

VIRGIN TOWN

ORDINANCE # 2020-32.

AN ORDINANCE AMMENDING SECTIONS OF CHAPTER 2 (GENERAL PROVISIONS AND DEFINITIONS) 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, and for the reasons listed below, amend VULU Chapter 2.12 Definitions from the current wording to the following proposed wording with proper formatting adjustments:

*Changes or additions are indicated in red text for public hearing purposes only and will be formatted to proper VULU guidelines upon approval for publishing.

Date of document preparation: 8-25-2020
Name of preparer: Sean Amodt
Contact information of preparer: amodtsg@gmail.com
Reason for change: • To simplify definitions. • Remove unnecessary words. • Clarify definition without having specific definition for “family”.

Current wording:

Dwelling. Any building or portion thereof designed or used primarily as a long-term residence or sleeping place of one or more family members, but not including a tent, recreational vehicle, travel trailer, hotel, motel, hospital, or nursing home.

Dwelling Unit. One (1) or more rooms in a dwelling, apartment hotel or apartment motel, designed for or occupied by one family for living or sleeping purposes and having kitchen and bathroom facilities for the use of not more than one (1) family.

Dwelling, Group (Group Dwelling). A group of two (2) or more detached buildings used as dwellings.

Dwelling, Mobile Home (Mobile Home Dwelling). See “Home, Mobile (mobile home)”.

Dwelling, Multiple Family (Multiple Family Dwelling). A building arranged or designed to be occupied by more than two (2) families, and having more than two (2) dwelling units.

Dwelling, Single-Family (Single-Family Dwelling). A building arranged or designed for the long term occupancy of one (1) family, the structure having only one (1) dwelling unit.

Dwelling, Two-Family (Two-Family Dwelling). A building arranged or designed to be occupied by two (2) families, the structure having only two (2) dwelling units.

Proposed changes and additions:

2.12 DEFINITIONS

~~**Dwelling.** Any building or portion thereof designed or used primarily as a long term residence or sleeping place of one or more family members, but not including a tent, recreational vehicle, travel trailer, hotel, motel, hospital, or nursing home.~~ **A self-contained unit of accommodation used by one or more households as a home - such as a house, apartment, mobile home, houseboat, vehicle, or other "substantial" structure.**

~~**Dwelling Unit.** One (1) or more rooms in a dwelling, apartment hotel or apartment motel, designed for or occupied by one family for living or sleeping purposes and having kitchen and bathroom facilities for the use of not more than one (1) family.~~ **A structure or the part of a structure or the space that is used as a home, residence, or sleeping place by one person or more people who maintain a common household.**

Dwelling, Group (Group Dwelling). A group of two (2) or more detached buildings used as dwellings.

~~**Dwelling, Mobile Home** (Mobile Home Dwelling).~~ See “Home, Mobile (mobile home)”.

~~**Dwelling, Multiple Family** (Multiple Family Dwelling). A building arranged or designed to be occupied by more than two (2) families, and having more than two (2) dwelling units.~~ **Any improved real property used or intended to be used as a long-term residence and that contains two (2) or more connected dwelling units.**

~~**Dwelling, Single-Family** (Single-Family Dwelling). A building arranged or designed for the long term occupancy of one (1) family, the structure having only one (1) dwelling unit.~~ **Any improved real property used or intended to be used as a long-term residence and that contains one (1) dwelling unit.**

Dwelling, Two-Family (Two-Family Dwelling; also see Duplex). ~~A building arranged or designed to be occupied by two (2) families, the structure having only two (2) dwelling units.~~ Any improved real property used or intended to be used as a long-term residence and that contains two (2) connected dwelling units.

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2.12 DEFINITIONS

Dwelling. A self-contained unit of accommodation used by one or more households as a home - such as a house, apartment, mobile home, houseboat, vehicle, or other "substantial" structure.

Dwelling Unit. A structure or the part of a structure or the space that is used as a home, residence, or sleeping place by one person or more people who maintain a common household.

Dwelling, Group (Group Dwelling). A group of two (2) or more detached buildings used as dwellings.

Dwelling, Multiple Family (Multiple Family Dwelling). Any improved real property used or intended to be used as a long-term residence and that contains two (2) or more connected dwelling units.

Dwelling, Single-Family (Single-Family Dwelling). Any improved real property used or intended to be used as a long-term residence and that contains one (1) dwelling unit.

Dwelling, Two-Family (Two-Family Dwelling; also known as Duplex). Any improved real property used or intended to be used as a long-term residence and that contains two (2) connected dwelling units.

REQUEST FOR VIRGIN TOWN COUNCIL ACTION

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: