





# United States Department of the Interior



NATIONAL PARK SERVICE  
ROCKY MOUNTAIN REGIONAL OFFICE  
12795 W. ALAMEDA PARKWAY  
P.O. BOX 25287  
DENVER, COLORADO 80225-0287

IN REPLY REFER TO:

DEC 21 1993

H36 (RMR-PR)

Honorable Lee G. Wanlass  
14175 South Redwood Road  
Bluffdale, Utah 84065

Dear Mayor Wanlass:

We have received and reviewed your Certified Local Government Request and Certification Agreement for the city of Bluffdale, Utah, from the Utah State Historic Preservation Officer (SHPO). In accordance with both State and Federal regulations pertaining to Local Government Historic Preservation programs, we concur with the SHPO's recommendation that the city of Bluffdale qualifies as a Certified Local Government.

Thank you for your past and ongoing efforts to encourage historic preservation in Utah.

Sincerely,

Robert L. Spude, Chief  
Division of National Preservation Programs

cc:  
Dean G. Soderquist, Historic Commission Chairperson, 15067 South 2475 West,  
Bluffdale, Utah 84065  
Max J. Evans, State Historic Preservation Officer, Utah State Historical  
Society, 300 Rio Grande, Salt Lake City, Utah  
Roger Roper, Historical Preservation Coordinator, Utah State Historical  
Society, 300 Rio Grande, Salt Lake City, Utah

CITY OF BLUFFDALE, UTAH  
A Municipal Corporation  
Historic Preservation Ordinance

ORDINANCE NO. 9-14-93-3

AN ORDINANCE ESTABLISHING A HISTORIC PRESERVATION COMMISSION TO SURVEY AND INVENTORY COMMUNITY HISTORIC RESOURCES, TO REVIEW PROPOSED NOMINATIONS TO THE NATIONAL REGISTER OF HISTORIC PLACES, TO PROVIDE ADVICE AND INFORMATION TO CITY OFFICIALS AND OTHER GOVERNMENTAL OFFICIALS AND TO SUPPORT ENFORCEMENT OF STATE HISTORIC PRESERVATION LAWS.

BE IT ORDAINED BY THE CITY COUNCIL OF BLUFFDALE, SALT LAKE COUNTY, STATE OF UTAH, AS FOLLOWS:

- SECTION 1: (Authority: Utah Code Annotated § 17A-3-13)  
Purpose. The City of Bluffdale recognizes that the historical heritage of the Bluffdale community is among its most valued and important assets. It is therefore the intent of Bluffdale to identify, preserve, protect and enhance historic areas and sites lying within the city limits of the City of Bluffdale.
- SECTION 2: Historic Preservation Commission. A Historic Preservation Commission is hereby established by the City of Bluffdale with the following provisions:
- A. The Commission shall consist of a minimum of five members with a demonstrated interest, competence, or knowledge in historic preservation, appointed by the City Council for terms of not less than two years.
  - B. To the extent available in the community, two Commission members shall be professionals, as defined by National Park Service regulations, from the disciplines of history, archaeology, planning, architecture or architectural history.
  - C. The Commission shall meet at least twice each year and conduct business in accordance with the Open Public Meeting laws of Utah. This includes public notification of meeting place, time and agenda items.
  - D. Written minutes of each Commission meeting shall be prepared and made available for public inspection.
- SECTION 3: Commission Duties. The Historic Preservation Commission shall have the following duties:
- A. Survey and Inventory Community Historic Resources. The Historic Preservation Commission shall conduct or cause to be conducted a survey of the historic, architectural, and archaeological resources within the community. The survey shall be compatible with the Utah Inventory of Historic and Archaeological Sites, Survey and inventory documents shall be maintained and shall be open to the public. The survey shall be updated at least every ten years.
  - B. Review Proposed Nominations to the National Register of Historic Places. The Historic Preservation Commission shall review and comment to the State Historic Preservation Officer on all proposed National Registry nominations

for properties within the boundaries of Bluffdale City. When the Historic Preservation Commission considers a National Register nomination which is normally evaluated by professionals in a specific discipline and that discipline is not represented on the Commission, the Commission shall seek expertise in that area before rendering its decision.

**C. Provide advice and information.**

1. The Historic Preservation Commission shall act in an advisory role to other officials and departments of government regarding the identification and protection of local historic and archaeological resources.
2. The Historic Preservation Commission shall work toward the continuing education of citizens regarding historic preservation and community history.

