VIRGIN TOWN

ORDINANCE # 2024-14

AN ORDINANCE AMENDING VIRGIN TOWN'S OFFICIAL ZONING MAP BY RE-ZONING V-2149 CURRENTLY, RURAL RESIDENTIAL ZONE (RR) TO HIGHWAY RESORT ZONE (HRZ).

RECITALS

WHEREAS, Virgin Town ("Town") is an incorporated municipality duly organized under the laws of the State of Utah;

WHEREAS, the Town is authorized pursuant to Utah Code Annotated, Title 10, Chapter 9A, to enact ordinances necessary or appropriate for the use of land within the Town's municipal boundaries.

WHEREAS, pursuant to Utah Code Annotated, Title 10, Chapter 3b, Section 301, the Virgin Town Council ("Town Council") is designated as the governing body of the Town.

WHEREAS, pursuant to Utah Code Annotated Title 10, Chapter 9a, Sections 502 thru 505, the Town Council may only amend the Town's Official Zoning Map to rezone properties within the Town after the proper notice is given compliance with Utah Code Annotated Title 10, Chapter 9a, Section 205 and an ordinance on the subject receives a recommendation from the Town's Planning Commission "Town P&Z Commission" after a public hearing is held.

WHEREAS, the Town has requested the Subject Property (which is described and/or depicted more fully in Exhibit "A" attached hereto and incorporated herein by this reference) be re-zoned from its current zoning designation of Rural Residential Zone (RR) to Highway Resort Zone (HRZ) zoning designation and that the Town's Official Zoning Map be amended accordingly ("Zone Change Request").

WHEREAS, the Town P&Z Commission has reviewed and made a recommendation to the Town Council regarding the Zone Change Request and a draft of this Ordinance effectuating the same after providing proper notice and conducting a public hearing held on June 12, 2024, wherein public input was taken in compliance with Utah law and the Town's Uniform Land Use Ordinances ("VULU").

WHEREAS, after reviewing the recommendation from the Town P&Z Commission, the Town Council finds it to be in the best interest of the health, safety and general welfare of the Town that the Zone Change Request be granted.

ORDINANCE

NOW THEREFORE be it ordained by Virgin Town, Washington County, State of Utah, acting by and through the Town Council:

1. Zone Change. The Subject Property located at approximately SR9 and Dalton Wash, (V-2149) within Virgin Town, Washington County, State of Utah, previously zoned Rural Residential Zone (RR) as shown on the Official Virgin Town Zoning Map is hereby re-classified and re-zoned to Highway Resort Zone (HRZ).

2. Amendment of Virgin Town Official Zoning Map. The Town's Official Zoning Map is hereby amended and restated/redrawn to reflect the Zone Change set forth in Section 1, above; and is hereby amended eliminating the current RURAL RESIDENTIAL ZONE (RR) from VULU.

3. 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.

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

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

ADOPTED AND APPROVED BY THE TOWN COUNCIL this 20 day of August 2024 based upon the following vote:

Council Member:	
Jean Krause, Mayor	AYE_X__ NAE___
Mistie Baird	AYE__X_ NAE___
Paul Luwe	AYE___ NAE__X_
April McKeon	AYE__X_ NAE___
Marci Holm	AYE___ NAE___ Absent __X__

VIRGIN TOWN
a Utah municipal corporation

Jean M. Krause

Jean Krause, Mayor

ATTEST:

Krystal Percival, Town Clerk

Exhibit "A"

S: 26 T: 41S R: 12W N1/2 OF E 19/40 OF NE1/4 NE1/4 SEC 26 T41S R12W. LESS: LAND IN HWY.