



CITY OF OREM
CITY COUNCIL MEETING
56 North State Street, Orem, Utah
October 24, 2023

*This meeting may be held electronically
to allow a Councilmember to participate.*

4:30 P.M. WORK SESSION - CITY COUNCIL CHAMBERS

1 PRESENTATION - City Council Recap of Fall Events & Lights On Overview (15 min)

Presenter: Karina Eckern, City Events Coordinator

2 PRESENTATION - Proposed Ordinance 13-1-11 Amending Park Lighting and Closure (5 min)

Presenter: D. Jacob Summers, Deputy City Attorney

3 PRESENTATION - Proposed City Boundary Adjustments (45 min)

Presenter: Jason Bench, Assistant Development Services Director

1. AGENDA REVIEW & PREVIEW OF UPCOMING AGENDA ITEMS

The City Council will review the items on the agenda.

2. CITY COUNCIL REPORTS (BOARDS & COMMISSIONS, NEW BUSINESS, ETC.)

This is an opportunity for members of the City Council to raise issues of information or concern.

6:00 P.M. REGULAR SESSION - COUNCIL CHAMBERS

3. CALL TO ORDER

4. INVOCATION/INSPIRATIONAL THOUGHT: BY INVITATION

5. PLEDGE OF ALLEGIANCE: BY INVITATION

6. MAYOR'S REPORT/ITEMS REFERRED BY COUNCIL

6.1 PRESENTATION - Heritage Commission Veteran's Day Report

Presenter: Peter Wolfley, Communications Manager, PIO and Rodney Gardner, Commander of Post 72 of the American Legion

6.2 PRESENTATION - Donation from the American Legion

Presenter: Rodney Gardner, Commander of Post 72 of the American Legion

6.3 REPORT - Recreation Advisory Commission

Presenter: Bryce Merrill, Library and Recreation Director and Alan Rex, Recreation Advisory Commission member

7. PERSONAL APPEARANCES - 15 MINUTES

Time has been set aside for the public to express their ideas, concerns, and comments on items not

scheduled as public hearings on the Agenda. Those wishing to speak are encouraged to show respect for those who serve the city. Comments should focus on issues concerning the city. Those wishing to speak should have signed in before the beginning of the meeting. (Please limit your comments to 3 minutes or less.)

8. CONSENT ITEMS

8.1 APPROVAL OF MEETING MINUTES

October 10, 2023

9. SCHEDULED ITEMS

9.1 PUBLIC HEARING - Amending the Fiscal Year 2023-2024 Budget

Presenter: Brandon C. Nelson, CPA, Finance Director

9.2 PUBLIC HEARING – Amending a portion of Section 22-2-1 Definitions and Appendix A of the Orem City Code by enacting Standard Land Use Code 7313 – Agritainment as a permitted use in the OS5/ROS zone.

Presenter: Jason Bench, Assistant Development Services Director

9.3 RESOLUTION - "In God We Trust"

Presenter: D. Jacob Summers, Deputy City Attorney

10. COMMUNICATION ITEMS

11. CITY MANAGER INFORMATION ITEMS

To discuss pending or reasonably imminent litigation; the character or professional competence of an individual; or the purchase or lease of real property.

12. ADJOURN TO CLOSED SESSION

To discuss pending or reasonably imminent litigation; the character or professional competence of an individual; or the purchase or lease of real property.

THE PUBLIC IS INVITED TO PARTICIPATE IN ALL CITY COUNCIL MEETINGS.

**If you need a special accommodation to participate in the City Council Meetings and Study Sessions, please call the City Recorder's Office at least 3 working days prior to the meeting.
(Voice 801-229-7000)**

This agenda is also available on the City's webpage at orem.org

Article 13-1. Parks and the Orem Fitness Center

13-1-11. Park curfew.

- A. All City parks shall be closed between the hours of 11:00 p.m. and 5:00 a.m. It shall be unlawful for any person other than City employees performing their duties to be in a park when it is closed. This provision shall not apply, however, in cases where the Department of Recreation grants permission for overnight use of the City Center Park or a portion thereof to an organization, which as part of a City sponsored, communitywide historical or patriotic celebration, has a display which spans more than one consecutive day, the nature of which requires people to be present at the display overnight. The organization shall also enter into an agreement with the City which covers issues such as the timing of lawn irrigation, grounds keeping, security, and liability.
- B. The Recreation Department Director shall have the authority to temporarily modify the hours of use of the following parks: City Center Park, Community Park, Hillcrest Park, Lakeside Park, and Windsor Park. Such temporary modification shall be authorized by a prior written permit.
1. Permit Application. A person seeking a permit shall submit a complete application to the Recreation Department Director on the forms prescribed by the Director and accompanied by the fees set forth in the City's then current schedule of fees and charges.
 2. Grounds for Denial. The Director may deny an application for a permit for any of the reasons listed in this Subsection.
 - a. The submitted application was incomplete, contained fraudulent or misleading statements, or a required fee for the permit or application was not paid.
 - b. The requested park area or facility is previously reserved or otherwise unavailable for use or the proposed permitted use will unreasonably interfere with another permitted use or City-approved event.
 - c. The proposed permitted use will unreasonably interfere with or detract from the promotion of public health, safety, welfare, or recreation, or will disturb the peace of or cause undue hardship on neighboring residents or businesses.
 - d. The proposed permitted use will entail unusual, extraordinary, or burdensome City expense or public safety supervision by the City. In making this determination, the Director may consider whether the applicant will pay for off-duty police officers or other security required by the City to ensure the safety of participants.
 - e. Within the eighteen (18) month period immediately preceding submittal of the application, the applicant or the proposed permitted use violated or failed to comply with any of the permit conditions of Subsection 13-1-11(B)(3) or failed to obtain a permit required by this Section.
 - f. Within the eighteen (18) month period immediately preceding submittal of the application, the applicant or the proposed permitted use had a permit revoked pursuant to Subsection 13-1-11(B)(8).

