with a 10-foot wide easement to the property line. Homes for these two new lots have been purchased and are being stored pending zoning approvals prior to beginning construction on foundations for the homes that are to be moved onto the lots.

NOT APPROVED

NOT APPROVED

been written at this time. There are 4 density zones proposed: 1-5, 1-10, 1-20, & 1-40, based on a criteria used as an example. This issue will come before the Board as a Public Hearing when it is being rewritten. Whitney questioned the legal notice in the newspaper and the definitions included in that notice. Teuscher responded that notice was for next months Public Hearing and was not to be included in the current Public Hearing. Whitney stated he did not want to get to next months meeting and be surprised. Teuscher stated those items listed in next months Public Hearing were clean up items in the Zoning Code that are violating sections of state law. Greenhalgh stated the reason it was published before this month's meeting is because Public Hearings must be published in the paper four times, one week apart, prior to the meeting. That is one of the changes in the new ordinance; only 14 days prior notification will be required. Greenhalgh suggested reading the publication and researching the listed chapters in the Land Use Ordinance before next months meeting. There were no comments from the audience so the **Public Hearing** was closed at 7:21 p.m. *George Whitney made the motion to make the recommendation to the County Council to delete Chapter 8, 20, 21, & 22 of the Cache County Land Use Ordinance as passed by the Cache County Council 18 December 1990. Lynn Zollinger seconded the motion which was unanimously approved.*

NOT APPROVED

NOT APPROVED

**Richard & Annette Osterlin, agents for themselves and David George & Glenna Boehme (01-15MS)**, requested approval of a four-lot minor subdivision on 7.40 acres of property in the Agricultural Zone to be called Osterlin Acres Minor Subdivision with two existing single family dwellings located at 1244 South and 1304 South 2000 West and for the construction of two additional single family dwellings to be located at 1210 South and 1220 South 2000 West, Young Ward. This property has two existing homes with wells and septic systems. Permits for two additional septic tanks have been issued. A three family well permit has been applied for but only two families will be using the well at this time. The soil is Class III Statewide Significant with the surrounding area in agriculture. The road fronting the property is a 1<sup>st</sup> priority paved road with a 24 foot wide surface and a 42 foot wide right-of-way. A dedication must be made to Cache County of 25 feet from the center of the road fronting the entire portion of property to be included in the subdivision. There are no sensitive or hazardous areas on the property. The school bus stop is about 1 block away and fire protection will be from Logan City about 4 ½ miles away. The preliminary plat review revealed several changes that needed to be made. It was suggested that a reconfiguration of the two new lots be made. The applicants chose not to reconfigure the lots but made adjustments to lots 2, 3, and 4. A buildable area on lot 3 was reconfigured to provide adequate sideyards and setbacks. The well for lot 2 is on lot three with a 10-foot wide easement to the property line. Homes for these two new lots have been purchased and are being stored pending zoning approvals prior to beginning construction on foundations for the homes that are to be moved onto the lots. Greenhalgh read a letter from Floyd Israelsen, President of Logan River Blacksmith Fork Irrigation Company, stating there will be no problem with storm water runoff for the two proposed homes. H. Olsen questioned why the lots had to be changed. Greenhalgh answered it was because the setback requirements had to be met and the canal had been included in the 50 foot right-of-way which had to be changed. H. Olsen questioned the function of the 50 foot right-of-way parallel to the canal. Greenhalgh stated it allows them to cross a parcel to access the back parcel. The property is owned by Richard Osterlin and is recorded as a right-of-way. Whitney stated he did not understand why a 50 foot right-of-way was required for a private road. He stated fire code demands a 20 foot road. He requested training and education on private road width if the County has set a policy. Richard Osterlin showed the Board a site plan he had drawn up to clarify the placement of property lines. He stated the required 50 foot right-of-way is the reason the lot boundaries had to be moved. Zilles questioned if the applicant had transferred water shares. Mr. Osterlin stated they had shares that were transferred for well permits.

