

KEARNS METRO TOWNSHIP

Ordinance No. _____

Date: September 27, 2022

AN ORDINANCE ADOPTING AMENDMENTS TO THE KEARNS METRO TOWNSHIP MODERATE-INCOME HOUSING PLAN, A COMPONENT OF THE KEARNS METRO TOWNSHIP GENERAL PLAN

WHEREAS, the Kearns Metro Township (“Kearns”) is a municipality pursuant to Utah Code Ann. § 10-2a-401, *et seq*; and

WHEREAS: Utah Code 10-9a-401(3)(b) requires each Metro Township in the State of Utah, with a population of five thousand or more residents, to conduct a review of and revise the Moderate-Income Housing Plan of its General Plan by October 1, 2022; and

WHEREAS, the Kearns Metro Township Council adopted the current Moderate Income Housing Element as part of the General Plan in November of 2019; and

WHEREAS, on June 3, 2022, the Kearns Metro Township Council sent notice of intent to amend the Moderate Income Housing Plan as a supplemental element of the Kearns General Plan Update to affected entities; and

WHEREAS, on September 1, 2022, the Kearns Planning Commission (the “Planning Commission”) sent mailed notices to affected entities to prepare recommended amendments to the Moderate Income Housing Plan as part of General Plan (collectively, the “Housing Plan”) that would address Kearns housing and meet state requirements pursuant to Utah Code § 10-9a-403; and

WHEREAS, on September 12, 2022, the Planning Commission held a public hearing to take public comment on the Housing Element after complying with the procedures in the Act, including but not limited to the public hearing and public meeting notice requirements of Utah Code Ann. §§ 10-9a-204 and 10-9a-404; and

WHEREAS, after taking public comment on the General Plan, the Planning Commission recommended the Housing Plan to the Kearns Metro Township Council as drafted; and

WHEREAS, on September 27, 2022, the Kearns Metro Township Council held a public meeting to review the Housing Plan; and

WHEREAS, the Kearns Metro Township Council has reviewed the Housing Plan as recommended by the Planning Commission and determined that it is necessary to amend the Housing Plan in the best interest of Kearns and its residents.

NOW, THEREFORE BE IT RESOLVED BY THE KEARNS METRO TOWNSHIP COUNCIL:

1. The attached Housing Plan and all other related documents and appendices are approved.
2. The prior Kearns Moderate Income Housing Plan adopted in 2019, is repealed in its entirety.
3. A copy of the Housing Plan will be filed and retained by the Kearns Metro Township Clerk, Recorder, and Auditor and posted to the Kearns Metro Township website.
4. If a court of competent jurisdiction determines that any of the sections, sentences, clauses, or provisions of the Housing Plan are invalid, such a ruling will not invalidate the remaining portion(s) of the Housing Plan or the General Plan.
5. An electronic copy of the Amendment “2022 Moderate Income Housing Plan” is hereby ordered to be filed with both the Wasatch Front Regional Council and the Housing and Community Development Division of the Utah Department of Workforce Services.
6. Staff is directed to identify those portions of the Kearns Metro Township Code that need to be updated to conform to the Housing Element and General Plan and to recommend proposed changes to the Council.
7. This ordinance, with attachment, shall become effective fifteen (15) days after it is passed and upon promulgation through the website of Kearns Metro Township or publication in a newspaper having general circulation in the Kearns Metro Township.

APPROVED AND ADOPTED in Kearns, Salt Lake County, Utah this _____ day of _____, 2022.

KEARNS METRO TOWNSHIP COUNCIL

BY: _____
Kelly Bush, Mayor

ATTEST:

SHERRIE SWENSEN
SALT LAKE COUNTY CLERK
METRO TOWNSHIP CLERK/RECORDER

APPROVED AS TO FORM:

NATHAN BRACKEN
METRO TOWNSHIP ATTORNEY

VOTING:

- Mayor Bush voting _____
- Councilmember Butterfield voting _____
- Councilmember Peterson voting _____
- Councilmember Schaeffer voting _____
- Councilmember Snow voting _____

(Complete as Applicable)
Ordinance/summary published in newspaper on _____, 2022.

Effective date of Ordinance: _____.

(Complete as Applicable)
 Summary of ordinance published in newspaper:

 Date of publication: _____
 Effective date of ordinance: _____

**SUMMARY OF
 KEARNS METRO TOWNSHIP ORDINANCE NO. 2022-XX**

On September 27, 2022, the Kearns Metro Township Council enacted Ordinance No. [2022-XX], adopting amendments to the Moderate Income Housing Plan as a supplemental element of the Kearns General Plan and repealing the prior Moderate Income Housing Plan for Kearns, previously adopted in 2019.

KEARNS METRO TOWNSHIP COUNCIL

 By: Kelly Bush, Mayor

ATTEST

APPROVED AS TO FORM:

 Sherrie Swenson, Clerk/Recorder

 Nathan Bracken, Metro Township Attorney

VOTING:

- Mayor Bush voting _____
- Councilmember Butterfield voting _____
- Councilmember Peterson voting _____
- Councilmember Schaeffer voting _____
- Councilmember Snow voting _____

A complete copy of Ordinance No. [redacted] is available in the office of the Kearns Metro Township Clerk, 2001 South State Street, N2-700, Salt Lake City, Utah.