3. Permit Conditions.

- a. The permitted use shall not unreasonably interfere with or detract from the promotion of public health, safety, welfare, or recreation.
 - b. The permittee and participants of the permitted use shall not engage in conduct that would constitute disorderly conduct under Utah Code § 76-9-102, as amended.
 - c. The permitted use shall not incite violence or crime.
 - d. The permitted use shall not result in food, beverage, clothing, or any item intended for donation or distribution dumped, deposited, abandoned, or left unattended in a park.
 - e. The permitted use shall not cause any unsanitary or unsafe condition in a park, such as the overwhelming of a park restroom or locker room facility with people or refuse, the overloading of a trash or recycling receptacle with refuse, or refuse being left or abandoned in a park outside of the appropriate receptables.
 - f. All refuse from the permitted use shall be immediately removed from the park or properly disposed of in the appropriate receptacles. All personal property utilized for the permitted use shall be immediately removed from the park or properly disposed of in the appropriate receptacles upon expiration of the permit.
 - g. The permitted use shall not unreasonably interfere with any other permitted use or City-approved event and shall not unreasonably interfere with a person's reasonable and lawful use of a park.
 - h. The permitted use shall not disturb the peace, as defined in Orem City Code 9-2-9. of or cause undue hardship on the neighboring residents or businesses.
 - i. The permitted use shall not interfere with the operation of a police department, fire department, or other emergency personnel and shall not interfere with the maintenance of a park.
4. Appeal of Permit Denial. If the Director denies an application for a permit, the applicant may appeal the denial to the City Manager within ten (10) days of issuance of the Director's decision. The City Manager will issue a decision to sustain, modify, or overrule the Director's decision. The City Manager may summarily deny an untimely appeal. The City Manager's decision is final.
5. Limitations. A permit is valid only for the specified location, date, time, and permitted use. IF the location, date, time, or permitted use is changed after a permit is issued, the applicant must submit a new application and fees, and obtain a new permit.
6. Inspection. A permit shall, at all times while the permitted use is on-going, be on-site at the permitted use and made available for the inspection upon demand of any City official.
7. City Personnel. It shall be a requirement for any permit that city staff will be on site for any event extending beyond general operating hours and the City may require an additional fee for the personnel costs.
8. Non-transferability. A permit is not transferable and not assignable. Any attempted transfer or assignment will void a permit and any fees paid will be forfeited.

9. Revocation.

- a. The Director, the Public Works Director, or a police officer may revoke a permit at any time for any of the reasons stated in this Subsection.
 - i. Violation of or non-compliance with any permit condition listed in Subsection 13-1-11(B)(3).
 - ii. The Director, the Public Works Director, a police office, or other City official determines, at any time, that a ground for denial listed in Subsection 13-1-11(B)(2) exists.
- b. Upon revocation, the permitted use shall immediately cease, the permittee shall immediately remove from the park or properly dispose of in the appropriate receptacles all refuse of the permitted use and personal property utilized for the permitted use, and the permittee shall ensure that all participants immediately disperse and leave the park.

(Ord. No. 661, Revised, 04/10/90; Ord. No. O-97-0021, Amended, 04/08/97; Ord. No. O-08-0013, Amended 07/08/2008)



**CITY OF OREM
CITY COUNCIL
MEETING
OCTOBER 24, 2023**

REQUEST:	APPROVAL OF MEETING MINUTES
APPLICANT:	
NOTICES:	
SITE INFORMATION:	
PREPARED BY:	

REQUEST:

BACKGROUND:

RECOMMENDATION:



**CITY OF OREM
CITY COUNCIL
MEETING
OCTOBER 24, 2023**

REQUEST:	PUBLIC HEARING - Amending the Fiscal Year 2023-2024 Budget
APPLICANT:	Brenn Bybee
NOTICES:	
SITE INFORMATION:	
PREPARED BY:	Brandon Nelson, Finance Director

REQUEST:

BACKGROUND:

The Fiscal Year 2023-2024 City of Orem budget has many adjustments that occur throughout the fiscal year. These adjustments include grants received from Federal, State, and other governmental or private entities or organizations; appropriating interest earnings in the 2021 Water, Sewer and Storm Water Bonds construction account; appropriating funds for lighting and sander rack projects; and appropriating funds for the replacement of a parks truck and mower destroyed in a fire.

RECOMMENDATION:

The City Manager recommends the City Council hold a public hearing to discuss amending the current Fiscal Year 2023-2024 Budget and, by ordinance, amend the Fiscal Year 2023-2024 Budget.

DRAFT

ORDINANCE NO. _____

AN ORDINANCE BY THE CITY COUNCIL OF THE CITY
OF OREM, UTAH, AMENDING THE FISCAL YEAR 2023-
2024 BUDGET.

WHEREAS On June 13, 2023, the City Council adopted a final budget following State law; and

WHEREAS the City Council held a public hearing on October 24, 2023, to receive input from the public regarding proposed amendments to the Fiscal Year 2023-2024 budget; and

WHEREAS the budget has been revised as deemed appropriate to accommodate new revenues and expenses.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF OREM, UTAH, as follows:

1. The Council hereby amends the Fiscal Year 2023-2024 Budget as shown in Exhibit "A" which is attached hereto and incorporated herein by reference.