NOT APPROVED

NOT APPROVED

Leishman asked how close the home is to the well. Mr. Osterlin stated it was 10 feet. Morrill stated there is a 100 foot minimum setback from the well to the septic system. Zilles stated the Health Department will figure out the setbacks when they come to do the perk tests. Morrill asked Mr. Osterlin if he has control of the well protection zone. Mr. Osterlin stated that is why there is an easement. The well showing on the plat to be shared by lot #3 & #4 will have to be moved to 50 feet away from the canal and 100 feet away from the septic drain fields which will be approximately 170 feet from the canal. A sealed septic tank is required. H. Olsen questioned where additional septic lines could be placed if needed. He was concerned about septic systems functioning properly in that area. Mr. Osterlin stated they have lived there for 18 years and have never been flooded but the lines could be moved to the side of the proposed lines or to the other side of the home. Whitney questioned what type of irrigation was used. Mr. Osterlin replied he irrigates the property with a main line pump from the canal and sprinklers. There are no ditches or field drains on the property. H. Olsen question if they have ever been flooded when their neighbors irrigate. Mr. Osterlin stated there has only been one flood and it was caused by a muskrat digging a hole through the canal bank but that was rectified. Morrill told Mr. Osterlin that if he was interested in pursuing the requirement of a 50 foot private road right-of-way, it would have to be his battle. Whitney stated Mr. Osterlin would have to speak with Lynn Lemon to determine the right-of-way width. Rallin Andersen, a neighbor to the north, was concerned of flooding the proposed homes when he irrigated and about accessing the canal for maintenance purposes. The canal can be accessed from both sides. H. Olsen suggested adding the statement on the survey that property owners are aware of the possibility of flooding and that they would be responsible for their own property. Greenhalgh read the statement that the Board proposed be added to the survey: "Property owners must be aware that the canal is used for irrigation purposes and may cause flooding and agricultural users may not be held liable." Zilles stated there was a case where neglect was the cause of flooding and that person could be held liable. Greenhalgh pointed out that there are no more Conditional Use Permits and the mylar is already complete for this subdivision but these statements could be shown in the minutes. Whitney questioned if the mylar was incomplete because the easement description was not shown on the survey. The applicant should decided where the new well to be shared between lot #3 & #4, is going to be drilled so the easement can be described on the survey. A description of the canal maintenance easement and 50 foot wide road right-of-way should be described on the survey. He suggested to finish the sentence found in the NOTES paragraph to specify the proper authorization of the affected party for storm water drainage. He also suggested the wording should state which road is being referred to in the next sentence which states: "This road is not dedicated to Cache County - - -." Morrill stated that the County Council will make the decision whether or not to approve the request; the College-Young Township Planning Commission Board will only make recommendations to approve or deny the request with conditions. *Lynn Zollinger made the motion to recommend to the County Council to approve the request for a four lot minor subdivision presented with the following provisions: 1) Various easements accessing wells, including maintenance easements to the well owners, be described on the survey and connected to the lots they will serve. 2) Property owners must be aware of the possibility of flooding due to normal canal operation and be responsible for their own property. 3) Complete the sentence under the "NOTES" paragraph to specify the proper authorization of the affected party for storm water drainage. And 4), under the "NOTES" paragraph, identify the private road right-of-way on the north side of lot #4, which is not dedicated to the County. Glen Ray Zilles seconded the motion and it was unanimously approved.*

*Hazel Leishman made the motion to adjourn; it was seconded by Glen Ray Zilles and unanimously approved. The meeting adjourned at 8:07 p.m.*

NOT APPROVED

NOT APPROVED

NOT APPROVED

NOT APPROVED

NOT APPROVED

NOT APPROVED



NUMERICAL EVALUATION SYSTEM  
Single Family Dwellings and Minor Subdivisions

Mar. 91  
osterlin

AUTHORITY: Section 7-2(5) states that the Planning Commission may find that the proposed use meets the criteria established in the Numerical Evaluation System. No particular point total is mandatory for approval or denial.

SCORING: The point values indicated have been established so that a score below zero indicates negative concerns, while a score above zero indicates compliance with the County Policy Plan.

A. Water System p.2\*

Approval of source by State Water Engineer or a feasibility letter submitted.

1<sup>st</sup> approval 1982  
1<sup>st</sup> approval 1993  
3<sup>rd</sup> family well application 3/10/5/260/

B. Sewer System p.2\* *2 existing - sewer permit 11/15/01*  
Septic tank permit or feasibility report from District Health Department submitted. *nothing on existing*

C. Farmland Evaluation p.10\*

1. Soil Classification of homesite; or of area to be included in minor subdivision. (from SCS Soil Survey and site inspection).

- +50 a. Class V to Class VIII
- +25 b. Class IV; not statewide significant
- 0 c. Class III; not statewide significant
- 20 d. Class IV; statewide significant
- 30 e. Class III; statewide significant
- 40 f. Class III; prime
- 50 g. Class II; statewide significant and prime

2. What percentage of the site has been used for agriculture during at least two (2) of the last ten (10) years?

- +25 a. less than 20%
- +15 b. 20-39%
- + 5 c. 40-59%
- 0 d. 60-74%
- 15 e. 75-89%
- 25 f. 90% or more

3. What type of on-site improvements are present on the site?

- +30 a. no on-site improvements listed below are present
- 10 b. site contains substantial on-site structures used for agricultural production
- 10 c. serviced by an existing drainage system
- 10 d. serviced by an existing reliable irrigation system

D. Land Use Compatibility p.10\*

1. Effect on Irrigation System

- +10 a. proposal will not threaten efficiency of irrigation system
- 10 b. proposal will threaten efficiency of irrigation system

2. What is the productive quality of agricultural land adjacent to the site?

- +20 a. no adjacent agricultural use
- 5 b. all in agriculture, but less than 75% prime or statewide significant
- 10 c. 75% prime or statewide significant
- 20 d. 75% prime

\* Refers to Policy Plan page number(s) where applicable goal or policy statement(s) is (are) located.

-15  
-30

-15

730

-35

NA

-10

-25

- 3. Relationship to surrounding land use
  - +25 a. adjacent to existing urban development
  - +15 b. existing urban development within 1/2 mile
  - 0 c. no existing urban development within 1/2 mile, but less than 50% of land within 1/2 mile radius devoted to agricultural production.
  - 25 d. no existing urban development within 1/2 mile, and 50% or more of land within 1/2 mile radius is devoted to agricultural production.

NA

- 4. If in a city's proposed annexation area:
  - +10 a. proposal does meet plans of annexing city
  - 10 b. proposal does not meet plans of annexing city

NOTE: "Agricultural Production" includes the raising of crops, tilling of the soil, horticulture, and raising or pasturing livestock.  
 "Urban Development" shall mean 15 or more residential units with an average of one acre or less per unit or a commercial or industrial development valued at more than \$750,000.

