

MILLCREEK, UTAH
ORDINANCE NO. 23-34

**AN ORDINANCE AMENDING THE MILLCREEK GENERAL PLAN BY CHANGING
THE FUTURE LAND USE MAP FOR CERTAIN PROPERTY LOCATED AT
APPROXIMATELY 3179 SOUTH HIGHLAND DRIVE FROM PUBLIC/QUASI
PUBLIC TO CITY CENTER**

WHEREAS, the Millcreek Council (“Council”) met in regular session on September 25, 2023, to consider among other things, an ordinance amending the Millcreek General Plan by changing the Future Land Use Map for certain property located at approximately 3179 South Highland Drive from Public/Quasi Public to City Center; and

WHEREAS, Utah Code Ann. § 10-9a-404 provides in part that the Council may make amendments to an adopted general plan; and

WHEREAS, Utah Code Ann. § 10-9a-404 also provides that the Council may not make any amendment to its general plan unless the amendment was first submitted to the planning commission for its recommendation; and

WHEREAS, Utah Code Ann. § 10-9a-404 also provides that the Council shall comply with the procedure specified in Utah Code Ann. § 10-9a-204 in preparing and adopting an amendment to a general plan; and

WHEREAS, Utah Code Ann. § 10-9a-404 provides that the planning commission shall provide notice as required by Subsection 10-9a-204(1)(a) and hold a public hearing on the proposed general plan amendment; and

WHEREAS, on July 27, 2023, the required notice was published; and

WHEREAS, on August 16, 2023, the proposed amendment was submitted to the planning commission for its recommendation; and

WHEREAS, on August 16, 2023, the planning commission held the required public hearing with respect to this future land use map amendment; and

WHEREAS, at the August 16, 2023, planning commission meeting the Millcreek Planning Commission recommended approval of the proposed future land use map amendment; and

WHEREAS, the Millcreek Code of Ordinances, provides among other things, that before finally adopting any such general plan amendment, the Council shall consider the application during a public meeting which has been properly noticed in compliance with the provisions of Title 52, Chapter 4, of the Open and Public Meetings Act; and

WHEREAS, on September 20, 2023, the Council caused the required notice to be given;
and

WHEREAS, on September 25, 2023, the Council considered the future land use map amendment during a public meeting; and

WHEREAS, the Council finds that it is in the best interest of the citizens of Millcreek to adopt the map change as recommended by the Planning Commission.

NOW THEREFORE, BE IT ORDAINED by the Council that the property described in File # GP-23-001 is hereby reclassified from Public/Quasi Public to City Center and the requisite changes be made to the Millcreek General Plan to reflect this change:

Legal Description

A PARCEL OF LAND LOCATED IN THE SOUTHWEST QUARTER OF SECTION 28, TOWNSHIP 1 SOUTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN, BEING DESCRIBED AS FOLLOWED: BEGINNING AT A POINT WHICH IS SOUTH 1020.46 FEET AND EAST 537.94 FEET FROM THE WEST QUARTER CORNER OF SECTION 28, TOWNSHIP 1 SOUTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN; THENCE EAST 5.58 FEET; THENCE NORTH 15°15'20" WEST 187.86 FEET; THENCE EAST 280.60 FEET; THENCE SOUTH 72°40'00" EAST 69.14 FEET; THENCE SOUTH 158.40 FEET; THENCE WEST 147.83 FEET; THENCE SOUTH 66.27 FEET; THENCE WEST 137.46 FEET; THENCE NORTH 15°15'20" WEST 66.37 FEET TO THE POINT OF BEGINNING. CONTAINS 66,688 SQ. FT. OR 1.53 ACRES

This Ordinance assigned Ordinance No. 23-34, shall take immediate effect as soon as it shall be published or posted as required by law and deposited and recorded in the office of the City's recorder.

PASSED AND APPROVED this 25th day of September 2023.



ATTEST:



Elyse Sullivan, City Recorder

MILLCREEK COUNCIL

By: 

Jeff Silvestrini, Mayor

Roll Call Vote:

Silvestrini	<u>Yes</u>	No
Catten	<u>Yes</u>	No
DeSirant	<u>Yes</u>	No
Jackson	<u>Yes</u>	No
Uipi	<u>excused</u>	Yes No

CERTIFICATE OF POSTING

I, the duly appointed recorder for Millcreek, hereby certify that:
ORDINANCE 23-34: AMENDING THE MILLCREEK GENERAL PLAN MAP AT CERTAIN
PROPERTY LOCATED AT APPROXIMATELY 3179 SOUTH HIGHLAND DRIVE FROM
PUBLIC/QUASI PUBLIC TO CITY CENTER was adopted the 25th day of September, 2023
and that a copy of the foregoing Ordinance 23-34 was posted in accordance with Utah Code 10-
3-711 this 26 day of September, 2023.



Elyse Sullivan, City Recorder