2. The City Manager is directed to implement these budget amendments in accordance with State laws and appropriate City procedures.

3. This ordinance shall take effect immediately upon publication.

PASSED AND APPROVED this 24th day of **October 2023**.

CITY OF OREM, by
David A. Young, Mayor

ATTEST:

JoD'Ann Bates, City Recorder

COUNCIL MEMBERS	AYE	NAY	ABSTAIN
Mayor David A. Young	☐	☐	☐
Jeff Lambson	☐	☐	☐
Debby Lauret	☐	☐	☐
Tom W. Macdonald	☐	☐	☐
LaNae Millett	☐	☐	☐
Terry D. Peterson	☐	☐	☐
David M. Spencer	☐	☐	☐

EXHIBIT "A"
BUDGET AMENDMENTS
FISCAL YEAR 2023-2024

REVENUES			Previous Budget	Current Budget
Account Number	Note	Description		
GENERAL FUND				
10-3316-003	1	Grant - Various - Misc. Grantors	\$ -	\$ 5,000.00
10-3316-009	1	Library - LSTA Grant	-	35,685.47
10-3318-014	1	Grant - Bullet Proof Vest	-	1,920.00
10-3318-024	1	Internet Crimes Against Children Grant - ICAC	-	20,000.00
10-3690-003	1	Misc. Revenues - Police Department Donations	-	9,500.00
10-3995-013	1	Cont. From - Fund 73 - Orem Foundation	-	17,500.00
10-3995-030	3	Cont. From - Fund 63 - Parks Vehicles	-	95,000.00
Total			\$ -	\$ 184,605.47
Net Fund Increase				\$ 184,605.47
ROAD SPECIAL REVENUE FUND				
20-3997-018	5	App. Surp - Operations	\$ -	\$ 120,000.00
Total			\$ -	\$ 120,000.00
Net Fund Increase				\$ 120,000.00
MAJOR CRIMES TASK FORCE (MCTF)				
25-3424-004-001	1	MCTF - Forfeitures Revenues - Federal (Justice)	\$ -	\$ 30,000.00
25-3424-004-002	1	MCTF - Forfeitures Revenues - Federal (Treasury)	-	10,000.00
Total			\$ -	\$ 40,000.00
Net Fund Increase				\$ 40,000.00
WATER FUND				
51-3610-005	2	Interest Earnings - 2021 Bonds	\$ -	\$ 1,229,101.32
Total			\$ -	\$ 1,229,101.32
Net Fund Increase				\$ 1,229,101.32
STREET LIGHTING FUND				
58-3997-001	4	App Surp - Street Lighting Projects - Hillcrest Park	\$ -	\$ 170,000.00
Total			\$ -	\$ 170,000.00
Net Fund Increase				\$ 170,000.00
SELF INSURANCE FUND				
63-3997-006	3	App Surp - Parks Vehicles	\$ -	\$ 95,000.00
Total			\$ -	\$ 95,000.00
Net Fund Increase				\$ 95,000.00
OREM COMMUNITY FOUNDATION FUND				
73-3910-004	1	Donations - Orem City	\$ -	\$ 17,500.00
Total			\$ -	\$ 17,500.00
Net Fund Increase				\$ 17,500.00
Total City Funds			\$ -	\$ 1,856,206.79
Net City Funds Increase				\$ 1,856,206.79

EXHIBIT "A"
BUDGET AMENDMENTS
FISCAL YEAR 2023-2024

EXPENDITURES

<u>Account Number</u>	<u>Note</u>	<u>Description</u>	<u>Previous Budget</u>	<u>Current Budget</u>
GENERAL FUND				
Patrol Services				
10-6520-250-001	1	Equipment - Body Armor	\$ -	\$ 1,920.00
10-6520-450-003	1	Public Safety Supplies - K9	-	24,500.00
10-6530-230-008	1	Employee Development - ICAC Grant	-	10,000.00
10-6530-250-008	1	Equipment - ICAC Grant	-	10,000.00
Victims Advocates				
10-6532-230-003	1	Employee Development - Support Dog - Nomi Health	-	1,000.00
10-6532-250-003	1	Equipment - Support Dog - Nomi Health	-	2,300.00
10-6532-450-003	1	Public Safety Supplies - Support Dog - Nomi Health	-	1,700.00
10-6532-600-001	1	Misc. Exp - Dog Training - Beckham/Ashe Foundation	-	2,500.00
Parks				
10-7547-792-027	3	Vehicle #7119 - Replace Vehicle #7109	-	75,000.00
10-7547-792-052	3	Riding Mower #7467 - Replace #7463	-	20,000.00
Technical Services				
10-8520-743-435	1	Library Lockers - Hillcrest Park - LSTA Grant	-	35,685.47
Total			<u>\$ -</u>	<u>\$ 184,605.47</u>
Net Fund Increase				<u>\$ 184,605.47</u>
ROAD SPECIAL REVENUE FUND				
20-7546-741-015	5	Sander Rack Modifications	\$ 185,379.28	\$ 305,379.28
Total			<u>\$ 185,379.28</u>	<u>\$ 305,379.28</u>
Net Fund Increase				<u>\$ 120,000.00</u>
MAJOR CRIMES TASK FORCE (MCTF)				
25-6531-230-004	1	Employee Development - Forfeitures (Justice)	\$ -	\$ 10,000.00
25-6531-250-004	1	Equipment - Forfeitures (Justice)	-	20,000.00
25-6531-250-005	1	Equipment - Forfeiture (Treasury)	-	10,000.00
			<u>\$ -</u>	<u>\$ 40,000.00</u>
Net Fund Increase				<u>\$ 40,000.00</u>
WATER FUND				
51-7575-733-230	2	Water Projects - Bond	\$ -	\$ 1,229,101.32
Total			<u>\$ -</u>	<u>\$ 1,229,101.32</u>
Net Fund Increase				<u>\$ 1,229,101.32</u>
STREET LIGHTING FUND				
58-7520-731-600	4	Hillcrest Park - Lights	\$ -	\$ 170,000.00
Total			<u>\$ -</u>	<u>\$ 170,000.00</u>
Net Fund Increase				<u>\$ 170,000.00</u>
SELF INSURANCE FUND				
63-4260-920-001	3	Cont. To - Fund 10 - Parks Vehicles	\$ -	\$ 95,000.00
Total			<u>\$ -</u>	<u>\$ 95,000.00</u>
Net Fund Increase				<u>\$ 95,000.00</u>
OREM COMMUNITY FOUNDATION FUND				
73-8591-920-004	1	Cont. To - Fund 10 - Orem City	\$ -	\$ 17,500.00
Total			<u>\$ -</u>	<u>\$ 17,500.00</u>
Net Fund Increase				<u>\$ 17,500.00</u>
Total City Funds			<u>\$ 185,379.28</u>	<u>\$ 2,041,586.07</u>
Net City Funds Increase				<u>\$ 1,856,206.79</u>

**BUDGET AMENDMENTS
FISCAL YEAR 2023-2024**

NOTES

These notes are attached to the budget amendments summary to describe the more unusual or extraordinary amendments to the Fiscal Year 2023-2024 City of Orem Budget that have been necessitated to this point in the fiscal year. Many of the amendments listed in the summary are immaterial and/or are technical corrections that any organization of this size would expect to encounter during an operating year and therefore, no specific note has been given for these items. Please contact Brandon C. Nelson, CPA, Finance Director, at 801-229-7010, if you have any questions or concerns.

- 1) The City receives grant or donation funds during the year to aid many different operations such as the Police Department (Major Crimes Task Force Grants, Support Dog donations, ICAC, Bullet Proof Vests), and the Library (LSTA). The funds are received from Federal, State, and other governmental (or private) entities. These entries represent the adjustments necessary to adjust the appropriate budgets.
- 2) The 2021 Water, Sewer & Storm Water Bonds construction account earns interest on unspent funds. This amendment adds these revenues to the water fund which are to be spent on bond eligible projects.
- 3) The City had an unfortunate accident where a park truck and mower were destroyed in a gasoline fire incident. The two vehicles need to be replaced as soon as possible and since the city is self-funded for insurance purposes the funds to purchase the new vehicles are to be made available through the City's Self-Insurance Fund's reserves.
- 4) The lights for the parking lot and around the interior walking path at Hillcrest Park are being paid for by the Street Lighting Fund. Surplus funds are being appropriated for the completion of this project.
- 5) The City has been planning to make modifications to its sander racks at the Public Works facility for quite some time. The funds originally made available were not sufficient and thus, additional funds are needed to complete the modifications. The funds are being made available from road fund surplus through this appropriation.



**CITY OF OREM
CITY COUNCIL
MEETING
OCTOBER 24, 2023**

REQUEST:	PUBLIC HEARING – Amending a portion of Section 22-2-1 Definitions and Appendix A of the Orem City Code by enacting Standard Land Use Code 7313 – Agritainment as a permitted use in the OS5/ROS zone.
APPLICANT:	
NOTICES:	
SITE INFORMATION:	
PREPARED BY:	

REQUEST:

BACKGROUND:

RECOMMENDATION:

CITY OF OREM
CITY COUNCIL MEETING
OCTOBER 24, 2023



REQUEST:	6:00 P.M. SCHEDULED ITEM TEXT AMENDMENT – Amending a portion of Section 22-2-1 Definitions and Appendix A of the Orem City Code by enacting Standard Land Use Code 7313 – Agritainment as a permitted use in the OS5/ROS zone.
APPLICANT:	Wilkerson Farm
FISCAL IMPACT:	None

NOTICES:

- Posted in 2 public places
- Posted on City webpage
- Posted on the State noticing website
- Faxed to newspapers
- Noticed 73 property owners with 500 feet

SITE INFORMATION:

General Plan Designation:

Low Density Residential

Current Zone: OS5

Acreage: **14.18**

Neighborhood: **Lakeview**

**PLANNING
COMMISSION
RECOMMENDATION**

Approval 7-0

PREPARED BY:

Makayla Wagstaff
Associate Planner

REQUEST: The applicant requests the City Council amend a portion of Section 22-2-1 Definitions and Appendix A of the Orem City Code by enacting Standard Land Use Code 7313 – Agritainment as a permitted use in the OS5/ROS zone.

BACKGROUND: The applicant is proposing to amend the ordinance to allow Agritainment in the OS5/ROS zone. This is due to seasonal festivals and carnivals not currently being permitted. This text amendment is intended to bring the current land use – fall festival – into compliance with the land uses allowed within the OS5 zone while allowing the business to continue to operate. Adding “Agritainment” as a permitted use will serve this purpose.

