

Beaver
ORDINANCE 6162026 (D)

AMENDMENTS, HEARING AND PUBLICATION

**AN ORDINANCE AMENDING BEAVER CITY CODE TITLE 11, CHAPTER 1,
SECTION 12, AMENDMENTS, HEARING AND PUBLICATION**

WHEREAS, the City of Beaver, Beaver County, State of Utah, a body politic, is a municipal corporation organized and established for the purpose of serving its employees and residents; and

WHEREAS, the City of Beaver desires to modify and update its Ordinances to assure that they are current and advantageous for use by its employees and citizens, and to comply with state laws as amended; and

WHEREAS, the City of Beaver previously adopted its Zoning Regulations which includes recognizing public participation and transparency in the local government decision-making involving zoning matters; and

WHEREAS, Utah Code § 10-3-711 requires the City of Beaver to deposit a copy of the ordinance in the office of the municipal recorder, and to publish a short summary of the ordinance in accordance with modern public notice frameworks; and

WHEREAS, Utah Code §10-20-201 et seq., requires the City of Beaver for a land use regulations to give notice of the date, time, and place of the first public hearing and notice of each public meeting. The public hearing notice shall be at least 10 calendar days before the hearing as generally provided as a class B notice for the affected area and a public meeting notice must be at least a class A notice pursuant to Utah Code §63G-30-102 at least 24 hours before the meeting; and

WHEREAS, the City did publish on the City's web site and posting the proposed ordinance; and

WHEREAS, notice of a public hearing regarding the adoption of this Ordinance was properly published as required under Utah Code §63G-30-102; and

WHEREAS, the City Council finds that it is in the best interest of the City of Beaver, to apply uniformity and fairness in application of its ordinances in accordance with Utah State mandates and its employee manual.

NOW THEREFORE, be it ordained by the City Council of Beaver, UT as follows:

SECTION 1: Repealer. If any provisions of the municipal code previously adopted are inconsistent herewith they are hereby repealed.

SECTION 2: Amendment. Section "11.1.12" is hereby amended as follows.

~~The City Council may, from time to time, amend the number, shape, boundaries or areas of any district, or regulation, or other provision of this Title, but any such amendment shall not be made or become effective until after fifteen (15) days' notice and public hearing and unless the same shall have been proposed by or be first submitted to the Planning Commission for its recommendation, which shall be returned within thirty (30) days. Before finally adopting any such amendment, the City Council shall hold a public hearing thereon, at least fifteen (15) days' notice of the time and place of which shall be given by at least one publication in a newspaper of general circulation in the City.~~Beaver City Council may, from time to time, amend the number, shape, boundaries, uses, regulations of any zoning Ordinance. Any proposed amendment shall be first submitted to the Planning Commission for its recommendation, which shall be returned within thirty (30) days. Before finally adopting any such zoning amendment, the governing body shall provide public notice of a public hearing, including a short summary of the proposed amendment and the time, date, and place of the hearing, in strict accordance with the minimum notice windows and publication mediums established by applicable Utah Code, including but not limited to Utah Code § 63G-30-102 and Utah Code § 10-20-201, as amended from time to time."

HISTORY

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SECTION 3: Severability. If any section, subsection, sentence, clause, or phrase of this amendment is declared invalid or unconstitutional by a court of competent jurisdiction, said portion shall be severed and such declaration shall not affect the validity of the remainder of this amendment.

SECTION 4: Effective Date. This ordinance being necessary for the peace, health, and safety of Beaver, shall go into effect at the expiration of the 20th day after publication or posting or the 30th day after final passage as noted below or whichever of said days is the more remote from the date of passage thereof.

****Signatures On Next Page****

PASSED AND ADOPTED by Beaver City Council this _____.

MATT ROBINSON, Mayor
Beaver

Attest:

MERANDA MARTIN, City Recorder
Beaver

City Council Vote as Recorded:	AYE	NAY	ABSTAIN	ABSENT
Tyler Schena	—	—	—	—
David Albrecht	—	—	—	—
Hunter Holt	—	—	—	—
Lance Cox	—	—	—	—
Randy Hunter	—	—	—	—

RECORDED this _____.
PUBLISHED OR POSTED this _____.

CERTIFICATE OF PASSAGE AND PUBLICATION OR POSTING

In accordance with Utah Code Annotated §10-3-713, 1953 as amended, I, the City Recorder of Beaver, hereby certifies that the foregoing Amendment was duly passed and published or posted at:

1. City Website beavercityut.gov

on the above referenced dates.

MERANDA MARTIN, City Recorder
Beaver