

DATE MONDAY APRIL 18, 2023

THE KEARNS METRO TOWNSHIP COUNCIL, STATE OF UTAH, MET ON MONDAY, APRIL 18, 2023, PURSUANT TO ADJOURNMENT ON MONDAY, APRIL 10, 2023, AT 6:00 P.M. AT THE KEARNS LIBRARY AT 5350 SOUTH 4220 WEST, KEARNS, UTAH 84118.

COUNCIL MEMBERS PRESENT: ALAN PETERSON
PATRICK SCHAEFFER
CHRYSTAL BUTTERFIELD
TINA SNOW
KELLY BUSH, Mayor

OTHERS IN ATTENDANCE: NATHAN BRACKEN, LEGAL COUNSEL
AMY PITT, METRO TOWNSHIP CLERK

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Mayor Kelly Bush, Chair, presided.

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Public Meeting

Citizen Public Input

None.

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Planning

Consideration of Planning Commission's recommendation to adopt Titles 18 & 19 of the Municipal Code with revisions as outlined in presentation.

Kayla Mauldin, Senior Long Range Planner, Greater Salt Lake Municipal Services District (MSD), reviewed Titles 18 and 19 of the Municipal Code along with revisions.

Council Member Snow, seconded by Council Member Schaeffer, moved to approve Ordinance 2023-04-01, amending Titles 18 & 19 of the municipal code, provisions on zoning and subdivisions. The motion passed unanimously.

KEARNS METRO TOWNSHIP

ORDINANCE NO. 2023-04-01

DATE: April 18, 2023

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AN ORDINANCE OF KEARNS METRO TOWNSHIP COUNCIL AMENDING
TITLES 18 & 19 OF MUNICIPAL CODE, PROVISIONS ON ZONING AND
SUBDIVISIONS

RECITALS

WHEREAS, the Greater Salt Lake Municipal Services District provides services to the five Metro Townships in the Salt Lake Valley, unincorporated areas, and the Town of Brighton; and

WHEREAS, Kearns Metro Township adopted each county ordinance in effect at the time of its incorporation pursuant to Utah Code Ann. Subsection 10-2a-414(3) and has authority to amend or repeal the county ordinance when it determines it is necessary; and

WHEREAS, Kearns Metro Township is a municipality and has authority to regulate zoning and subdivisions in general pursuant to Utah Code Ann. Subsection 10-3c-103(2); and

WHEREAS, the Council deems it necessary to amend its ordinances in order to ensure compliance with State Statute, encourage conformity with the Kearns General Plan, promote ease of use for residents and staff, and preserve the unique character of the Kearns community; and for the protection and preservation of the public health, safety and general welfare.

BE IT ORDAINED BY KEARNS METRO TOWNSHIP COUNCIL as follows:

1. Chapter 9.60, Section 14.12.050, and Section 14.12.060 (Subsection E) of Kearns Municipal Code are repealed.

2. Title 18 is repealed and replaced to read as follows:

Subdivision Ordinance: The following Title 18 is hereby repealed and replaced in its entirety with the revised Title 18 attached hereto as Attachment 1.

3. Title 19, excluding Chapter 19.70, is repealed and replaced to read as follows:

Zoning Ordinance: The following Title 19, excluding Chapter 19.70, is hereby repealed and replaced in its entirety with the revised Title 19 attached hereto as Attachment 2.

4. Severability. If a court of competent jurisdiction determines that any part of these Ordinances is unconstitutional or invalid, then such portion(s) of these Ordinances, or specific application of these Ordinances, shall be severed from the remainder, which shall continue in full force and effect.

5. Implementation. Kearns staff are instructed to take any administrative steps needed to prepare and finalize Attachments 1 and 2 for publication to Municode, including but not limited to making any formatting, grammatical, or other non-substantive changes to the Ordinances that may be needed.

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6. Publication and Effective Date. After Kearns staff have prepared Attachments 1 and 2 for publication to Municode, the staff shall (1) post the attached summary on the Utah Public Notice Website pursuant to Utah Code § 10-3-711(1)(b), upon which date this ordinance shall go into effect; and (2) publish Attachments 1 and 2 to Municode.

PASSED AND ADOPTED this 18th day of April 2023.

KEARNS METRO TOWNSHIP COUNCIL

By: /s/ KELLY F. BUSH
Mayor

APPROVED AS TO FORM:

ATTEST

/s/ NATHAN BRACKEN
Metro Township Attorney

/s/ LANNIE CHAPMAN
Clerk/Recorder



Other Business

Council Member Peterson asked if there were any sinkholes in Kearns.

Mayor Kelly Bush stated she attended a meeting with contractors working on 4700 S. and she insisted they place steel plates over every large pothole. When the contractors claimed to not have asphalt, she told them to take the asphalt that had been removed and get it milled into hot patch.

Council Member Peterson asked about the guidelines for using artificial turf in one's yard.

Kayla Mauldin said it needed to be permeable and there were washing specific requirements in the works.

Council Member Peterson stated he would be meeting with Animal Services next week and asked if anybody had anything to report. He wanted to know if there was going to be a dog park.

Mayor Bush said to call Patrick Leary.

Kayla Mauldin, Senior Long Range Planner, Greater Salt Lake Municipal Services District (MSD) announced Kearns Metro Township was selected for a program called Thriving Communities Technical Assistance Program sponsored by the US Department of Transportation to receive two years of technical assistance in preparing all of its transportation grants. Kearns Metro Township was one of only 60 communities in the nation and the only community in Utah to

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be selected.

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THERE BEING NO FURTHER BUSINESS to come before the Council at this time,
the meeting was adjourned.

LANNIE CHAPMAN
METRO TOWNSHIP CLERK

By _____
Deputy Clerk

CHAIR, KEARNS METRO TOWNSHIP

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