Agritainment is defined as farm-related tourism or farm-related entertainment activities that are permitted or authorized in return for a fee on agricultural land for recreational or educational purposes. Examples of Agritainment enterprises include, but are not limited to, pick-your-own fruits and vegetables, farm markets, festivals/fairs, interactive animal displays, hay and amusement rides and corn-maze enterprises.

The above definition is how Agritainment will be defined under Article 22-2-1 Definitions in the Orem City Code. While this use is being applied for by Wilkerson Farms, it will apply to any area which is zoned OS5 as a permitted use.

RECOMMENDATION: The Planning Commission recommends the City Council, by ordinance, amend a portion of Section 22-2-1 Definitions and Appendix A of the Orem City Code by enacting Standard Land Use Code 7313 – Agritainment as a permitted use in the OS5/ROS zone.

Appendix A

SLU		R5	R6	R6.5	R7.5	R8	R12	R20	OS5/ ROS	PO	C1	C2	C3	HS	M1	M2	CM	BP	PF
7313	Agritainment	<u>N</u>	<u>N</u>	<u>N</u>	<u>N</u>	<u>N</u>	<u>N</u>	<u>N</u>	<u>P</u>	<u>N</u>	<u>N</u>	<u>N</u>	<u>N</u>	<u>N</u>	<u>N</u>	<u>N</u>	<u>N</u>	<u>N</u>	<u>N</u>

Note: Only a portion of *Appendix A* is shown here.

CODE OF ORDINANCES

CHAPTER 22. ZONING

Article 22-2. Definitions

22-2-1. Definitions.

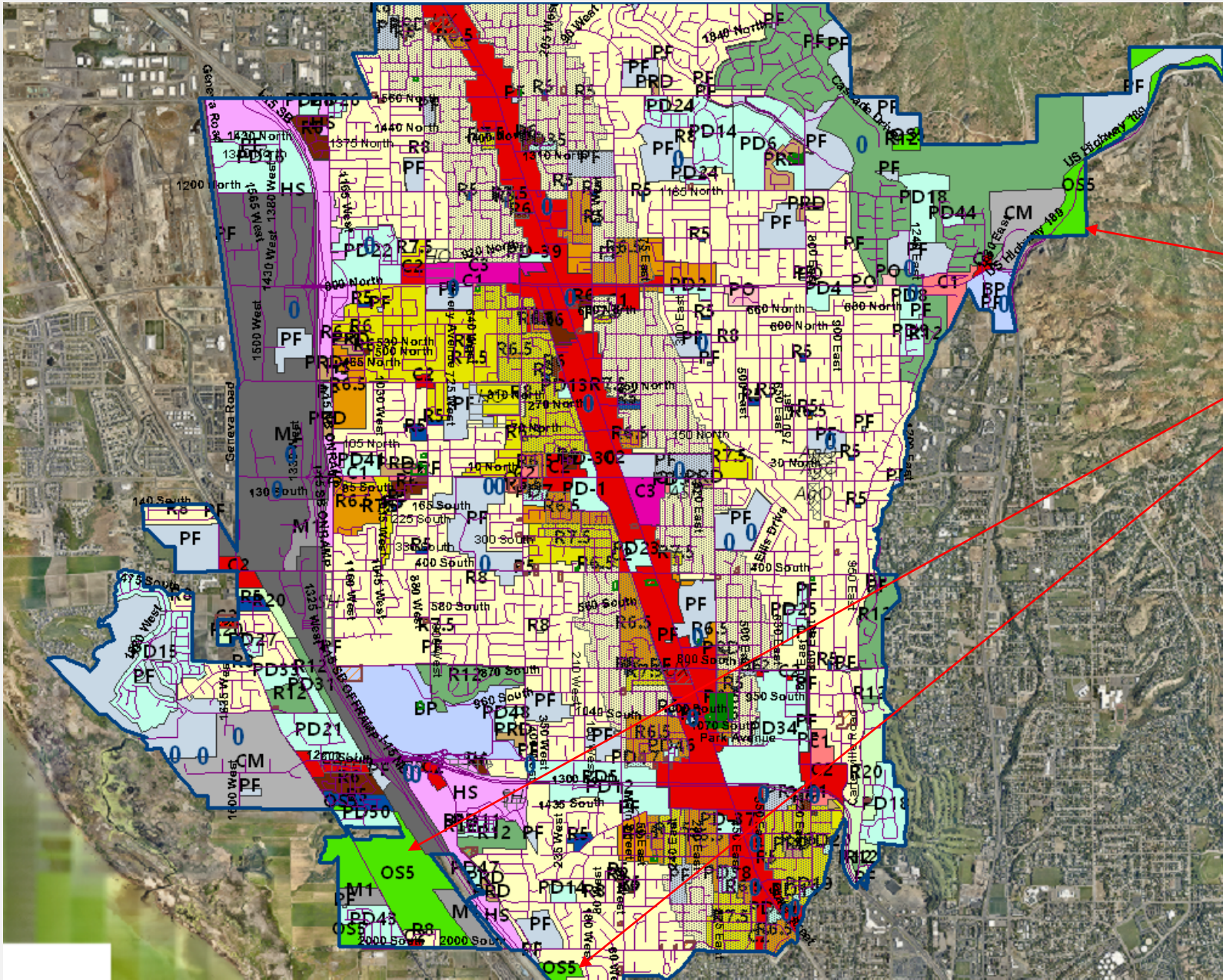
For the purpose of this Chapter, certain words and terms are defined as follows:

Agriculture shall mean the tilling of soil, the raising of crops, horticulture and gardening, but does not include the keeping or raising of domestic animals, fowl, or household pets, nor any agricultural industry or business, such as fruit packing plants, fur farms, animal hospitals or similar uses. Agriculture does not include any use in Agritainment.