+85

E. Road Conditions p.7, 8 and 10\*

+50

- 1. Service Frequency
  - +50 a. mail route, 1st priority plowing
  - +30 b. 2nd priority plowing
  - +15 c. 3rd priority plowing
  - 0 d. annual blading
  - 50 e. no service

+25

- 2. Road surface width
  - +25 a. over 22 feet 24'
  - +15 b. 18 to 22 feet
  - 0 c. less than 18 feet

+10

- 3. Width of Right-of-way along frontage (right of use or deeded)
  - +25 a. 66 feet or more
  - +15 b. 50 to 65 feet
  - +10 c. 33 to 49 feet
  - 10 d. less than 33 feet

Dedication <sup>must</sup> show on survey for 25' from center of road on east side

NA

- 4. Proximity to nearest 1st priority road
  - +20 a. 0 to 1/2 mile
  - +10 b. 1/2 to 1/2 mile
  - 0 c. 1/2 to 1 mile
  - 10 d. over 1 mile

+25

F. Sensitive or Hazardous Site Conditions p.3 to 6 and 11\*

- +25 1. no hazard present
- +15 to +25 2. applicant proposes adequate measures to mitigate effects on sensitive/hazardous area (depending on measures taken)
- 25 3. homesite(s) within mapped flood plain
- 10 4. homesite(s) on 10-20% slope
- 25 5. homesite(s) on 20% or greater slope
- 25 6. homesite(s) in known fault zone or unstable soil formation
- 10 7. homesite(s) in high priority wildlife habitat
- 25 8. homesite(s) in crucial-critical wildlife habitat

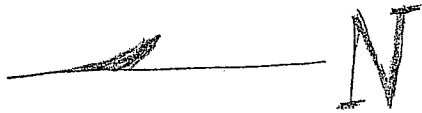
+25  
+10

G. Mitigation of Sprawl p.7 and 10\*

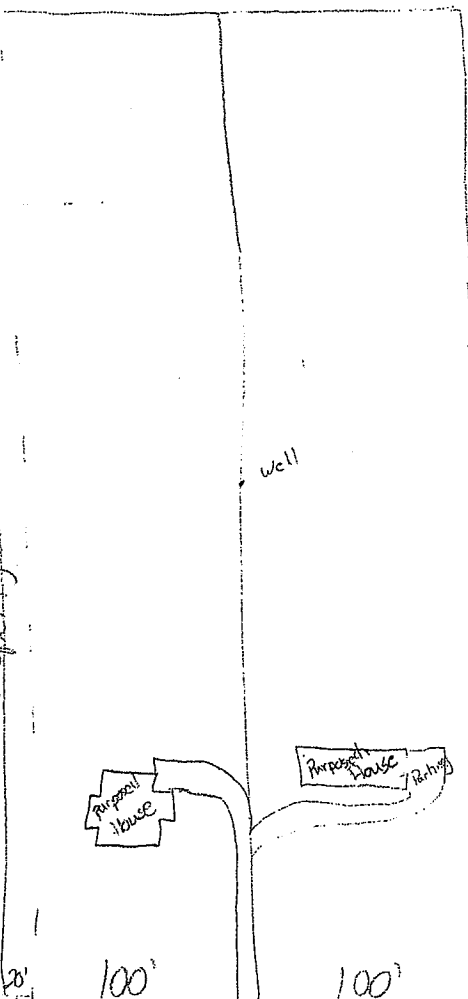
- 1. Distance to school bus route
  - +10 a. less than 1/2 mile 1 block
  - +5 b. 1/2 to one mile
  - 0 c. over one mile
- 2. Distance to Fire Station
  - +25 a. less than 4 miles 4.5 miles
  - +15 b. 4 to 6 miles
  - 0 c. over 6 miles

+15

Logan River



Property Line



Proposed House

Proposed House / Parking

Well

20'

100'

100'

Well  
101.99

50.88

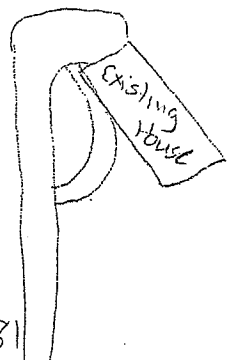
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190.89

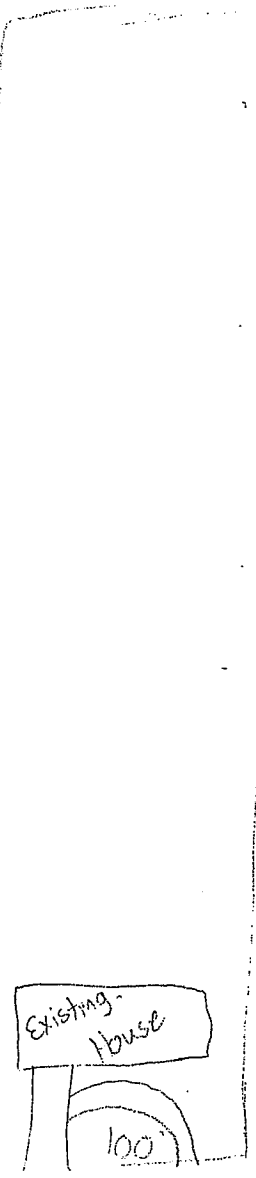


Existing House

431.94

Existing House

100'



# Conditional Use Permit

Date Issued	Receipt #	Permit #
11/28/94	81257	320-7

Name Richard Osterlin Zone Ag

Address 1304 South 2000 West Tax Number pt of 02-079-0005

Young Ward Acres 1.75

## Legal Description Attached

Date of Action: 1 November 1994

Conditional Use Permitted: To allow the division of property for the construction of a single family dwelling.

