

1642 **Chapter 17.40**

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1644 **RESIDENTIAL TREATMENT AND SECURE TREATMENT FACILITIES**

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1646 **Sections:**

- 1647
1648 17.40.010 Authorization.
1649 17.40.020 Application.
1650 17.40.030 Conditional Use Permit.

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1652 **Section 17.40.010 Authorization**

1653 Residential Treatment and Secure Treatment facilities will be permitted only upon the granting
1654 of a Conditional Use Permit by the Planning Commission. The approval of a Conditional Use
1655 authorizing a Residential Treatment or Secure Treatment Facility is transferable to other
1656 operators providing there is a review of condition(s) between the planning director and the new
1657 owner(s). Further, purchasing parties must demonstrate compliance with all required state and
1658 federal licensing requirements.

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1660 **Section 17.40.020 Application**

1661 All applications for a Residential Treatment or Secure Treatment Facility must contain the
1662 following information, and no application will be considered complete which does not contain
1663 the following:

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1665 1. Name and address of the applicant.
1666 2. Statement of ownership of the subject property executed by the owner or owner's agent.
1667 3. Description of the property, including a legal description and address, and common
1668 means of identification.
1669 4. Map of the boundaries of the parcel and each separate lot or parcel within three hundred
1670 feet of the exterior boundaries thereof, together with a list of the names and addresses of
1671 the last known owners of public record of each parcel.
1672 5. A statement indicating the precise manner of compliance with each of the applicable
1673 provisions of this ordinance.
1674 6. A statement from the appropriate regulatory agency concerning availability of public
1675 utilities including culinary and irrigation water (including appropriate fire protection),
1676 power, sewage disposal and refuse disposal.
1677 7. A detailed written description of the anticipated ages and total number of occupants of
1678 the facility, together with a diagram of the facility including all separate rooms and the
1679 intended use of each room.
1680 8. A detailed description of the number of intended staff and job descriptions for such staff.
1681 9. A statement demonstrating the capability of the applicant, through liability insurance or
1682 other means (with Duchesne County named as an additional insured), to insure timely
1683 restitution to any member of the public suffering damage as a result of intentional or
1684 negligent conduct by members of the staff or residents of the facility. Said insurance
1685 shall be in an amount not less than that recommended by the County's insurance carrier.
1686 10. A statement demonstrating compliance with all required state and federal licensing
1687 requirements.
1688 11. Police background check demonstrating all criminal convictions or pleas of nolo
1689 contendere except those which have been expunged, for five years prior to the date of
1690 application.

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1692 **Section 17.40.030 Conditional Use Permit**

1693 The Planning Commission may grant the Conditional Use Permit provided that it is established
1694 that the proposed use is in accordance with the provisions of Section 17.52.053 of this title.