

THE TOWN OF VIRGIN,
WASHINGTON COUNTY, STATE OF UTAH

Ordinance No. PZ-24C

AN ORDINANCE OF THE TOWN OF VIRGIN, UTAH, PROVIDING THAT THE VIRGIN UNIFORM LAND USE (VULU) CODE BE AMENDED BY ADDING TERMS AND DEFINITIONS FOR “TRANSIENT LODGING” TO CHAPTER 2.12; BY REVISING USES, DESIGNATIONS OF USE, AND LANGUAGE IN VARIOUS SECTIONS OF CHAPTER (S)30, 32, 34, 38,40, AND 44; BY DELETING (REDUNDANT) CHAPTER 42; AND BY ADDING TABLES/CHARTS REVISED FOR ACCURACY, AS APPENDICES I & II.

RECITALS

WHEREAS pursuant to Utah Code Ann. § 10-1-201 Virgin Town (“the Town”) is a Utah municipal corporation and political subdivision of the State of Utah.

WHEREAS pursuant to Utah Code Ann. § 10-3b-401 the Virgin Town Council (“Town Council”) is the legislative and governing body of the Town.

WHEREAS pursuant to Utah Code Ann. § 10-9a-103(30) the Town Council, in addition to being the legislative and governing body of the Town, is also the Land Use Authority vested with the power to enact all Land Use Regulations and make all Land Use Decisions within the Town unless the latter administrative power is delegated to another body or person.

WHEREAS Virgin’s General Plan recognizes that Virgin has limited available land, and the predominant use of land for the development of Transient Lodging contradicts our General Plan’s intent and has added to dramatic cost increases and diminished availability of land;

WHEREAS the recent large-scale acquisition of water and other resources by Transient Lodging developments contradicts the intent of Virgin’s General Plan and has measurably impacted the cost and availability those resources for current and future town residents,

WHEREAS The influx of Transient Lodging in the Town has created an imbalance in economic and land development and an inadequately mitigated strain on existing infrastructure, water resources, and other natural resources; and has significantly impacted character of the town and the surrounding environment;

WHEREAS having clear and adequately defined terms, and maintaining clarity, accuracy, and usability in VULU Ordinances, is critical to governance of the Town; and

WHEREAS gradual changes in VULU ordinances have allowed inaccuracies to accrue within various reference tables and charts; and

WHEREAS Chapter 42, "Resort Zone" of VULU is not shown on current zoning maps nor listed as a zone in VULU Chapter 30 "Zones and Uses"; and with its entire contents being considered redundant/invalid:

**NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF VIRGIN,
UTAH:**

(See: Attachment 1 for Sections 1 – 24)

Section 25. Severability. If any section, clause, or portion of this Ordinance is declared invalid by a court of competent jurisdiction, the remainder shall not be affected thereby and shall remain in full force and effect.

Section 26. Conflicts/Repealer. This Ordinance repeals and supersedes the provisions of any prior ordinance in conflict herewith.

Section 27. Effective Date. This Ordinance shall become effective immediately upon adoption by the Virgin Town Council and execution by the Virgin Town Mayor.

ADOPTED AND APPROVED BY THE TOWN COUNCIL this day of 2024 based upon the following vote:

Council Member:

April McKeon	AYE___	NAE___
Marci Holm	AYE___	NAE___
Mistie Baird	AYE___	NAE___
Paul Luwe	AYE___	NAE___

Jean Krause, Mayor

AYE___ NAE___

VIRGIN TOWN
a Utah municipal corporation

Jean Krause, Mayor

ATTEST:

Krystal Percival, Town Clerk