Agritainment shall mean farm-related tourism or farm-related entertainment activities that are permitted or authorized in return for a fee on agricultural land for recreational or educational purposes. Examples of agritainment enterprises include, but are not limited to, pick-your-own fruits and vegetables, farm markets, festivals/fairs, interactive animal displays, hay and amusement rides and corn-maze enterprises.

Note: Only a portion of *Article 22-2 Definitions* is shown here.

OS-5 Zone Locations





City Council Chambers, 56 N State Street

***** IMPORTANT DEVELOPMENT NOTICE *****

PUBLIC HEARING – Amending Article 22-2-1 Definitions and Appendix A of the Orem City Code by enacting Standard Land Use Code 7313 – Agritainment as a permitted use in the OS5/ROS zone.

The applicant is proposing to amend the ordinance to allow agritainment in the OS5/ROS zone due to seasonal festivals and carnivals not currently being permitted. This text amendment is intended to bring the current land use – fall festival – into compliance with the land uses allowed within the OS5 zone while allowing the business to continue to operate.

Additional information can be viewed on orem.org/planning under the "Current Planning (Public Hearing Notices)" tab.

SWITZLER, AL
5082 OLD OAK LN
HIGHLAND, UT 84003

City Council
Tue, Oct 24, 2023
6:00 pm



City Council Chambers, 56 N State Street

***** IMPORTANT DEVELOPMENT NOTICE *****

PUBLIC HEARING – Amending Article 22-2-1 Definitions and Appendix A of the Orem City Code by enacting Standard Land Use Code 7313 – Agritainment as a permitted use in the OS5/ROS zone.

The applicant is proposing to amend the ordinance to allow agritainment in the OS5/ROS zone due to seasonal festivals and carnivals not currently being permitted. This text amendment is intended to bring the current land use – fall festival – into compliance with the land uses allowed within the OS5 zone while allowing the business to continue to operate.

Additional information can be viewed on orem.org/planning under the "Current Planning (Public Hearing Notices)" tab.

CANDIDE CHARTIABLE ENTERPRISES LLC
175 W CANYON CREST RD STE 305
ALPINE, UT 84004

City Council
Tue, Oct 24, 2023
6:00 pm

[Agritainment](#) shall mean farm-related tourism or farm-related entertainment activities that are permitted or authorized in return for a fee on agricultural land for recreational or educational purposes. Examples of agritainment enterprises include, but are not limited to, pick-your-own fruits and vegetables, farm markets, festivals/fairs, interactive animal displays, hay and amusement rides and corn-maze enterprises.



orem.org/planning under "Current Planning (Public Hearing Notices)" tab

[Agritainment](#) shall mean farm-related tourism or farm-related entertainment activities that are permitted or authorized in return for a fee on agricultural land for recreational or educational purposes. Examples of agritainment enterprises include, but are not limited to, pick-your-own fruits and vegetables, farm markets, festivals/fairs, interactive animal displays, hay and amusement rides and corn-maze enterprises.