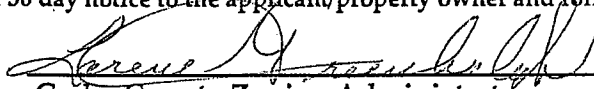
This conditional permit is subject to the following specific conditions:

1. This conditional use permit must be recorded within 5 days of issuance and proof of the recording delivered to Zoning Administrator within 30 days.
2. The applicant-landowner must sign the below agreement of acceptance
3. Compliance with any variance, special exception or specific permit issued by the Board of Adjustment.
4. The house must be set back a minimum of 55 feet from the center of the road as requested by the County Road Supervisor.

ENT 412240 Bk 435 Pg 110  
 DATE 28-NOV-1994 9:39AM FEE 13.00  
 MICHAEL L GLEED, RECORDER - FILED BY DR  
 CACHE COUNTY, UTAH  
 FOR OSTERLIN, RICHARD

Expiration: This conditional use permit shall expire and be null and void 1 year after the effective date unless substantial work shall have been accomplished towards its completion. If at any time any specific condition is not fully complied with, the Planning Commission may revoke the condition use permit upon a 30 day notice to the applicant/property owner and following a hearing.

Dated November 10, 19 94.

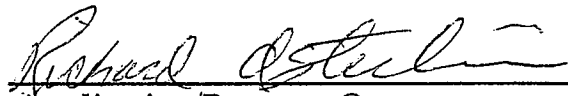
  
 Cache County Zoning Administrator

## Agreement of Acceptance

I have read, understand, and agree to comply with the Land use Ordinance and the terms of this permit. I realize that in order to do any construction on the property, I will be required to obtain a building permit and that I will need to meet the standards of the County for any improvements.

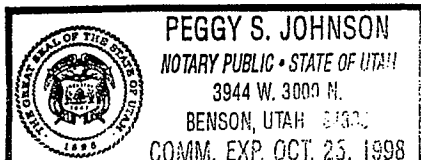
I agree to reimburse Cache County for any costs of enforcement including reasonable attorney's fees, or any other costs of enforcement incurred by Cache County resulting from any failure to comply with the Land use and the terms of this condition use permit.

Dated: 11-28-94

  
 Application/Property Owner

STATE OF UTAH  
COUNTY OF CACHE

Sworn to and subscribed to before me this 28<sup>th</sup> day of November, 19 94.



  
 Notary Public

CACHE COUNTY, UTAH  
PLANNING DEPARTMENT  
STAFF EVALUATION

DATE: 1 November 1994

NO. ACRES: 1.75

APPLICANT: David Boehme (Richard Osterlin)      ZONE: Ag

PROPERTY ADDRESS: 1304 South 2000 West, Young Ward

NATURE OF REQUEST: A conditional use permit to allow the division of property  
for the construction of a single family dwelling.

- A. Water Supply: well permit issued 2/18/94      E. Road Conditions: 1st priority +85
- B. Sewage Disposal: feasibility report 10/14/94      F. Sensitive or Hazardous area: not in mapped flood plain  
+25
- C. Farmland Evaluation: Class III Statewide      G. Mitigation of Sprawl: 5 miles from fire station +25  
Significant +25
- D. Land Use Compatibility: Mostly Agriculture -35      H. TOTAL POINTS: +125

STAFF RECOMMENDATION: approval

COMMENTS: This property had the potential of requiring subdivision approvals for this division for one additional single family dwelling; however, the remaining portion was combined with another parcel which is more than 10 acres leaving only two parcels of less than 10 acres. The well permit has been issued. A septic tank permit has not been issued, but must be on file prior to the zoning clearance being issued. Requirements on the feasibility report indicates that the permit will be issued provided that culinary water can be obtained at the proper pressure and quality levels. The septic tank must be located at least 100 feet from any wells, canals, or waterways, and must be no deeper than 24 inches. The road is a 1st priority county road and has a 24-foot paved surface. There is only a 36-foot road right-of-way. The Road Supervisor stated that the house must be set back at least 55 feet from the center line of the road. The plot plan shows a 50-foot set back from the property line. The proposed home site is in the automated garbage pick up area for solid waste removal. It is not located in the mapped flood plain.

Those present at the regular Planning Commission meeting were: Don Taylor, Dixie Clawson, Murray Rigby, Grant Nelson, Max Delgado, Lynn Davis, Guy Ray Pulsipher, Lorene Greenhalgh, and Peggy S. Johnson.

November 1, 1994

The meeting was called to order at 6:00 p.m. with Rigby conducting; he welcomed all present. An invocation was offered by Clawson, and the agenda was approved unanimously. The minutes of the 4 October 1994 meeting were discussed and unanimously approved with the following additions and changes: 1) On page 2, paragraph 1, line 7, "in the summer months." was added after "...used for fire protection." 2) On page 2, paragraph 1, line 23, "...approved this request..." was changed to "...approve this request..." 3) On page 5, paragraph 1, line 20, "It is the desire that he will..." was changed to read "It is the desire of the County Council that he will..."

