

MILLCREEK, UTAH
ORDINANCE NO. 23-27

**AN ORDINANCE AMENDING CHAPTER 3.48 OF THE MILLCREEK CODE OF
ORDINANCES REGARDING PLANNING AND ENGINEERING FEES**

WHEREAS, the Millcreek Council (“*Council*”) met in a regular session on July 10, 2023, to consider, among other things, amending Chapter 3.48 of the Millcreek Code of Ordinances regarding planning and engineering fees; and

WHEREAS, on June 12, 2023, the Council adopted a revised fee schedule as part of the final budget for Fiscal Year 2023-2024, and

WHEREAS, the revised fee schedule includes planning and engineering fees for subdivision and non-subdivision development, and

WHEREAS, staff has identified a technical error in the current ordinance, and has made a recommendation to correct the error to align the ordinance with the adopted fee schedule; and

WHEREAS, after careful consideration, the Council has determined that it is in the best interest of the health, safety, and welfare of the residents of the City to amend Chapter 3.48 of the Millcreek Code of ordinances regarding planning and engineering fees.

NOW, THEREFORE, BE IT ORDAINED by the Council that Chapter 3.84 be amended as follows (interlineating the words to be deleted and underlining the words to be added):

Chapter 3.48 PLANNING AND ENGINEERING FEES

3.48.010 Right-Of-Way Improvement Permit Fees

3.48.020 Plat Filing And Engineering Checking Fees

**3.48.025 Planning and Engineering Checking Fee For Subdivisions Where No Plat
Must Be Recorded**

3.48.030 Planning and Engineering Checking Fees For Nonsubdivision Development

3.48.040 Road Dedication Fees For Nonsubdivision Development

3.48.010 Right-Of-Way Improvement Permit Fees

Before any permit is issued pursuant to the provisions of MKC 14.36.010, the applicant shall pay to the city or its designee as set forth in the consolidated fee schedule.

3.48.020 Plat Filing And Engineering Checking Fees

Any and all persons filing plats with the Salt Lake County recorder shall first have paid all fees required in MKC 3.52. In addition, persons filing plats shall pay to the city or its designee an engineering checking fee as set forth in the consolidated fee schedule.

3.48.025 Planning and Engineering Checking Fee For Subdivisions Where No Plat Must Be Recorded

Any person proposing to subdivide a parcel of land where no plat must be recorded (a nonregular subdivision) shall pay to the city or its designee a planning checking fee and an engineering checking fee as set forth in the consolidated fee schedule.

3.48.030 Planning and Engineering Checking Fees For Nonsubdivision Development

Any person proposing to develop a parcel of land, either as a permitted use, conditional use or planned unit development, other than a subdivision, shall pay to the city or its designee a planning checking fee and an engineering checking fee as set forth in the consolidated fee schedule. Any remaining portion of the fee shall be paid prior to approval by the city or its designee or installation of any of the improvements.

3.48.040 Road Dedication Fees For Nonsubdivision Development

Any person proposing to develop a parcel of land, either as a permitted use, conditional use or planned unit development, other than a subdivision, where dedication is required for street widening and improvements in accordance with MKC 15.28 shall pay to the city or its designee a fee as set forth in the consolidated fee schedule for document review, preparation and processing.

This Ordinance, assigned Ordinance No. 23-27, shall take effect as soon as it shall be published or posted as required by law, deposited, and recorded in the office of the City Recorder, and accepted as required herein.

PASSED AND APPROVED this 10th day of July, 2023.

MILLCREEK



ATTEST:

By: 

Jeff Silvestrini, Mayor


Elyse Sullivan, City Recorder

Roll Call Vote:

Silvestrini	<u>Yes</u>	No
Catten	<i>excluded</i> Yes	No
DeSirant	<u>Yes</u>	No
Jackson	<u>Yes</u>	No
Uipi	<u>Yes</u>	No

CERTIFICATE OF POSTING

I, the duly appointed recorder for Millcreek, hereby certify that:
ORDINANCE 23-27: AN ORDINANCE AMENDING CHAPTER 3.48 OF THE MILLCREEK CODE OF
ORDINANCES REGARDING PLANNING AND ENGINEERING FEES
was adopted the 10th day of July, 2023 and that a copy of the foregoing Ordinance 23-27 was posted in accordance
with Utah Code 10-3-711 this 11 day of July, 2023.



Elyse Sullivan, City Recorder