

**RESOLUTION**

**A RESOLUTION OF THE CITY COUNCIL OF HURRICANE, UTAH, AUTHORIZING AND DIRECTING THE RETENTION OF AN OUTSIDE ENGINEERING FIRM TO PERFORM DEVELOPMENT PLAN REVIEWS**

*WHEREAS*, Hurricane City has authority to adopt and enforce land use standards pursuant to Utah Code Title 10, Chapter 8 and Section 10-9a-104; and

*WHEREAS*, the City Council is authorized to establish personnel policies and guidelines by resolution pursuant to Utah Code Section 10-3-717; and

*WHEREAS*, the City Council desires to provide land developers an alternative route for review of development plans, which will be performed by an outside engineering firm; and

*WHEREAS*, the term “Development Plans” as used in this Resolution is intended to include any proposed site plans, plats, or construction drawings typically reviewed by the City’s Engineering Department; and

*WHEREAS*, the City Council finds that providing such an alternative route, at the cost of land developers, is in the interest of the health, welfare, and safety of the general public; and

*WHEREAS*, the City Engineer shall remain the custodian of all drawings and documents related to public improvements and engineering affairs of the City pursuant to Utah Code Section 10-3-903.

***BE IT HEREBY RESOLVED*** by the City Council of Hurricane, Utah that an alternative route for review of Development Plans is hereby established, consistent with the following terms, parameters, and requirements:

1. The City will request proposals from outside engineering firms to provide the service of reviewing Development Plans submitted by land developers, which firm(s) shall be selected by the City Council in accordance with the City’s procurement code.
2. Review of Development Plans by an approved outside engineering firm (“Firm”) shall be made only upon request by a land developer.
3. When requested, the City’s Engineering Department will coordinate the referral of Development Plans to a Firm for review.
4. The requesting land developer shall bear the entire cost of review by a Firm. No Development Plans shall be referred to a Firm for review until a land developer has prepaid to the City the established fee charged by the Firm for the review.
5. All Development Plans shall be first reviewed by the Joint Utility Committee in

the normal course. At the request of a land developer, a reviewing Firm shall perform the second review and shall review and redline Development Plans in accordance with all applicable City Master Plans, Manuals, Standards, Designs, and Ordinances. The Firm shall complete the second review within 14 business days for Development Plans of 30 lots or less and commercial and industrial Development Plans and 21 business days for all other Development Plans and shall return the redlined Development Plans to the City's Engineering Department.

6. The City's Engineering Department shall review and revise as necessary the Firm's comments and redlines and shall return the Development Plans to the land developer within 5 business days or 14 business days respectively.
7. A Firm may not provide review Development Plans submitted by the Firm.
8. The City Engineer is the final arbiter of the interpretation and application of City standards as they relate to Development Plans.

PASSED AND APPROVED THIS 2 day of February, 2023.



Nanette Billings  
Nanette Billings, Mayor

ATTEST:

Cindy Beteag  
Cindy Beteag, Recorder

The foregoing Resolution was presented at a regular meeting of the Hurricane City Council held at the Hurricane City Office Building on the 2 day of February, 2023. Whereupon a motion to adopt and approve said Resolution was made by Joseph Prete and seconded by ~~Dave Sanders~~ Doug Heideman. A roll call vote was then taken with the following results:

	Yea	Nay	Abstain	Absent
Joseph Prete	X	—	—	—
Dave Sanders	X	—	—	—
David Hirschi	X	—	—	—
Kevin Thomas	X	—	—	—
Doug Heideman	X	—	—	—

Cindy Beteag  
Cindy Beteag, Recorder