**Mr. and Mrs. Gregory Skabelund, agents for Merrill L. Black (94-72AP)**, requested a conditional use permit to allow for an accessory apartment in the family home located at 1621 East High Creek Road, Cove. Mr. Black, father of Mrs. Skabelund, has experienced some medical problems that make it impossible for him to care for himself and his home without help. The request is to convert the upstairs living area into an accessory apartment where someone, preferably a couple, could live and look after Mr. Black and his property; they will also do the household chores and yard work. This would allow Mr. Black to remain in his home. Everything required is existing in the upstairs living area for the accessory apartment; a door would need to be installed on the main floor near the stairs in the back accessing the upstairs. This would enable the couple to enter the main floor to care for Mr. Black without going outside the home. The Land Use Ordinance allows for accessory apartments under the conditional use portion of the Agricultural Zone chapter subject to the following conditions. 1) An accessory apartment is part of an existing single family dwelling which has been designated, built, or converted to accommodate an independent housing unit. 2) The apartment must be approved by the Department of Health and the County Building Department with respect to sanitation, culinary water, drainage, and all applicable health codes and requirements and must also comply with all applicable building and safety codes including the obtaining of a building permit. 3) There may be only one accessory apartment on a lot. Mr. Black has a letter from the Cove Culinary Water Company which states that the accessory apartment will not place a hardship on other Cove Culinary Water shareholders. There is also a letter from Bear River District Health Department which states they have determined the septic system is adequate for the additional apartment in the upstairs provided that the system is finished and inspected as soon as possible. The road review states that the road is a 1st priority road with a 25-foot wide paved surface and a 60-foot road right-of-way. Fire protection would be provided from Lewiston or Richmond. Taylor said he is well acquainted with the family and with the situation; he felt this request is appropriate. The board reviewed the definition of accessory apartment in the Land Use Ordinance as well as Chapter 4-T. *Taylor made the motion to approve this request with the following stipulations: 1) The apartment must be inspected and approved by the Department of Health and the County Building Department in respect to sanitation, culinary water, drainage, and all applicable health codes, building codes, and safety codes as required by the Land Use Ordinance. And 2), the approval is for as long as the owner of the home lives in the house. The motion was seconded by Nelson and passed unanimously.*

**Richard Osterlin (94-73R)** requested a conditional use permit to allow the division of 1.75 acres of property for the construction of a single family dwelling for his father-in-law to be located at approximately 1304 South 2000 West, Young Ward. This property had the potential of requiring subdivision approvals for this division to construct one additional single family dwelling; however, the remaining portion was combined with an adjacent parcel which is more than 10 acres leaving only two parcels of less-than-10 acres. The well permit has been issued. A feasibility report was issued 10/14/94 stating a septic tank permit will be issued provided that culinary water can be obtained at the proper pressure and quality levels. The system must be located at least 100 feet from any wells, canals, or waterways, and must be no deeper than 24 inches. A septic tank permit must be issued and on file prior to the zoning clearance being issued. The road is a 1st priority county road with a 24-foot, paved surface and only a 36-foot road right-of-way. The Road Supervisor stated that the house must be set back at least 55 feet from the center line of the road for future widening and improvements of the road. The plot plan shows a 50-foot set back from the property line which will be adequate. The proposed home site is in the automated garbage pick up area for solid waste removal and is approximately five miles from a fire station. First responders would be from Logan; tankers would be used since there are no fire hydrants available. A sprinkling system is recommended for the home, but not required. The property is not located in a mapped FIRM Flood Plain. The soil is classified as Class III Statewide Significant and currently is mostly in agricultural use. A discussion ensued concerning the fact

that 2000 West may be the next Logan by-pass route. The staff evaluation total is +125 points. *Since the request meets the requirements of the Land Use Ordinance, Nelson made the motion to approve it with the stipulation that the house be set back at least 55 feet from the center of the road as requested by the County Road Supervisor. The motion was seconded by Clawson and passed unanimously.*

