MILLCREEK, UTAH
ORDINANCE NO. 24-47

AN ORDINANCE REZONING THE NORTHEAST PORTION OF A PARCEL GENERALLY LOCATED AT 4016 SOUTH 700 WEST FROM THE AGRICULTURAL (A-1) ZONE TO THE RESIDENTIAL SINGLE-FAMILY (R-1-10) ZONE

WHEREAS, the Millcreek Council ("Council") met in regular session on September 23, 2024, to consider, among other things, an ordinance rezoning a certain portion of property generally located at 4016 South 700 West from the Agricultural (A-1) Zone to the Residential single-family (R-1-10) Zone; and

WHEREAS, Utah Code Ann. § 10-9a-503 provides in part that the Council may make zoning map amendments and

WHEREAS, Utah Code Ann. § 10-9a-503 also provides that the Council may not make any amendment to its land use ordinances unless the amendment was first submitted to the planning commission for its recommendation and

WHEREAS, Utah Code Ann. § 10-9a-503 also provides that the Council shall comply with the procedure specified in Utah Code Ann. § 10-9a-502 in preparing and adopting an amendment to a land use regulation and

WHEREAS, Utah Code Ann. § 10-9a-502 provides that the planning commission shall provide notice as required by Subsection 10-9a-205(1)(a) and, if applicable, Subsection 10-9a-205(4) and hold a public hearing on the proposed land use ordinances; and

WHEREAS, on July 25, 2024, the required public hearing notice was published; and

WHEREAS, on August 21, 2024, the planning commission held a public hearing to discuss the rezoning proposal; and

WHEREAS, at the planning commission meeting, the Millcreek Planning Commission recommended approval of the proposed rezoning; and

WHEREAS, the Millcreek Code of Ordinances provides, among other things, that before finally adopting any such rezone, 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 9, 2024, the Council had first read of the application; and

WHEREAS, on September 23, 2024, the Council considered the rezone during a public meeting, and

WHEREAS, Section 19.06.020 of the Millcreek Code of Ordinances provides that each of the sections of the City that are amended or zoned be shown on the maps on file with Millcreek.

NOW THEREFORE, BE IT ORDAINED by the Council that the property described in File #ZM-24-006 filed by Ronnie Williams, as the applicant acting on behalf of the property located at 4016 South & 700 West, is hereby rezoned/reclassified from the Agricultural (A-1) Zone to the Residential Single-Family (R-1-10) Zone, such property being described within **Exhibit A** and as depicted within **Exhibit B**:

BE IT FURTHER ORDAINED, pursuant to Section 19.06.020 of the Millcreek Code of Ordinances, that the official zoning map showing the change enacted hereby be filed as provided in Section 19.06.020.

This Ordinance assigned no. 24-47, 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 23rd day of September 2024.

SALT LAKE COUNTY CORPORATE MILLCREEK SEAL STATE OF UTAH

MILLCREEK COUNCIL

By: _____
Jeff Silvestrini, Mayor

ATTEST:

_____
Elyse Sullivan, City Recorder

Roll Call Vote:			
Silvestrini	Yes	No	
Catten	Yes	No	excused
DeSirant	Yes	No	
Jackson	Yes	No	
Uipi	Yes	No	

CERTIFICATE OF POSTING

I, the duly appointed recorder for Millcreek, hereby certify that:
ORDINANCE 24-47: AN ORDINANCE REZONING THE NORTEAST PORTION OF A PARCEL GENERALLY LOCATED AT 4016 SOUTH 700 WEST FROM THE AGRICULTURAL (A-1) ZONE TO THE RESIDENTIAL SINGLE-FAMILY (R-1-10) ZONE was adopted the 23rd day of September, 2024 and that a copy of the foregoing Ordinance 24-47 was posted in accordance with Utah Code 10-3-711 this 24 day of September, 2024.

_____
Elyse Sullivan, City Recorder

Exhibit A

DESCRIPTION OF PROPERTY AFTER SUBDIVISION AND DEDICATION:

PART OF THE SOUTHEAST QUARTER OF SECTION 35 TOWNSHIP 1 SOUTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN, U.S. SURVEY. MORE PARTICULARLY DESCRIBED AS FOLLOWS:
BEGINNING AT A POINT BEING 223.26 FEET SOUTH 89°44'32" WEST AND 698.96 FEET NORTH 00°15'28" WEST FROM THE SOUTHEAST CORNER OF SAID SECTION 35; THENCE NORTH 89°25'44" WEST 137.59 FEET; THENCE NORTH 00°00'00" EAST 113.73 FEET; THENCE SOUTH 86°50'30" EAST 137.80 FEET; THENCE SOUTH 00°00'00" WEST 107.51 FEET TO THE POINT OF BEGINNING.
CONTAINING 15219 SQUARE FEET OR 0.349 ACRES.

15-35-400-042
DOMINGUEZ I & II LP
15-35-400-127
LUPE & BEATRICE E
JIMENEZ LIVING TRUST
EX. FIRE HYDRANT
POWER POLE
S86°50'30"E 137.80'
124.37
EX. HOUSE OVERHANG
GAS METER
EX. HOUSE 2274 S.F.
WATER VALVE
COVER PORCH
PROPOSED REZONE
EX. GARAGE OVERHANG
1.8' EX. GARAGE 402 S.F.
124.26
N89°25'44"W 137.59'
NORTH 113.73'
N00°02'27"W 105.11'
SOUTH 107.51'
ROAD DEDICATION
1441 S.F.
0.033 ACRES
700 WEST STREET
33'
P.O.B.
FUTURE LOT
FUTURE ROAD DEDICATION
FUTURE LOT
N00°15'28"W 698.96'
15-35-400-108
LUPE & BEATRICE E
JIMENEZ LIVING TRUST
15-35-400-054
RESNICK, NATHAN
POWER POLE
POWER POLE