**D. Enforcement of State Historic Preservation Laws. The commission shall support the enforcement of all state laws relating to historic preservation. These include, but are not limited to: U.C.A. § 17A-3-1301, "The Historic District Act;" U.C.A. 9-8-305, 307, and 308 regarding the protection of Utah antiquities; and U.C.A. 9-9-404 regarding notification of the State Historic Preservation Office of any known proposed action which will destroy or affect a site, building or object owned by the State of Utah and included on or eligible for the State of National Registers.**

**SECTION 4:**

**Bluffdale Historic Sites List.** The Historic Preservation Commission may designate historic properties to the Historic Sites List as a means of providing recognition to and encouraging the preservation of historic properties in the community.

**A. Criteria for Designating Properties to the Bluffdale Historic Sites List.** Any district, building, structure, object or site may be designated to the Historic Sites List if it meets all the criteria outlined below:

1. It is located within the official boundaries of the city.
2. It is at least 50 years old.
3.
  - a. It retains its historic integrity, in that there are no major alterations or additions that have obscured or destroyed the significant historic features. Major alterations that would destroy the historic integrity include, but are not limited to, changes in pitch of the main roof, enlargement or enclosure of windows on the principal facades, addition of upper stories or the removal of original upper stories, covering the exterior walls with non-historic materials, moving the resource from its original location to one that is dissimilar to the original, form and appearance of the house when viewed from the public way.
  - b. If the property does not meet the integrity requirements outlined in 3.a., it may still qualify for designation if it meets one of the following requirements for exceptional significance:
    - (1) It is directly associated with events of historic significance in the community.
    - (2) It is closely associated with the lives of persons who were of historic importance to the community.
    - (3) Exhibits significant methods of construction or materials that were used within the historic period.
4. It has been documented according to the Utah State Historic Preservation Office standards for intensive level surveys (October 1991 version or subsequent revisions) and copies of that documentation have been placed in the local and state historic preservation files.

**B. Designation Procedures.** Any person, group, or government agency may nominate a property for listing in the Bluffdale Historic Sites List. The nomination and listing procedures are as follows:

1. Completed Intensive Level Survey documentation for each nominated property must be submitted in duplicate to the Historic Preservation Commission.
2. The commission will review and consider properly submitted nominations at its next scheduled meeting. The commission will notify the nominating party, either orally or in writing, one week prior to the meeting that the nomination will be considered and will place that item on the agenda posted for the meeting. The one-week notification may be waived at the nominating party's option in order to accommodate "last-minute" submittals, though no nomination will be reviewed if it is submitted to the commission less than 48 hours prior to the meeting.
3. The Historic Preservation Commission will review the documentation for completeness, accuracy and compliance with the "Criteria for Designating Historic Properties to the Bluffdale Historic Sites List" and will make its decision accordingly.

**C. Results of Designation to the Historic Sites List.**

1. Owners of officially designated historic sites may obtain a historic site certificate from the Historic Preservation Commission. The certificate contains the historic name of the property, the date of designation, and signatures of the mayor and the Historic Preservation Commission chairperson.
2. If a historic site is to be demolished or extensively altered, efforts will be made to document its physical appearance before that action takes place.
  - a. The City will delay issuing a demolition permit for a maximum of one week and will notify a member of the Historic Preservation Commission, which will take responsibility for the documentation.
  - b. Documentation will include, at minimum, exterior photographs (both black-and-white and color slides) of all elevations of the historic building. When possible, both exterior and interior measurements of the building will be made in order to provide an accurate floor-plan drawing of the building.
  - c. The demolition permit will be issued after one week of the initial application whether or not the Commission has documented the building. The permit may be issued earlier if the Commission completes its documentation before the one-week deadline.

- d. The documentation will be kept in the Commission's historic site files, which are open to the public.

- D. Removal of Properties from the Historic Sites List. Properties which, in the opinion of the Historic Preservation commission, no longer meet the criteria for eligibility may be removed from the Historic Sites List after review and consideration by the committee.

**SECTION 5:**

Bluffdale Historic Landmark Register. Significant historic properties may be designated to the Historic Landmark Register for the purposes of recognizing their significance and providing incentives and guidelines for their preservation.

