ORDINANCE 21-12

AN ORDINANCE AMENDING THE ZONING DESIGNATION OF A PORTION OF PROPERTY LOCATED AT APPROXIMATELY 300 EAST 400 NORTH, BY CHANGING THE ZONING DESIGNATION THEREOF FROM GENERAL COMMERCIAL (C-G) TO MULTI-FAMILY RESIDENTIAL (RM-15); PROVIDING FOR THE AMENDMENT TO THE ZONING MAP; PROVIDING FOR REPEALER; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Morgan City has received an application for the rezone of a portion of a parcel of property (Parcel No. 00-0004-9278 and Serial No. 05-229-016 – Containing 4 acres), located at approximately 300 East 400 North (hereinafter "Subject Property"). The application requests that the zoning designation of the Subject Property be changed from General Commercial (C-G) to Multi-Family Residential (RM-15); and

WHEREAS, the Planning Commission reviewed the proposal and held a public hearing on October 19, 2021 and after its review the item was forwarded to the City Council with an unfavorable recommendation; and

WHEREAS, the City Council, upon review of the Planning Commission's recommendations and a public hearing held on November 9, 2021, finds that the zoning designation on the Subject Property as Multi-Family Residential (RM-15) to be reasonable, rationally based, and consistent with the City's General Plan and is in furtherance of the health, safety, and welfare of the City.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF MORGAN CITY:

SECTION I: REPEALER. If any ordinance, or provision of any ordinance, adopted heretofore is inconsistent herewith, it is hereby repealed.

SECTION II: ENACTMENT. The zoning designation for the following described property is hereby amended to be Multi-Family Residential (RM-15):

(See Attachment "A" – Legal Description)

SECTION III: SEVERABILITY. If any provision, paragraph, clause, phrase, section, or subsection of this Ordinance is declared, by a court of competent jurisdiction, to be unlawful, illegal, unenforceable, or unconstitutional, said portion hereof shall be severed from the Ordinance and said Ordinance shall remain in full force and effect.

SECTION IV: ZONING MAP AMENDMENT. The Official Zoning Map is hereby amended to reflect this amendment.

SECTION V: EFFECTIVE DATE. This ordinance 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 most remote from the date of passage thereof.

PASSED AND ADOPTED by the City Council of Morgan, Utah, this 14th day of December, 2021.

Ray W. Little
RAY W. LITTLE, Mayor

ATTEST:

Denise Woods
DENISE WOODS, City Recorder

MORGAN CITY, UTAH CORPORATE SEAL

CITY COUNCIL VOTE AS RECORDED:

	Aye	Nay	Excused
Councilmember London	X	___	___
Councilmember Wardell	X	___	___
Councilmember Turner	___	X	___
Councilmember Richins	X	___	___
Councilmember Alexander	X	___	___

(In the event of a tie vote of the Council):

Mayor Little	___	___

ATTACHMENT "A"

LEGAL DESCRIPTION

REZONE BOUNDARY DESCRIPTION
(GENERAL COMMERCIAL (C-G) to MULTI-FAMILY RESIDENTIAL (RM-15))

A TRACT OF LAND SITUATED IN THE NORTHWEST QUARTER OF SECTION 36, TOWNSHIP 4 NORTH, RANGE 2 EAST, SALT LAKE BASE AND MERIDIAN, U.S. SURVEY, CITY OF MORGAN, STATE OF UTAH, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT MORGAN CITY SURVEY MONUMENT "B";
THENCE NORTH 56°11'17" WEST 45.00 FEET;
THENCE SOUTH 33°48'43" WEST 241.49 FEET ALONG THE NORTHWESTERLY LINE OF 125 NORTH STREET;
THENCE NORTH 90°00'00" WEST 771.92 FEET TO THE TRUE POINT OF BEGINNING.

THENCE SOUTH 27°48'20" WEST 341.86 FEET;
THENCE NORTH 61°56'29" WEST 190.00 FEET;
THENCE NORTH 27°48'20" EAST 341.15 FEET;
THENCE SOUTH 62°09'13" EAST 190.00 FEET TO THE POINT OF BEGINNING.

THE ABOVE DESCRIBED TRACT OF LAND CONTAINS 1.49 ACRES.

THE BASIS OF BEARING IS THE CENTERLINE OF 125 NORTH STREET CALLED NORTH 33°55'13" EAST.