

MILLCREEK, UTAH
ORDINANCE NO. 24-56

**AN ORDINANCE REZONING REAL PROPERTY LOCATED AT APPROXIMATELY
1624 EAST 4500 SOUTH FROM THE R-2-10 MEDIUM DENSITY RESIDENTIAL
ZONE TO THE R-M MULTI-FAMILY RESIDENTIAL ZONE**

WHEREAS, the Millcreek Council (“Council”) met in regular session on December 16, 2024, to consider, among other things, an ordinance rezoning certain property located at approximately 1624 East 4500 South from the R-2-10 Medium Density Residential Zone to the R-M Multi-Family Residential 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 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 October 28, 2024, the required public hearing notice was published; and

WHEREAS, on November 20, 2024, the planning commission held a public hearing to discuss the rezone proposal; and

WHEREAS, at the planning commission meeting, the Millcreek Planning Commission recommended approval of the proposed rezone; 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 December 11, 2024, the Council caused the required notice to be given; and

WHEREAS, on December 9, 2024, the Council discussed the rezone application, and on December 16, 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 which are amended or zoned be shown on the maps on file with Millcreek; and

WHEREAS, the Council finds that it is in the best interest of the residents of Millcreek to adopt the rezone/map change.

NOW THEREFORE, BE IT ORDAINED by the Council that the property described in File# ZM-24-013 filed by Cheryl Meibos, representing Oasis Ascent Real Estate LLC, as the applicant acting on behalf of the property located at 1624 East 4500 South, that the parcel in its entirety as described below, is hereby rezoned/reclassified from the R-2-10 Medium Density Residential Zone to the R-M Multi-Family Residential Zone, as illustrated on the zoning map as **Exhibit A**.

Parcel ID number 22-043-290-14

Boundary Descriptions of Entire Parcel:

BEG S 89°54'07" E 858.55 FT & S 33 FT & S 00°43'46" E 20 FT FR STREET
MONUMENT LOCATED AT 1500 E ST & 4500 S ST, SD MONUMENT LOCATED
S 89°57'58" W 264 FT & S 00°04'18" W 283.43FT & S 89°54'07" E 1577.75 FT FR W
1/4 COR SEC 4, T2S, R1E, SLM; S 89°54'07" E 292.08 FT; S 15°05" E 263.63 FT; W
357.48FT; N 00°43'46" W 255.05 FT TO BEG.

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. 24-56, 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 16th day of December 2024.



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>Yes</u>	No

CERTIFICATE OF POSTING

I, the duly appointed recorder for Millcreek, hereby certify that:

ORDINANCE 24-56: AN ORDINANCE REZONING CERTAIN PROPERTY LOCATED AT APPROXIMATELY 1624 EAST 4500 SOUTH, FROM THE R-2-10 MEDIUM DENSITY RESIDENTIAL ZONE TO THE R-M MULTI-FAMILY RESIDENTIAL ZONE was adopted the 16th day of December, 2024 and that a copy of the foregoing Ordinance 24-56 was posted in accordance with Utah Code 10-3-711 this 17 day of December, 2024.

Elyse Sullivan
Elyse Sullivan, City Recorder

Exhibit A