A Public Hearing was opened at 6:25 p.m. **Steve and Roxanne Bilboa (94-74Sp)** requested a special permit to allow the change of property boundaries for the construction of a single family dwelling on 5 acres of property to be located at 6052 West 1800 South, south of Mendon. Mr. Child, another owner of the three parcels involved, was also present for this discussion. The three sets of property owners wish to re-align property boundaries combining their three existing parcels into one 5-acre parcel for resale and the construction of a single family dwelling. The three parcels are part of a 49.32-acre original parcel in 1970 which now has 7 parcels less-than-10 acres and three parcels of 10 acres. One parcel (#11-038-0026) with 2.12 acres is located on the east side of the canal and was determined by the Planning Commission to be separate with the canal being listed as the natural barrier dividing the parcel; there is a home on this lot. There is also a home on the south portion of parcel #0022 which contains 7.8 acres and a home on parcel #0022 which contains 1.77 acres. If these three parcels are combined for a single family dwelling, it will leave only one of the parcels of less-than-10 acres (#11-037-0002 of five acres) without a home. The property owners hope to be able to sell the combined lot as a building lot so they may have some return of their investment; the property currently is an eye sore and not used for agriculture. The soil evaluation is Class IV, not statewide significant and the Staff Evaluation point total is +105 points. The property fronts a 3rd priority, no winter services road with a 21-foot, gravel surface and a 66-foot road right-of-way. The fire review stated that the fire hydrants were not adequate; that a sprinkler system is recommended, but not required, for the home; and that the first responders would be tankers from Mendon City. There may be an access problem for emergency vehicles in the winter months with no snow removal provided. The garbage pick up would require that cans be taken to 5900 West, but the automated service could be maintained from that point; there will be no in-front-of-home service by the garbage truck. Stuart Hardman, adjacent property owner, was concerned with the septic system for a home on this parcel contaminating the springs he uses for culinary water. After reviewing the plat map, he felt there would be no problem of contamination. Edwin Young, adjacent property owner, stated he had no problems with the request. Staff had received no call of concern regarding this item. With no further comments to be made, the Chairman closed the public hearing at 6:42 p.m. *With special concern for road conditions and based on the facts that: 1) these property owners are joining forces to help alleviate an existing major problem, and 2) since approval would enable the property to become useful, Nelson made the motion to recommend that the County Council review this request and that the Board of Health approve the placement of the septic tank to safeguard the culinary water in this area. The motion was seconded by Delgado and passed unanimously.*

**Paul and Laurie Bradshaw (94-75R)** requested a conditional use permit to allow the division of one acre of property for the construction of a single family dwelling to be located at 1523 West 1800 South, Young Ward. This lot was proposed as .50 acre; but because of the septic tank requirements, an additional .50 acre was added. The feasibility report from Bear River District Health stated that the permit could be issued upon the stipulations that there must be at least one acre and that proper water pressure and quality can be found. The septic system must not exceed 12 inches in depth and must be at least 100 feet from wells, canals, and waterways. The well permit was approved for 1 family and 5 animals. The road is a 1st priority road with a 22-foot, paved surface and a road right-of-way of 66 feet. The fire review stated that tankers are adequate. The property is located in the automated service area for solid waste (garbage disposal) pick up. The soil evaluation is Class II Prime and currently all in agricultural use. The Staff Evaluation point total is +100 points. *Since this request meets the requirements of the Land Use Ordinance, Delgado made the motion to approve this request. It was seconded by Nelson and passed unanimously.*

**Eugenia D. Lee (94-76R)** requested a conditional use permit to allow the division of 1.28 acres of property for the construction of a single family dwelling to be located at 253 West 7800 South, north of Paradise. This property is approximately 1 mile from Paradise City limits. A well application was filed 10/13/94. The State Soil Survey indicates that the area is Class II Prime soil and is currently all in agricultural use. The property appears to have no sensitive or hazardous areas. The road is a 1st priority county road with a 22-foot paved surface and a 46-foot road right-of-way. The fire review states that tankers would be from Paradise, the access is adequate, and that sprinklers are recommended for the home, but not required. The