- A. Criteria for Designating Properties to the Bluffdale Historic Landmark Register. Any district, building, structure, object or site may be designated to the Historic Landmark Register if it meets all the criteria outlined below:

1. It is located within the official boundaries of the city.
2. It is currently listed in the National Register of Historic Places, or it has been officially determined eligible for listing in the National Register of Historic Places under the provisions of 36 CFR 60.6(s). Properties listed on or determined eligible for the National Register must, in addition to retaining their integrity, meet at least one of the following National Register criteria:
  - a. associated with events that have made a significant contribution to the broad patterns of our history; or
  - b. associated with the lives of persons significant in our past; or
  - c. embody the distinctive characteristics of a type, period, or method of construction or that represent the work of a master, or that possess high artistic values, or that represent a significant and distinguishable entity whose components may lack individual distinction; or
  - d. have yielded, or may be likely to yield, information important in prehistory or history (archeological sites, for example).
3. The owners of the property approves of the action to designate his/her property to the Historic Landmark Register and has submitted to the Commission a written statement to that effect.

- B. Designation Procedures.

1. Official designation proceedings must begin with the submittal of a written request for designation by the property owner to the Commission chairperson. The letter must identify the property by its address and historic name, give the date the property was listed in the

National Register or officially determined eligible, and include a statement verifying that the property owner is indeed the owner of legal record of the property proposed for designation. This official request may be preceded by informal contacts with the property owner by Commission members, private citizens, local officials, or others regarding designation of the property.

2. Upon receipt of the written request for designation, the Commission chairperson shall arrange for the nomination to be considered at the next Commission meeting, which shall be held at a time not to exceed 30 days from the date the request was received.
3. The decision by the commission shall be based on the eligibility of the property in terms of meeting the "Criteria for Designating Properties to the Bluffdale Historic Landmark Register." The Commission shall forward its recommendation in writing to the City Council within fourteen (14) days.
4. The City Council may, by approval and passage of an appropriate resolution, designate properties to the Historic Landmark Register. Following designation, a notice of such shall be mailed to the owners of record together with a copy of this ordinance.

C. Notification and Recording of Designation.

When historic properties have been officially designated to the Bluffdale Historic Landmark Register by the City Council, the Commission shall promptly notify the owners of those properties. The Commission shall record the Historic Landmark Register status designation with the County Recorder's Office.

D. Results of Designation to the Historic Landmark Register.

1. Properties designated to the Historic Landmark Register may receive special consideration in the granting of zoning variances or conditional use permits in order to encourage their preservation.
2. In the event of rehabilitation of the property, local building officials will consider waiving certain code requirements in accordance with Section 104 (f) of the Uniform Building Code (1988 Edition), which deals with historic buildings, or the Uniform Code for Building Conservation, a special code for existing buildings.
3. Owners of Historic Landmarks may seek assistance from the Historic Preservation Commission in applying for grants or tax credits for rehabilitating their properties.
4. Proposed repairs, alterations or additions to Historic Landmarks are subject to the review and approval of the Historic Preservation Commission and the subsequent review and approval of the City Council. The purpose of this review is to ensure the preservation of historic materials and features to the greatest degree possible.

- a. Applications for permits pertaining to Historic Landmark properties shall be forwarded by the Building Inspector to the Historic Preservation Commission prior to their issuance.
- b. At its next scheduled meeting, the Commission shall review the applications and proposed work for compliance with the Secretary of the Interior's "Standards for Rehabilitation," hereafter referred to as the "Standards" (see Section 9).
- c. The Commission's recommendation shall be forwarded within three (3) days to the City Council for its consideration. The recommendation must indicate which of the "Standards" the Commission's decision was based on and, where appropriate, a brief explanation. Copies of the recommendation shall be sent to the Building Inspector and the property owner at the same time.
- d. The City Council shall schedule the matter for its next City Council Meeting and upon review of the Historic Preservation Commission's recommendation and other comments given at the meeting, make a decision regarding the appropriateness of the proposed action. Approved projects will be issued a "Certificate of Historical Appropriateness" which authorizes the building permit to be issued.

