

**HARRISVILLE CITY
ORDINANCE 548**

DIXON CREEK PARK MDA AMENDMENT

AN ORDINANCE OF HARRISVILLE CITY, UTAH, AMENDING THE MASTER DEVELOPMENT AGREEMENT FOR CERTAIN PARCELS LOCATED AT APPROXIMATELY 1300 NORTH WASHINGTON BLVD BASED UPON AN APPLICATION FILED WITH THE CITY; SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Harrisville City is a municipal corporation, duly organized and existing under the laws of the State of Utah;

WHEREAS, *Utah Code Annotated* §10-8-84 and §10-8-60 allow municipalities in the State of Utah to exercise certain police powers and nuisance abatement powers, including but not limited to providing for safety and preservation of health, promotion of prosperity, improve community well-being, peace and good order for the inhabitants of the City;

WHEREAS, Title 10, Chapter 9a of the *Utah Code Annotated* enables municipalities to regulate land use and development;

WHEREAS, the City has adopted an Official General Plan and Zoning Map to govern land use within the City;

WHEREAS, the City received an Application to amend the Master Development Agreement for the Dixon Creek Development of Harrisville City filed by the putative property owner, THE SCOTT GROUP, LLC, and desires to act upon the same;

WHEREAS, the attached Exhibits "B-1", "B-2", "C", "E-2", and "L" contain the required Plan Maps and Master Development Plan for the area of the proposed amendment;

NOW, THEREFORE, be it ordained by the City Council of Harrisville as follows:

- Section 1:** **Plan Map and Master Development Plan Amendment.** The Plan Maps and Master Development Plan attached herein as Exhibits "B-1", "B-2", "C", "E-2", "G", and "L" which are hereby amended and incorporated herein by this reference are amended as the required Plan Maps and Master Development Plan for the Zoning Map Amendment. Any development must substantially conform to these Plan Maps and Master Development Plan.
- Section 2:** Severability. If a court of competent jurisdiction determines that any part of this ordinance is unconstitutional or invalid, then such portion of the ordinance, or specific application of the ordinance, shall be severed from the remainder, which shall continue in full force and effect.
- Section 3:** Effective date. This Ordinance shall be effective immediately upon posting after final passage, approval, and posting.

PASSED AND ADOPTED by the City Council on this 14 day of December, 2023.


MICHELLE TAIT, Mayor
Harrisville City



Roll Call Vote Tally:

Council Member Wilhelmsen	Yes	No
Council Member Weiss	Yes	No
Council Member Christensen	Yes	No
Council Member Jackson	Yes	No
Council Member Loveland	Yes	No

ATTEST:


JACK FOGAL, City Recorder

RECORDED this 15 day of November, 2023.

PUBLISHED OR POSTED this 15 day of November, 2023.

CERTIFICATE OF PASSAGE AND PUBLICATION OR POSTING

According to the provision of U.C.A. §10-3-713, 1953 as amended, I, the municipal recorder of Harrisville City, hereby certify that foregoing ordinance was duly passed and published, or posted at 1) City Hall 2) Harrisville Cabin and 3) 2150 North on the above referenced dates.


City Recorder

DATE: 11/15/2023