

VIRGIN, UTAH
Resolution No. R2026-

**A RESOLUTION OF THE TOWN COUNCIL OF VIRGIN TOWN, UTAH,
INITIATING REVIEW AND CONSIDERATION OF PROPOSED ORDINANCE NO. 2026-XX
AMENDING THE VIRGIN MUNICIPAL CODE BY ADOPTING TITLE 16, CHAPTER 62
ESTABLISHING A PROCESS FOR CLASSIFYING UNLISTED BUSINESS USES**

WHEREAS, the Utah State Legislature enacted Utah Code §10-20-507, requiring municipalities to establish a formal process for reviewing and classifying proposed business uses that are not expressly identified within applicable zoning districts; and

WHEREAS, the Virgin Municipal Code does not currently include a defined process for evaluating unlisted or emerging business uses; and

WHEREAS, the proposed Ordinance No. 2026-XX would adopt a new Chapter 62 within Title 16 (Land Uses) of the Virgin Municipal Code to establish a clear and consistent review process for unlisted business uses; and

WHEREAS, the proposed ordinance establishes both an administrative classification process and a legislative review process for new or unlisted business uses that do not align with existing use categories; and

WHEREAS, the Town Council finds that establishing a formal process promotes transparency, predictability, and consistency in land use decision-making and is necessary to comply with state law; and

WHEREAS, the Town Council discussed this matter during the April 15, 2026, work session and has received a proposed amendment prepared by the Town Planner for consideration; and

WHEREAS, the Town Council intends to begin formal review of the proposed ordinance and forward it to the Planning & Zoning Commission for a public hearing and recommendation.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF VIRGIN, UTAH, THAT:

- 1.** The Town Council hereby refers Proposed Ordinance No. 2026-XX, which would amend the Virgin Municipal Code by adopting Title 16, Chapter 62 to establish procedures for the classification of unlisted business uses, to the Planning & Zoning Commission for review, public hearing, and recommendation.
- 2.** The Planning & Zoning Commission is requested to evaluate the proposed amendment, consider any related impacts, and provide a recommendation to the Town Council at a future regular meeting.

Resolution R2026-
Adopted: April 21, 2026

3. The Planning & Zoning Commission is requested to hold any required public hearings and provide its written recommendation to the Town Council in accordance with applicable state law and Town ordinances.
4. Upon receipt of the Planning & Zoning Commission's recommendation, the Town Council shall consider the proposed ordinance in accordance with Utah law.

PASSED AND ADOPTED by the Town Council of Virgin, Utah, this April Day of 21, 2026.

By: _____
Jean Krause, Mayor

Attest: _____
Krystal Percival, Town Clerk/Recorder

Vote	Aye	Nay	Abstain
Jean Krause, Mayor	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Paul Luwe, Council Member	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Valerie Wenz, Council Member	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
April McKeon, Council Member	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jim Kietzman, Council Member	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

RECORDED this _____ day of _____ 2026
PUBLISHED or POSTED this _____ day of _____, 2026.

CERTIFICATE OF PASSAGE AND PUBLICATION OR POSTING

In accordance with Utah Code Annotated §63G-30-102 as amended, I, the Town Clerk/Recorder of Virgin, Utah, hereby certifies that the foregoing Ordinance was duly passed and published or posted via Class A Notice at:

- 1) Utah Public Notice website
- 2) Virgin Town website, www.virgin.utah.gov
- 3) Virgin Town Hall

Krystal Percival, Town Clerk/Recorder
Virgin Town, Utah