E. Removal of Properties from the Historic Landmark Register. Properties which, in the opinion of the Historic Preservation Commission, no longer meet the criteria for eligibility may be removed from the Historic Landmark Register after review and consideration by the Commission. The property owner shall be advised by mail of the Historic Preservation Commission meeting during which the removal will be considered. The owner will be notified of the decision of the Commission and will have thirty (30) days to appeal the decision of the Commission to the City Council. However, nothing in this ordinance shall be construed to prevent an owner from removing his property from the Historic Landmark Register as the owner in his sole discretion shall deem appropriate. Further, the City shall not accept any liability whatsoever for an owner's decision to remove property from the Historic Register.

F. Enforcement. The provisions of this section are subject to the enforcement provisions established in the Uniform Building Code, Uniform Code for Building Conservation, or in the Uniform Housing Code as adopted by Bluffdale City.

**SECTION 6:**

Standards for Rehabilitation. The following "Standards for Rehabilitation" shall be used by the Historic Preservation Commission and City Council when determining the historic appropriateness of any application pertaining to Historic Landmark properties:

1. A property shall be used for its historic purpose or be placed in a new use that requires minimal change to the defining characteristics of the building and its site and environment.
2. The historic character of a property shall be retained and preserved. The removal of historic materials or alteration of features and spaces that characterize a property shall be avoided.
3. Each property shall be recognized as a physical record of its time, place, and use. Changes that create a false sense of historical development, such as adding conjectural features or architectural elements from other building, shall not be undertaken.
4. Most properties change over time; those changes that have acquired historic significance in their own right shall be retained and preserved.
5. Distinctive features, finishes, and construction techniques or examples of craftsmanship that characterize a property shall be preserved.
6. Deteriorated historic features shall be repaired rather than replaced. Where the severity of deterioration requires replacement of a distinctive feature, the new feature shall match the old in design, color, texture, and other visual qualities and, where possible, materials. Replacement of missing features shall be substantiated by documentary, physical, or pictorial evidence.
7. Chemical or physical treatments, such as sandblasting, that cause damage to historic materials shall not be used. The surface cleaning of structures, if appropriate, shall be undertaken using the gentlest means possible.
8. Significant archeological resources affected by a project shall be protected and preserved. If such resources must be disturbed, mitigation measures shall be undertaken.
9. New additions, exterior alterations, or related new construction shall not destroy historic materials that characterize the property. The new work shall be differentiated from the old and shall be compatible with the massing, size, scale, and architectural features to protect the historic integrity of the property and its environment.
10. New additions and adjacent or related new construction shall be undertaken in such a manner that if removed in the future, the essential form and integrity of the historic property and its environment would be unimpaired.

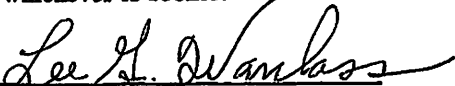
SECTION 7:

Severability. The provisions of this ordinance are severable.

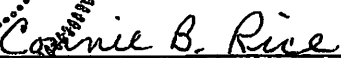
SECTION 8:

Repealer. The provisions of all prior ordinances which are inconsistent or in conflict with this Ordinance are hereby repealed.

Effective Date. This Ordinance shall take effect THIRTY (30) days after its passage or TWENTY (20) days after its publication, whichever is sooner.

  
Lee G. Wanlass, Mayor



  
Cornie B. Rice, City Recorder

# BLUFFDALE HISTORICAL SOCIETY OBJECTIVE STATEMENT

The objective of the Bluffdale Historical Society is to acquire, organize, preserve, and oversee the use of records, papers, publications, photographs, artifacts, and other materials of enduring value that evidence the founding and development of the City of Bluffdale.

## SUGGESTED GOALS

### Identification of historic sites:

Indian Ruins

Porter Rockwell properties

Pony Express Trail

Stagecoach Route

The founders of Bluffdale

a. Collect oral histories

Jordan Narrows

a. Irrigation technology

Railroad Transportation

Hydro-Electric Power, etc.

DUTIES AND RESPONSIBILITIES FOR CERTIFIED LOCAL GOVERNMENTS  
AND  
HISTORIC PRESERVATION COMMISSION MEMBERS

1. COMMITTEE MEMBERSHIP.

A. Each committee must have a minimum of five members appointed for a minimum of a one year term.

B. To the extent that such professionals are available in the community and have a demonstrated interest, experience, or knowledge in historic preservation, at least two of the five members must be professionals from the disciplines of history, archeology, planning, urban planning, American studies, American civilization, cultural geography, cultural anthropology, architecture, or architectural history.

