

ORDINANCE NO. 2017-32

AN ORDINANCE AMENDING THE CENTERVILLE CITY ZONING MAP BY CHANGING THE ZONING OF APPROXIMATELY 0.97 ACRES OF CERTAIN REAL PROPERTY LOCATED AT APPROXIMATELY 641 EAST 200 SOUTH FROM PUBLIC FACILITY-LOW (PF-L) TO RESIDENTIAL-LOW (R-L)

WHEREAS, the City is authorized to enact a zoning map consistent with the purposes set forth in the Utah Land Use Development and Management Act, as more particularly provided in *Utah Code Ann.* §§ 10-9a-101, *et seq.*, as amended, and the City is further authorized to make amendments to such zoning map in accordance with procedures set forth in *Utah Code Ann.* § 10-9a-503, as amended; and

WHEREAS, in accordance with applicable provisions of Utah law and the goals of the Centerville City General Plan for the subject property as set forth in Section 12-480-2, Neighborhood 1, the City Council desires to amend the Centerville City Zoning Map to rezone the subject property from Public Facility-Low (PF-L) to Residential-Low (R-L) as more particularly provided herein; and

WHEREAS, the proposed amendments to the Centerville City Zoning Map as set forth herein have been reviewed by the Planning Commission and the City Council and all appropriate public noticing and hearings have been provided and held in accordance with Utah law to obtain public input regarding the proposed revisions to the City Zoning Map.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF CENTERVILLE CITY, STATE OF UTAH, AS FOLLOWS:

Section 1. Zone Map Amendment. The real property located at approximately 641 East 200 South in Centerville City consisting of approximately 0.97 acres, as more particularly described in **Exhibit A**, attached hereto and incorporated herein by this reference, is hereby rezoned from Public Facility-Low (PF-L) to Residential-Low (R-L) and the Centerville City Zoning Map is correspondingly amended as described herein.

Section 2. Findings. The rezone of the subject property to Residential-Low (R-L) and corresponding amendment to the Centerville City Zoning Map is based on the following findings:

1. The City Council finds that the proposed Zoning Map Amendment is consistent with the General Plan for Neighborhood 1, Southeast Neighborhood, as described in Section 12-480-2.
2. The City Council finds that the Zoning Map Amendment approval criteria as set forth in CZC 12.21.080(e) has been adequately evaluated and the request is deemed consistent with the criteria.
3. The Planning Commission has reviewed and recommends approval of the R-L Zone designation.

Section 3. Severability. If any section, part or provision of this Ordinance is held invalid or unenforceable by a court of competent jurisdiction, 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 4. Effective Date. This Ordinance shall become effective upon publication or posting, or thirty (30) days after passage, whichever occurs first.

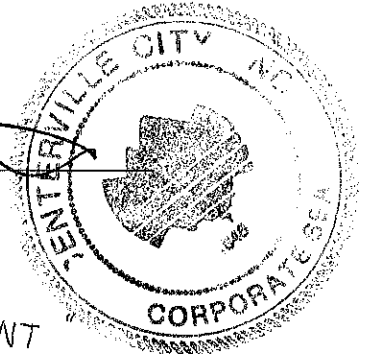
PASSED AND ADOPTED BY THE CITY COUNCIL OF CENTERVILLE CITY, STATE OF UTAH, THIS 5th DAY OF DECEMBER, 2017.

ATTEST:

CENTERVILLE CITY

Marsha L. Morrow
 Marsha L. Morrow, City Recorder

By: *Paul A. Cutler*
 Mayor Paul A. Cutler



Voting by the City Council:

	"AYE"	"NAY"	"ABSENT"
Councilmember Fillmore	_____	_____	_____
Councilmember Ince	<u> X </u>	_____	<u> X </u>
Councilmember Ivie	_____	<u> X </u>	_____
Councilmember McEwan	<u> X </u>	_____	_____
Councilmember Mecham	<u> X </u>	_____	_____

CERTIFICATE OF PASSAGE AND PUBLICATION OR POSTING

According to the provisions of the U.C.A. § 10-3-713, as amended, I, the municipal recorder of Centerville City, hereby certify that foregoing ordinance was duly passed by the City Council and published, or posted at: (1) 250 North Main; (2) 655 North 1250 West; and (3) RB's Gas Station, on the foregoing referenced dates.

Marsha L. Morrow
 MARSHA L. MORROW, City Recorder

DATE: 12-6-2017

RECORDED this 6 day of Dec, 2017.

PUBLISHED OR POSTED this 6 of Dec, 2017.

EXHIBIT A

Property Description

Parcel No. 02-104-0109
641 East 200 South, Centerville, Utah

BEG AT A PT ON THE N LINE OF 200 SOUTH STR, A 50 FT WIDE STR WH IS S 89°56'56" E 858.0 FT & N 0°28'15" E 28.5 FT FR THE CENTERVILLE CITY MONU MARKING THE CENTERLINE OF 200 SOUTH STR & 400 EAST STR; & RUN TH N 89°57'50" E 321.30 FT, M/L, TO A W LINE OF PPTY CONV IN QC DEED RECORDED 08/25/2017 AS E# 3041191 BK 6836 PG 1540; TH ALG SD PPTY THE FOLLOWING FOUR COURSES: N 02°14'51" W 114.60 FT & S 88°53'49" W 33.58 FT & N 03°12'01" W 28.95 FT & S 89°50'43" W 69.14 FT; TH CONTINUING ALG SD PPTY THE FOLLOWING FOUR COURSES: S 89°50'43" W 69.14 FT & S 00°19'54" W 13.43 FT & S 89°50'43" W 32.89 FT & S 89°50'43" W 108.14 FT; TH S 0°28'15" W 129.57 FT, M/L, TO THE POB; SD PPTY IS PART OF BLK 15, PLAT A, CENTERVILLE TS SURVEY & 1/2 OF PLATTED ROAD W OF BLK 15. CONT. 0.9783 ACRES