

**MINUTES OF A PUBLIC HEARING  
FOR AN ORDINANCE AMENDING THE RUSH VALLEY LAND USE MANAGEMENT CODE  
TO REQUIRE A MINIMUM OF A 60-FOOT FRONT YARD SETBACK FROM THE  
CENTERLINE OF ALL ROAD EASEMENTS AND PRIVATE ROADS  
HELD ON NOVEMBER 3, 2021 AT THE RUSH VALLEY TOWN HALL  
52 SOUTH PARK STREET, RUSH VALLEY, UTAH  
THE MEETING BEGAN AT 7:00 P.M.**

**Planning & Zoning Commission Members Present:** Boone Baird, Scotty Hawkins, Jeff Neil, Blaine Russell and Carl Wall

**Appointed Officers and Employees Present:** Attorney Rob Clegg and Patty Rowe

The public hearing opened at 7:00 p.m.

Blaine Russell said that this new ordinance clarified the previous ordinance that was originally presented. Carl Wall asked if there are any structures throughout the town that are in violation of this ordinance. Jeff Neil said there are none.

There were no public comments.

The public hearing closed at 7:04 p.m.

Scotty made a motion to accept the ordinance as written and forward to the town council for approval. Carl seconded the motion. All present voted in favor and the motion carried.

Attorney Clegg asked if this item was on the agenda. Jeff said that the public hearings were separate from the meeting agenda. Attorney Clegg said that action cannot be taken without it being posted on the agenda. The public hearing was posted and advertised in the local paper, but the approval of the subdivision was not included on the agenda. He recommended that the commission not take action. The attorney left it up to the commission but said it does not meet the public meetings act. He said that his recommendation is to hold the public hearing again and post the item on the agenda for action.