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| Date: 1-22-2020 |
| Name of preparer: Sean Amodt |
| Contact information of preparer: amodtsg@gmail.com |
| Reason for change:   * Purpose of definitions needs to be clarified. * Removing the need for the word “shall” in our ordinances. |
| Current wording:  [**2.12 DEFINITIONS**](https://virgin.municipalcodeonline.com/book?type=landordinances#name=2.12_DEFINITIONS)  Unless the context requires otherwise, the following definitions shall be used in the interpretation and construction of this ordinance. Words used in the present tense include the future; the singular number shall include the plural, and the plural the singular; the word “building” shall include the word “structure” and the word “structure” shall include the word “building”; the words “used” or “occupied” shall include arranged, designed, constructed, altered, converted, rented, leased or intended to be leased; the word “shall” is mandatory and not directory, and the word “may” is permissive; the word “person” includes a firm, association, organization, partnership, trust, company, or corporation as well as an individual; the word “lot” includes the words lot or parcel. Words used in this ordinance but not defined herein shall have the meaning as defined in any other ordinance adopted by the local jurisdiction. |
| Proposed wording:  [**2.12 DEFINITIONS**](https://virgin.municipalcodeonline.com/book?type=landordinances#name=2.12_DEFINITIONS)  The following definitions will be used in the interpretation of this ordinance. |

**VIRGIN TOWN**

**ORDINANCE # .**

AN ORDINANCE AMMENDING SECTIONS OF CHAPTER 16 (RESIDENTIAL ZONE) IN ORDER TO MAINTAIN CONTINUITY BETWEEN OTHER SECTIONS OF VULU.

# 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,** sections of VULU Chapter 2.12 are currently not compatible with other parts of VULU,

**WHEREAS,** amendments to VULU Chapter 2.12 would create better continuity and compatibility within VULU,

**WHEREAS,** the Town, by and through its Town Council, has determined that it is in the best interests of the Town and its residents to amend sections of VULU chapter 2.12 to maintain continuity and compatibility within VULU

# ORDINANCE

**NOW THEREFORE** be it ordained by Virgin Town, Washington County, State of Utah, acting by and through the Town Council, amend VULU Chapter 2.12 as follows:

Changes in current wording:

[**2.12 DEFINITIONS**](https://virgin.municipalcodeonline.com/book?type=landordinances#name=2.12_DEFINITIONS)

~~Unless the context requires otherwise,~~ ~~t~~ The following definitions ~~shall~~ will be used in the interpretation ~~and construction~~ of this ordinance. ~~Words used in the present tense include the future; the singular number shall include the plural, and the plural the singular; the word “building” shall include the word “structure” and the word “structure” shall include the word “building”; the words “used” or “occupied” shall include arranged, designed, constructed, altered, converted, rented, leased or intended to be leased; the word “shall” is mandatory and not directory, and the word “may” is permissive; the word “person” includes a firm, association, organization, partnership, trust, company, or corporation as well as an individual; the word “lot” includes the words lot or parcel. Words used in this ordinance but not defined herein shall have the meaning as defined in any other ordinance adopted by the local jurisdiction.~~

Proposed finished wording:

[**2.12 DEFINITIONS**](https://virgin.municipalcodeonline.com/book?type=landordinances#name=2.12_DEFINITIONS)

The following definitions will be used in the interpretation of this ordinance.

**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: |