

TOQUERVILLE CITY

ORDINANCE # 2018-__

AN ORDINANCE AMENDING TOQUERVILLE CITY'S OFFICIAL ZONING MAP BY RE-ZONING APPROXIMATELY [REDACTED] ACRES OF REAL PROPERTY LOCATED AT APPROXIMATELY [REDACTED] ("SUBJECT PROPERTY") FROM ITS PRESENT DESIGNATION OF [REDACTED] () to [REDACTED] ().

Commented [HS1]: If you will just give me the parcel number, I can look up the acreage.

Commented [HS2]: You can give a general location here if you do not have a specific address (something like "approximately 500 East Old Church road")

RECITALS

WHEREAS, Toquerville City ("City") is an incorporated municipality duly organized under the laws of the State of Utah;

WHEREAS, the City is authorized pursuant to Utah Code Annotated, Title 10, Chapter 9A, to enact ordinances necessary or appropriate for the use of land within the City's municipal boundaries;

WHEREAS, pursuant to Utah Code Annotated, Title 10, Chapter 3b, Section 301, the Toquerville City Council ("City Council") is designated as the governing body of the City.

WHEREAS, pursuant to Utah Code Annotated Title 10, Chapter 9a, Sections 502 thru 505, the City Council may only amend the City's Official Zoning Map to rezone properties within the City after the proper notice is given compliance with Utah Code Annotated Title 10, Chapter 9a, Section 205 and an ordinance on the subject receives a recommendation from the City's Planning Commission "Planning Commission" after a public hearing is held.

WHEREAS, the City has received a request submitted by an authorized agent of the Subject Property (which is described and/or depicted more fully in Exhibit "A" attached hereto and incorporated herein by this reference) requesting that it be re-zoned from its current zoning designation of [REDACTED] () to the [REDACTED] () zoning designation and that the City's Official Zoning Map be amended accordingly ("Zone Change Request").

Commented [HS3]: Again if you give me the parcel number I can figure out the proper legal description to attach as Exhibit A

WHEREAS, the Planning Commission has reviewed and made a recommendation to the City Council regarding the Zone Change Request and a draft of this Ordinance effectuating the same after providing proper notice and conducting a public hearing wherein public input was taken in compliance with Utah law and Title 10, Chapter 8 of the Toquerville City Code.

Commented [HS4]: If you can tell the date the Planning Commission conducted its public hearing and made their recommendation that would awesome as well.

WHEREAS, after reviewing the recommendation from the Planning Commission, the City Council finds it to be in the best interest of the health, safety and general welfare of the City that the Zone Change Request be granted.

ORDINANCE

NOW THEREFORE be it ordained by Toquerville City, Washington County, State of Utah, acting by and through the City Council:

1. Zone Change. The Subject Property located at approximately _____, within Toquerville City, Washington County, State of Utah, previously zoned _____ () as shown on the City's Official Zoning Map is hereby re-classified and re-zoned to _____ ().

2. Amendment of City's Official Zoning Map. The City's Official Zoning Map is hereby amended and restated/redrawn to reflect the Zone Change set forth in Section 1, above.

3. Severability. If any Section, clause or portion of this Ordinance is declared invalid by a court of competent jurisdiction, the remainder shall not be affected thereby and shall remain in full force and effect.

4. Conflicts/Repealer. This Ordinance repeals and supersedes the provisions of any prior ordinance in conflict herewith.

5. Effective Date. This Ordinance shall become effective immediately upon adoption by the City Council and execution by the Toquerville City Mayor.

ADOPTED AND APPROVED BY THE CITY COUNCIL this _____ day of _____, 20__ based upon the following vote:

Commented [H55]: Need the date this is coming to City Council for approval.

Council Member:

Mike Ruesch	AYE ___	NAE ___	ABSENT ___
Keen Ellsworth	AYE ___	NAE ___	ABSENT ___
Ty Bringhurst	AYE ___	NAE ___	ABSENT ___
Justin Sip	AYE ___	NAE ___	ABSENT ___
Paul Heideman	AYE ___	NAE ___	ABSENT ___

TOQUERVILLE CITY
a Utah municipal corporation

Lynn Chamberlain, Toquerville City Mayor

ATTEST:

Dana M. McKim, Toquerville City Recorder

EXHIBIT "A"
to Toquerville City Ordinance 2018-___
(Legal Description and/or Depiction of Subject Property)