# Township 11 North, Range 1 East

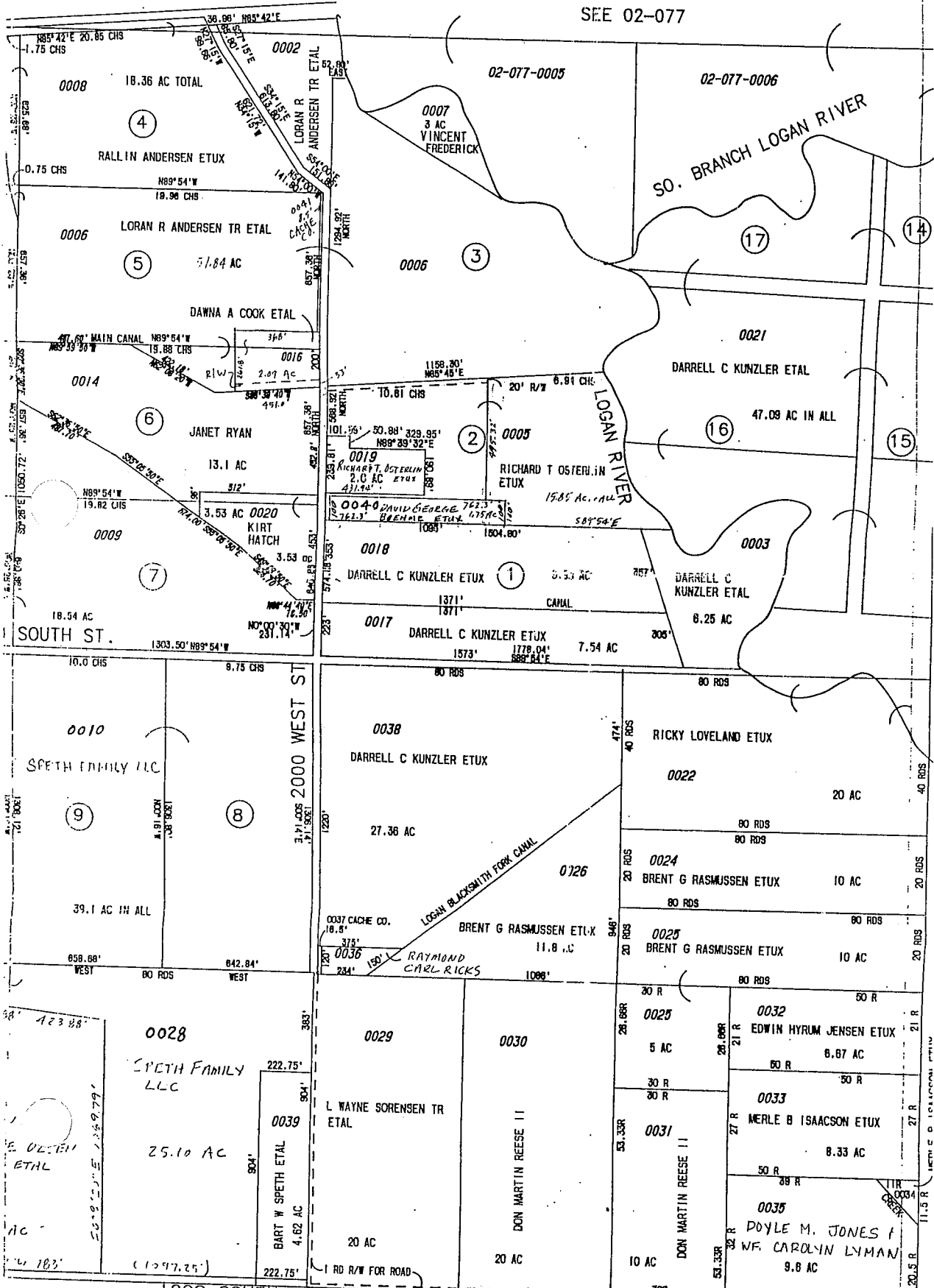
Scale 1" = 400 Feet

LOTS 1 THRU 15 RICHLAND ACRES  
THRU 17 PLAT "B" LOGAN ISLAND SVY

TAX

02-074

SEE 02-077





# MEMORANDUM

TO: Cache County Council  
FROM: Tamra Stones, Cache County Auditor  
DATE: April 4, 2001  
SUBJECT: Continuation of Tax Exemption Application -2001

**Application:** Trapper Trails Council, Boy Scouts of America - 05-062-0019 Located at 199 Pioneer Ave., Logan. This building is the Boy Scout Service Center. Parcel 06-069-0023 - is a warehouse for storage.

The application has been reviewed and is complete. This organization serves educational purposes. All real and personal property is used to provide support materials, advancement records, training records, office space for staff, and training.

## FINDINGS OF FACT - UCA 59-2-1101

The Boy Scouts of America still promote "the ability of young men and women to do things for themselves and others by training in scout crafts and teaching them patriotism, courage, self reliance, and kindred virtues." ...Emphasis is on the educational program... for character development, citizenship training, mental and physical fitness. The Board finds this organization serves educational purposes and the personal property affidavit as submitted, be granted a tax exemption status for the year 2001.

## DETERMINATION

APPROVED                       TABLED                       INTENT TO DENY

  
\_\_\_\_\_  
Cache County Council Chairman

4/10/2001  
\_\_\_\_\_  
Date

Attested:  
  
\_\_\_\_\_  
Tamra Stones, BOE Clerk

# MEMORANDUM

TO: Cache County Council  
FROM: Tamra Stones, Cache County Auditor  
DATE: April 4, 2001  
SUBJECT: Continuation of Tax Exemption Application -2001

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**Application:** Utah Festival Opera Company - 06-031-0020 - 59 South 100 West, Logan, UT.  
BU-27-3464 personal property & vehicles as listed. (Contact Person: Charlotte Corry, Controller; 750-0300)

The application has been reviewed and it is complete. This organization serves Charitable/Educational purposes.

## FINDINGS OF FACT - UCA 59-2-1101

The Board finds this organization serves educational purposes and the personal property affidavit as submitted, be granted a tax exemption status for the year 2001.

## DETERMINATION

APPROVED                       TABLED                       INTENT TO DENY

  
\_\_\_\_\_  
Cache County Council Chairman

4/10/2001  
\_\_\_\_\_  
Date

Attested:

  
\_\_\_\_\_  
Tamra Stones, BOE Clerk

# MEMORANDUM

TO: Cache County Council

FROM: Tamra Stones, Cache County Auditor

DATE: April 4, 2001

SUBJECT: Continuation of Tax Exemption Application -2001

**Application:** Spendlove Research - 04-083-0016 - located at 200 East 2000 North, No. Logan, UT. Seeking exemption on personal property. Office located at 708 West 1800 North #10A Logan, Ut 84321. (Contact Person: Debbi Spendlove, Finance & H.R.; 750-0959)

This application has been reviewed. This organization serves educational purposes. Property has been acquired for a future building site(04-083-0016). All real property will be taxable for the year 2001 and personal property is used by the foundation for conducting scientific research.

## FINDINGS OF FACT - UCA 59-2-1101

The Board finds this organization serves educational purposes and the personal property affidavit as submitted, be granted a tax exemption status for the year 2001.

## DETERMINATION

APPROVED                       TABLED                       INTENT TO DENY

  
\_\_\_\_\_  
Cache County Council Chairman

4/10/2001  
\_\_\_\_\_  
Date

Attested:

  
\_\_\_\_\_  
Tamra Stones, BOE Clerk

# MEMORANDUM

TO: Cache County Council  
FROM: Tamra Stones, Cache County Auditor  
DATE: April 4, 2001  
SUBJECT: Continuation of Tax Exemption Application -2001

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**Application:** USU Research Foundation / SDL - 07-184-0005, 07-184-0006, 07-184-0007 - located at 1625 North Research Parkway, No. Logan, UT. Seeking exemption on personal and real property. (Contact Person: Maria Gates, Accountant; 797-4569)

This application has been reviewed. This organization serves educational purposes. All real and personal property is used by the foundation for conducting scientific research.