2. ENFORCEMENT OF STATE LAWS

Certified Local Government must enforce state legislation for the designation and protection of historic properties. (See pages 4-6 of the State Certified Local Government Procedures.) At present the only enforcement relates to state lands or lands controlled by the state or its subdivisions and the acquisition, removal, destruction or injury of artifacts and specimens located on those lands. The state historic preservation office is to be notified of any known proposed action which will destroy or materially effect districts, sites, buildings and objects owned by the state and included on or eligible for the State or National registers. In addition, forgery of objects and specimens and offering them for sale or exchange as original and genuine specimens is a violation of state law.

3. SURVEYS

The certified local government shall maintain a system for the survey and inventory of historic properties. The survey information must:

- A. Meet the Secretary of Interior Standards for Survey.
- B. Be compatible with the Utah Statewide Inventory of Historic Sites.
- C. Be entered into the State Computer Data System.
- D. Be accessible to the public (not archeological sites)
- E. Be available through duplicates at the State Preservation Office.
- F. Updated periodically
- G. Integrated into the State Comprehensive Planning Process.

4. NOMINATIONS

A. Commissions review and recommend to the State Historic Preservation Officer, nominations to the National Register of Historic Places from their jurisdiction. This is done in conjunction with the Chief Elected Official.

B. If Commissions do not have professional expertise in the area of a particular nomination, such as an archeologist to review an archeological nomination, then the commission must seek expertise in this area before rendering its decision. This can be done through either donated services by a qualified professional, or hiring the professional services, which is an eligible expense under the CLG grants. (See the professional comments form for handling this responsibility)

C. The commission is responsible to recommend in writing to the State Historic Preservation Officer removal from the National Register of Historic Places any district or property which has lost its historic integrity because of the destruction, demolition, or alteration of sites or structures.

5. OTHER DUTIES

- A. Act in an advisory role to other officials and departments of local government regarding the protection of local historic and cultural resources.
- B. Act as a liaison on behalf of the local government to individuals and organizations within its jurisdiction concerned with historic preservation.
- C. Educate the citizens within the certified local government's jurisdiction regarding historic preservation and local history.

6. MEETING REQUIREMENTS

- A. Must meet at least twice a year.
- B. Public notification of meeting place, time, and agenda items must be given.
- C. Written minutes of the meeting which chronicles all decisions and actions of the commission must be prepared and made available for public inspection.
- D. Decisions must be made in a public forum and applicants shall be given written notification of decisions of the commission.

7. REQUIRED TRAINING AND WORKSHOP ATTENDANCE

- A representative of each commission shall attend at least one informational or educational meeting each year sponsored by the State Historic Preservation Office pertaining to the work and functions of the commission or to historic preservation.

8. ANNUAL REPORT

An annual report of the activities of the commission shall be submitted to the State Historic Preservation Office and must include:

- A. Nominations or cases reviewed.
- B. New Designations that are made.
- C. Revised Resumes of commission members including those for new members.
- D. The names and addresses of the current commission members.
- E. Minutes and attendance records for all meetings held during the past year.

9. MONITORING AND DECERTIFICATION BY THE STATE OF CERTIFIED LOCAL GOVERNMENT PROGRAMS

- A. The state historic preservation office will conduct an annual program review of all certified local governments
- B. Once certified, a local government can only be decertified for one of the following reasons:
  - 1. failure to enforce local and state legislation.
  - 2. failure to keep the commission adequately staffed.
  - 3. improper use of funds.
  - 4. failure to follow through on projects.
  - 5. failure of projects to result in measureable products.
  - 6. failure to submit reports on nominations.
  - 7. failure of at least one commission member to attend annual training workshops or meetings.

Max J. Evans  
State Historic Preservation Officer  
Utah State Historical Society  
300 Rio Grande  
Salt Lake City, Utah 84101

Dear Mr. Evans:

The (city/county) of \_\_\_\_\_ hereby requests certification as a Certified Local Government under the National Historic Preservation Program and agrees to fulfill all the standards for certification outlined in the Utah Historic Preservation Office Local Government Certification Procedures.

Enclosed as part of the certification application are the following documents:

1. A copy of the approved historic preservation ordinance.
2. Resumes, and where appropriate, professional credentials for each of the historic preservation commission.
3. The signed Certification Agreement outlining the responsibilities we accept as a Certified Local Government.

Sincerely,

\_\_\_\_\_  
Mayor or County Commission Chair