orem.org/planning under "Current Planning (Public Hearing Notices)" tab

SANDHILL DEVELOPMENT LC
40 N GENEVA RD
OREM, UT 84058

TUCKER, GEORGE
51 W 4750 N
PROVO, UT 84604

JAMES HAWKES
55 WEST 500 SOUTH
OREM, UT 84058

COMMON AREA
100 E CENTER ST
PROVO, UT 84606

HELENA KLEINLEIN
103 WEST 2170 SOUTH
OREM, UT 84058

ES 177231 LC (ET AL)
124 E 2200 N
LEHI, UT 84043

JEFF LAMBSON
156 E 1060 N
OREM, UT 84057

DAVE YOUNG
173 S COUNTRYSIDE LANE
OREM, UT 84058

CANDIDE CHARTIABLE
ENTERPRISES LLC
175 W CANYON CREST RD STE 305
ALPINE, UT 84004

MILLHAVEN CONSTRUCTION LLC
272 W 200 N STE 100
LINDON, UT 84042

LONGSON PROPERTIES LLC
284 N 3000 W
PROVO, UT 84601

LANAE MILLETT
288 W 1500 N
OREM, UT 84057

PROVO CITY
351 W CENTER ST
PROVO, UT 84601

THOMAS MACDONALD
489 NORTH PALISADES DR
OREM, UT 84097

DEBBY LAURET
641 S 1920 W
OREM, UT 84059

MADELINE KOMEN
653 W. 1360 NORTH
OREM, UT 84057

CANDIDE CHARITABLE ENTERPRISE
LLC
--OR CURRENT RESIDENT--
710 W 2000 SOUTH
OREM, UT 84058

BROWN, BARRY E & LINDA B (ET AL)
782 W 2000 S
OREM, UT 84058

VARGAS, LEANDRO DAVID & ALISSA
KITCHEN
819 W 1950 S
OREM, UT 84058

PULHAM, KURT TERRY
822 W 1950 S
OREM, UT 84058

TRONSON, TANNER DON (ET AL)
827 W 1950 S
OREM, UT 84058

GRIFFIN, SKYLER REED (ET AL)
830 W 1950 S
OREM, UT 84058

MORRILL, JENNIFER
835 W 1950 S
OREM, UT 84058

GROO, DENIS E & NANCY M
838 W 2000 S
OREM, UT 84058

FONG, THOMAS & SHARON
840 W 1950 S
OREM, UT 84058

DAMERON, SYDNEY K & BRONSON
M
849 W 1950 S
OREM, UT 84058

ANDERTON, PARKER (ET AL)
854 W 1950 S
OREM, UT 84058

DAVID SPENCER
899 NORTH 550 EAST
OREM, UT 84097

MURRAY LOW
904 S. 725 WEST
OREM, UT 84058

GERALD CRISMON
1069 S. 545 EAST
OREM, UT 84097

TERRY PETERSON
1125 LYNNWOOD DRIVE
OREM, UT 84097

HAYSAM SAKAR
1194 E. 1090 NORTH
OREM, UT 84097

RYAN CLARK
1405 N. 1430 WEST
PLEASANT GROVE, UT 84062

MIKE CARPENTER
1734 NORTH 350 WEST
OREM, UT 84057

POND, RANDY
1785 SANDHILL RD
OREM, UT 84058

CHERRY HILL DAIRY FARM
%TAYLOR, BYRON
1785 S GENEVA RD
OREM, UT 84058

ADJ INVESTMENTS THREE LLC
1794 COBBLESTONE DR
PROVO, UT 84604

CHERRY HILL DAIRY FARM
--OR CURRENT RESIDENT--
1815 S GENEVA RD
OREM, UT 84058

UTAH AUTISM ACADEMY
1875 S GENEVA RD
OREM, UT 84058

JASON BENCH
1911 N MAIN STREET
OREM, UT 84057-2101

NIELSON, LINDA E
1931 N 3100 W
PROVO, UT 84601

CISNEROS, JESUS JR & CHRISTIAN A
1936 N 3100 W
PROVO, UT 84601

JOHNSON, BLAINE E
1939 N 3100 W
PROVO, UT 84601

WEIGHT, DON ROGER (ET AL)
1941 N 3050 W
PROVO, UT 84601

ROYLANCE, SHAUNA L (ET AL)
1941 S 800 W
OREM, UT 84058

NORDSTROM, MACKENZIE &
TANNER
1942 N 3100 W
PROVO, UT 84601

BANKS, JONATHAN M & SARAH
1944 N 3050 W
PROVO, UT 84601

MOOSE, ALAN L & PAMELA C
1949 S 800 W
OREM, UT 84058

THENOT, JODY R
1953 N 3050 W
PROVO, UT 84601

HOLMBERG, TAYLOR & ANALI
1956 N 3050 W
PROVO, UT 84601

FLYGARE, KELLY
1959 N 3100 W
PROVO, UT 84601

LARSEN, JENNIFER C (ET AL)
1960 S 800 W
OREM, UT 84058

MAHEDY, PAUL PATRICK & PAULA
ALICE
1963 S 800 W
OREM, UT 84058

MERRILL, SETH & BROOKE
1965 N 3050 W
PROVO, UT 84601

WILSON, BRENT ROGER
--OR CURRENT RESIDENT--
1968 N 3050 WEST
PROVO, UT 84601

WILSON, BRENT ROGER
1968 N 3060 W
PROVO, UT 84601

NARCISO, DAVID L JR & TATIANA H
1971 N 3100 W
PROVO, UT 84601

BACKUS, KRISTOPHER C & JILL R
1975 S 800 W
OREM, UT 84058

HERNANDEZ, GABRIELA COMPRES &
GABRIELA
1979 N 3100 W
PROVO, UT 84601

LONGSON PROPERTIES LLC
--OR CURRENT RESIDENT--
1985 N 2800 WEST
PROVO, UT 84601

HERIFORD, HANK & AUBREY
1987 N 3100 W
PROVO, UT 84601

GERMAN, EDWARD & JEANNETTE
VARGAS
1988 N 3100 W
PROVO, UT 84601

HAMBERLIN, ALAN D
2511 E MELROSE ST
MESA, AZ 85213

ES 177231 LC (ET AL)
--OR CURRENT RESIDENT--
2562 W 1680 NORTH
PROVO, UT 84601

UTAH COUNTY
2855 S STATE
PROVO, UT 84606

PYNE, JEREMY & ERIN
3033 W 1930 N
PROVO, UT 84601

STOCKTON, RICHARD S & KRISTI D
3047 W 1930 N
PROVO, UT 84601

WARNER, NEIL K (ET AL)
3059 W 1930 N
PROVO, UT 84601

GILES, THOMAS & SEASON
3077 W 1930 N
PROVO, UT 84601

ORION PROPERTIES COMPANY LLC
3089 W 1930 N
PROVO, UT 84601

JAUREGUI, JOSE ARMANDO
3103 W 1930 N
PROVO, UT 84601

ALVARENGA, BORIS & JOSIE
4393 SHADYHOLLOW LOOP
LEHI, UT 84043

SWITZLER, AL
5082 OLD OAK LN
HIGHLAND, UT 84003

DRAFT

ORDINANCE NO. _____

AN ORDINANCE BY THE OREM CITY COUNCIL AMENDING A PORTION OF SECTION 22-2-1 DEFINITIONS AND APPENDIX A OF THE OREM CITY CODE BY ENACTING STANDARD LAND USE CODE 7313 – AGRITAINMENT AS A PERMITTED USE IN THE OS5/ROS ZONE.

