

VIRGIN TOWN

ORDINANCE # 2018-27

AN ORDINANCE REPEALING VIRGIN TOWN ORDINANCE 2018-10 AND CANCELLING VIRGIN PROPOSITION 2018-3

RECITALS

WHEREAS, On May 30, 2018 the Virgin Town Council (“Town Council”) approved Virgin Town Ordinance 2018-10 which amended Chapter 21 of the Virgin Uniform Land Use Ordinances (“VULU”) to no longer make the Resort Zone a fixed location zoning district limited to two parcels and thus making said zone eligible for future expansion if applicants, and their respective properties, met certain qualifying characteristics (“Subject Ordinance”).

WHEREAS, Subsequent to the adoption of the Subject Ordinance, a referendum petition was filed with Virgin Town (“Town”) on June 4, 2018 seeking to have the Subject Ordinance referred to the voters as a ballot proposition (“Referendum”).

WHEREAS, the Town has accepted the Referendum and proceeded with preparations to have the matter placed on the ballot as a ballot proposition (to be known as Virgin Proposition 2018-3) for the Utah General Election to be conducted on November 6, 2018 (“Subject Ballot Proposition”).

WHEREAS, in an effort to avoid the unnecessary expenditure to time and taxpayer money to conduct the Subject Ballot Proposition and better meet the needs and interests of the Town and its residents, the Town Council has determined it appropriate and warranted to repeal the Subject Ordinance and pursue adoption of a new ordinance that would further the purposes of a resort zone as previously contained in VULU Chapter 21, but with additional eligibility requirements such as fixed locations.

ORDINANCE

NOW THEREFORE BE IT ORDAINED by the Town Council that Virgin Town Ordinance #2018-10 is hereby repealed and made void *in abnatio*.

NOW THEREFORE BE IT FURTHER ORDAINED by the Town Council that as a result of the preceding repealer, all of VULU Chapter 21 as it existed prior to the adoption of the Subject Ordinance is hereby reinstated in its entirety.

NOW THEREFORE BE IT FURTHER ORDAINED by the Town Council that the Referendum relating to the Subject Ordinance is accordingly moot and thus the Subject Ballot Proposition is hereby cancelled.

ADOPTED AND APPROVED BY THE VIRGIN TOWN COUNCIL, ORDINANCE 2018-27, will become effective, this 26 day of September, 2018 based upon the following vote:

Council Member:

Dan Snyder	AYE__	NAE__
LeRoy Thompson	AYE__	NAE__
Kevin Stout	AYE__	NAE__
Jay Lee	AYE__	NAE__
Matthew Spendlove, Mayor	AYE__	NAE__

VIRGIN TOWN
a Utah municipal corporation

ATTEST:

Matthew Spendlove, Mayor

Monica Bowcutt, Town Clerk