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| Date: 02/26/2020 |
| Name of preparer: Gene Garate |
| Contact information of preparer: zoningadministrator@virgin.utah.gov |
| Reason for change:  Many “temporary” sheds do not come with skids. Why should a pre-fab “Home Depot” shed require a permit but a cargo container does not? Neither are permanent structures as long as a foundation is not poured. |
| Current wording:  **2.14.A** - EXCEPTIONS. Non-permanent, skid mounted utility sheds (i.e. cargo containers, prebuilt utility sheds) under 400 square feet without public utility connections. Must maintain side and rear setbacks for underlying zone. |
| Proposed wording:  **2.14.A** - EXCEPTIONS. Non-permanent, utility sheds (i.e. cargo containers, utility sheds) under 400 square feet without public utility connections. Must maintain side and rear setbacks for underlying zone. |

VIRGIN TOWN

ORDINANCE # 2020-07

AN ORDINANCE AMENDING CHAPTER TWO OF THE VIRGIN UNIFORM LAND USE ORDINANCES (“VULU”).

RECITALS

WHEREAS, - Utah Code provides for the adoption and amendment of Town land use ordinances by the Land Use Authority, which in Virgin is the “Town Council with recommendation by the Planning and Zoning Commission” ; and

WHEREAS, the Virgin Land Use Authority finds that the existing Virgin Town Code (VULU) Chapter Two, and the various sub sections found within, require updating to meet the changing needs of the town; and

WHEREAS, the Virgin Land Use Authority finds that, to accommodate the towns desire to provide clarity and continuity within VULU; and

WHEREAS, the Virgin Town Planning and Zoning Commission held properly noticed Public Hearings on these amendments on March 11, 2020, and voted to recommend its draft amendment ordinance to the Virgin Town Council at a regular meeting on March 25, 2020;

NOW, THEREFORE BE IT ORDAINED by the Land Use Authority of Virgin, Utah that, in order to provide for the health, safety and general welfare of the citizens of Virgin, Utah, the VULU Ordinance is hereby amended to incorporate the following changes:

ORDINANCE

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

**2.14.A** - EXCEPTIONS. Non-permanent, utility sheds (i.e. cargo containers, utility sheds) under 400 square feet without public utility connections. Must maintain side and rear setbacks for underlying zone.

1. 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.

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

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

ADOPTED AND APPROVED BY THE VIRGIN TOWN COUNCIL ORDINANCE NUMBER 2020-07 will become effective on this \_\_\_ day of \_\_\_\_\_\_\_\_\_, 2020 based upon the following vote:

**Council Member:**

Gene Garate 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

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

Matthew Spendlove, Mayor

ATTEST:

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

Monica Bowcutt, Town Clerk

**REQUEST FOR VIRGIN TOWN COUNCIL ACTION**

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| To: Mayor and City Council |
| From: Planning and Zoning |
| Date: |
| Subject: |
| Citizen comments summary: |
| Recommendation: |
| Background and Findings: |
| Fiscal Impact: |
| Supporting Documents: |
| This request prepared by: |
| This request prepared on: |