

## 12-1-1805 BOND

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1. A cash or surety bond in the amount set by the Zoning Administrator, but not less than \$5000.00 per acre, shall be posted by the applicant to guarantee compliance with these regulations. A violation of either provisions shall be sufficient grounds for forfeiture of the entire bond to Juab County. If the bond is over \$5000.00 per acre and the owner disputes the cost of reclamation set by the Zoning Administrator, the county commission may determine the cost and set the bond amount, upon appeal by the owner.
  2. The maximum bond and bond agreement period shall be seven years, after which time the bond amount shall be reevaluated based on inflation, the current costs of rehabilitation, and the amount of rehabilitation or excavation that has occurred during the elapsed time.
  3. Any bond shall be accompanied by an agreement between Juab County and the applicant (plus the property owner if the latter is not also the applicant) wherein the county agrees to return the bond at the completion of work if the standards of this section have been met, and the applicant and property owner agree that the bond shall be forfeited in the event of noncompliance and to permit the county to enter upon the land to close operation and rehabilitate the excavated or filled areas. Any ambiguity or deficiency in the working of the bond agreement shall be interpreted to include the terms of this section.
  4. It shall be a violation to not complete the rehabilitation within one year of cessation of operations and grounds for forfeiture of the bond. The “trigger” for such forfeiture shall be any two (2) year period of time in which no material is extracted, or any one (1) year period when there is no current business license in effect.
  5. Notwithstanding the forfeiture of the bond, the applicant shall retain individual responsibility to fully comply with this ordinance, the terms of the permits issued
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thereunder, and the balance of any expense not covered by the bond to rehabilitate the property.