WHEREAS on August 30, 2023, Wilkerson Farm, LLC filed an application with the City of Orem to request the City Council to amend a portion of Section 22-2-1 and Appendix A of the Orem City Code by enacting Standard Land Use Code 7313 – Agritainment as a permitted use in the OS5/ROS zone; and

WHEREAS a public hearing considering the subject application was held by the Planning Commission on October 4, 2023, and the Planning Commission recommended that the City Council approve the request; and

WHEREAS a public meeting considering the subject application was held by the City Council on October 24, 2023; and

WHEREAS notices were mailed to 73 property owners within a 500 square foot radius of the property; and

WHEREAS the matter having been submitted and the City Council having fully considered the request as it relates to the health, safety and general welfare of the City; the orderly development of land in the City; the effect upon surrounding neighborhoods; and the special conditions applicable to the request.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF OREM, UTAH, as follows:

1. The City Council finds this request will be in the best interest and general welfare of the City.
2. The City Council hereby amends a portion of Section 22-2-1 and Appendix A of the Orem City Code by enacting Standard Land Use Code 7313 – *Agritainment* as a permitted use in the OS5/ROS zone as shown in Exhibit “A” which is attached hereto and incorporated herein by reference.
3. If any part of this ordinance shall be declared invalid, such decision shall not affect the validity of the remainder of this ordinance.
4. This ordinance shall take effect immediately upon passage and publication in a newspaper of general circulation in the City of Orem.

DRAFT

5. All other ordinances and policies in conflict herewith, either in whole or part, are hereby repealed.

PASSED, APPROVED and ORDERED PUBLISHED this 24th day of **October 2023**.

David A. Young, Mayor

ATTEST:

Teresa McKittrick, City Recorder

COUNCILMEMBER	AYE	NAY	ABSTAIN
Mayor David A. Young	☐	☐	☐
Jeff Lambson	☐	☐	☐
Debby Lauret	☐	☐	☐
Tom Macdonald	☐	☐	☐
LaNae Millett	☐	☐	☐
Terry Peterson	☐	☐	☐
David Spencer	☐	☐	☐

DRAFT

EXHIBIT A

Appendix A																			
SLU		R5	R6	R6.5	R7.5	R8	R12	R20	OS5/ ROS	PO	C1	C2	C3	HS	M1	M2	CM	BP	PF
7313	<u>Agritainment</u>	N	N	N	N	N	N	N	P	N	N	N	N	N	N	N	N	N	N

CODE OF ORDINANCES

CHAPTER 22. ZONING

Article 22-2. Definitions

22-2-1. Definitions.

For the purpose of this Chapter, certain words and terms are defined as follows:

Agriculture shall mean the tilling of soil, the raising of crops, horticulture and gardening, but does not include the keeping or raising of domestic animals, fowl, or household pets, nor any agricultural industry or business, such as fruit packing plants, fur farms, animal hospitals or similar uses. Agriculture does not include any use in Agritainment.

Agritainment shall mean farm-related tourism or farm-related entertainment activities that are permitted or authorized in return for a fee on agricultural land for recreational or educational purposes. Examples of agritainment enterprises include, but are not limited to, pick-your-own fruits and vegetables, farm markets, festivals/fairs, interactive animal displays, hay and amusement rides and corn-maze enterprises.

Note: Only a portion of *Article 22-2 Definitions* is shown here.



**CITY OF OREM
CITY COUNCIL
MEETING
OCTOBER 24, 2023**

REQUEST:	RESOLUTION - "In God We Trust"
APPLICANT:	
NOTICES:	
SITE INFORMATION:	
PREPARED BY:	

REQUEST:

BACKGROUND:

RECOMMENDATION:

RESOLUTION NO. _____

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF OREM, UTAH,
IN SUPPORT OF DISPLAYING THE UNITED STATES NATIONAL
MOTTO “IN GOD WE TRUST” IN THE CITY COUNCIL CHAMBERS
LOCATED WITHIN THE OREM CITY HALL BUILDING

WHEREAS, “In God We Trust” became the United States National motto on July 30, 1956, after the United States led the world through the trauma of World War II; and

WHEREAS, this motto has been displayed on the currency of the United States of America for over one hundred and fifty years (since 1864); and

WHEREAS, the same inspiring slogan is engraved above the entrance to the Senate Chamber, as well as above the Speaker’s dais in the House of Representatives; and

WHEREAS, on November 1, 2011, the United States House of Representatives reaffirmed “In God We Trust” as the official motto of the United States, supporting and encouraging the public display of the national motto in all public buildings, public schools, and other government institutions; and

WHEREAS, the Utah State Legislature in 2002 adopted the requirement that the national motto, “In God We Trust”, be displayed in one or more prominent places within each public-school building; and

WHEREAS, in 2016, the Utah State Legislature designated the “In God We Trust” license plate as one of the standard issue license plates, available for residents of Utah; and

WHEREAS, in both war and peace, these words have been a profound source of strength and guidance to many generations of Americans; and

WHEREAS, the City desires to display this patriotic motto in the Council Chambers as a way to solemnize public occasions and express confidence in our society.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF OREM, UTAH, as follows:

1. The City Council of the City of Orem does hereby determine that the historic and patriotic words of our national motto, “In God We Trust”, shall be permanently and prominently displayed in the City of Orem Council Chambers at City Hall.
2. This resolution shall become effective immediately upon passage.

PASSED and APPROVED this ____ day of _____, 2023.

David A. Young, Mayor

ATTEST:

Teresa McKittrick, City Recorder

COUNCILMEMBER	YES	NO	ABSTAIN
David A. Young	☐	☐	☐
Jeff Lambson	☐	☐	☐
Debby Lauret	☐	☐	☐
Tom Macdonald	☐	☐	☐
LaNae Millett	☐	☐	☐
Terry Peterson	☐	☐	☐
David Spencer	☐	☐	☐