## FINDINGS OF FACT - UCA 59-2-1101

The Board finds this organization serves educational purposes and all real property and personal property, as submitted, be granted tax exemption status for the year 2001.

## DETERMINATION

APPROVED                       TABLED                       INTENT TO DENY

  
\_\_\_\_\_  
Cache County Council Chairman

4/10/2001  
\_\_\_\_\_  
Date

Attested:

  
\_\_\_\_\_  
Tamra Stones, BOE Clerk

# MEMORANDUM

TO: Cache County Council  
FROM: Tamra Stones, Cache County Auditor  
DATE: April 4, 2001  
SUBJECT: Continuation of Tax Exemption Application -2001

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**Application:** Cache Employment & Training Center, 275 West 400 South, Logan, UT  
02-050-0007, 02-050-0008, 02-050-0010 - Provides training facilities for people  
with disabilities. (Contact Person: Stacy Newman, Bookkeeper; 752-7952)

This application has been reviewed. This organization serves educational purposes. All real and personal property is used by the organization to serve educational purposes.

## FINDINGS OF FACT - UCA 59-2-1101

The Board finds this organization serves educational purposes and the personal property affidavit as submitted, be granted a tax exemption status for the year 2001.

## DETERMINATION

APPROVED                       TABLED                       INTENT TO DENY

  
\_\_\_\_\_  
Cache County Council Chairman

4/10/2001  
\_\_\_\_\_  
Date

Attested:

  
\_\_\_\_\_  
Tamra Stones, BOE Clerk

# MEMORANDUM

TO: Cache County Council  
FROM: Tamra Stones, Cache County Auditor  
DATE: April 4, 2001  
SUBJECT: Continuation of Tax Exemption Application -2001

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**Application:** Association for the Advancement of the Handicapped -located at 275 West 400 South, Logan, UT. Seeking exemption on personal property only. (Contact Person: Stacy Newman, Bookkeeper; 752-7952)

This application has been reviewed. This organization serves educational purposes. All real and personal property is used by the organization to serve educational purposes.

## FINDINGS OF FACT - UCA 59-2-1101

The Board finds this organization serves educational purposes and the personal property affidavit as submitted, be granted a tax exemption status for the year 2001.


## DETERMINATION

APPROVED                       TABLED                       INTENT TO DENY

  
\_\_\_\_\_  
Cache County Council Chairman

4/10/2001  
\_\_\_\_\_  
Date

Attested:

  
\_\_\_\_\_  
Tamra Stones, BOE Clerk

# MEMORANDUM

TO: Cache County Council  
FROM: Tamra Stones, Cache County Auditor  
DATE: April 4, 2001  
SUBJECT: Continuation of Tax Exemption Application -2001

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**Application:** **Bridgerland Audubon Society, 1776 East 1400 North, Logan UT 84341  
Parcel 08-066-0009 (Contact Person: Susan Drown, Treasurer; 752-3797)**

This application has been reviewed. This organization serves Charitable and Educational purposes. Used for a Nature study area.

## FINDINGS OF FACT - UCA 59-2-1101

The Board of Equalization finds that Bridgerland Audubon Society qualifies, due to precedent established in other Utah counties, use to be exempt IRS 501 (c) (3) as a charitable\educational organization for 2001.

## DETERMINATION

APPROVED                       TABLED                       INTENT TO DENY

  
\_\_\_\_\_  
Cache County Council Chairman

4/10/2001  
\_\_\_\_\_  
Date

Attested:

  
\_\_\_\_\_  
Tamra Stones, BOE Clerk

# MEMORANDUM

TO: Cache County Council  
FROM: Tamra Stones, Cache County Auditor  
DATE: April 10, 2001  
SUBJECT: Tax Exemption Application - 1999, 2000, 2001

**Affidavit:** Carl Inoway Senior Housing Corporation 02-062-0026 - 690 South Riverwalk Drive, Logan, Ut 84321 The sole purpose of the subject property is the provision of 41 units of affordable housing for elderly persons of very low income. Residents will pay 30% of their income in rent, and the US Dept of Housing and Urban Development will provide an operating subsidy. (Contact Person: Marion A. Willey 801-364-6117)

The application has been reviewed and it is complete. This organization serves charitable purposes of apartment rental for elderly persons of very low income. All real and personal property is used for the operation of the facility. IRS letter indicates they are still in the advanced ruling period which ends Dec. 31, 2001 (attached).

## FINDINGS OF FACT - UCA 59-2-1101

The Board finds that the Carl Inoway Senior Housing Corporation serves charitable purposes and grants tax exemption status for the tax years 1999, 2000 & 2001 on real and personal property submitted with the application.

## DETERMINATION

APPROVED       TABLED       INTENT TO DENY

  
\_\_\_\_\_  
Carol G. Giddens  
Cache County Council Chairman

4/10/2001  
\_\_\_\_\_  
Date

Attested:

  
\_\_\_\_\_  
Tamra Stones, BOE Clerk