

CITY OF HOLLADAY

ORDINANCE NO. 2022-06

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HOLLADAY
REZONING CERTAIN PROPERTY LOCATED AT 5025 S. HIGHLAND DRIVE.**

WHEREAS, the Planning Commission of the City of Holladay, after a public hearing, has made a positive recommendation to the City Council for a change in the zoning of property located at 5025 S. Highland Drive from Neighborhood Commercial (NC) to Commercial (C-2); and

WHEREAS, the City Council has held a public hearing on the proposed re-zoning application;

WHEREAS, the City Council of the City of Holladay desires to rezone the property as requested by the applicant;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Holladay, Utah as follows:

Section 1. Rezone. Subject to Section 3, below, that certain property located at 5025 S. Highland Drive is hereby rezoned from its current zoning designation of Neighborhood Commercial (NC) to Commercial (C-2).

Section 2. Zoning Map Amendment. Subject to Section 3, below, the Zoning Map of the City of Holladay is hereby amended to reflect the rezoning referenced in paragraph 1, above.

Section 3. Conditions to Rezone. The rezone of the property affected by this Ordinance is specifically conditioned upon and subject to:

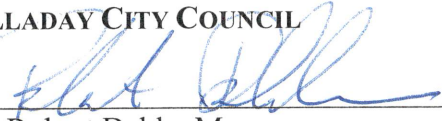
- a. The entry of a Development Agreement to be recorded against the property which is the subject of this Ordinance restricting the use of the property to a Townhome project and a BrewPub restaurant use within six months from the date of this Ordinance; and
- b. The approval of a Site Plan consistent with this Section within two (2) years from the date of this Ordinance.
- c. In the event the conditions of this Section 3 are not satisfied, the zoning of this property shall revert to NC.

Section 4. Severability. If any section, part or provision of this Ordinance is held invalid or unenforceable, such invalidity or unenforceability shall not affect any other portion of this Ordinance, and all sections, parts and provisions of this Ordinance shall be severable.

Section 5. Effective Date. This ordinance shall take effect upon publication or posting, or thirty (30) days after passage, whichever occurs first.

PASSED AND APPROVED this 17th day of March, 2022.

HOLLADAY CITY COUNCIL

By: 
Robert Dahle, Mayor

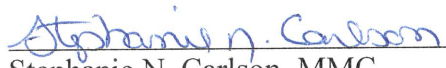
[SEAL]



VOTING:

Ty Brewer	Yea ☒	Nay ☐
Matt Durham	Yea ☒	Nay ☐
Paul Fotheringham	Yea ☒	Nay ☐
Drew Quinn	Yea ☒	Nay ☐
Dan Gibbons	Yea ☒	Nay ☐
Robert Dahle	Yea ☒	Nay ☐

ATTEST:


Stephanie N. Carlson, MMC
City Recorder

DEPOSITED in the office of the City Recorder this 17th day of March, 2022.

RECORDED this 17th day of March, 2022.