

**CEDAR CITY  
ORDINANCE 1026-22-7**

**AN ORDINANCE AMENDING CHAPTER 26 ARTICLE III, OF THE ORDINANCES  
OF CEDAR CITY, UTAH, RELATED TO DEVELOPMENT AGREEMENTS.**

**WHEREAS**, Cedar City has adopted Chapter 26 of the ordinance of Cedar City, Utah, and said provisions contain the City’s planning and zoning requirements; and

**WHEREAS**, Cedar City has the legal authority to adopt ordinances for the benefit of the City and its citizens; and

**WHEREAS**, the Cedar City Council desires to update and amend Chapter 26, Article III, of the Cedar City Ordinances entitled “Zones”; and

**WHEREAS**, the purpose of these amendments is to more accurately define and regulate development agreements; and

**WHEREAS**, as required by City ordinance the Cedar City Planning Commission considered the proposed amendments and gave a positive recommendation to the proposals; and

**WHEREAS**, the City Council finds that it is in the best interests of the health, safety, convenience, order, appearance, prosperity, and general welfare of the landowners and citizens of Cedar City to amend the ordinance regulating development agreements.

**NOW THEREFORE**, by the City Council of Cedar City, State of Utah that Chapter 26, Article III of the ordinances of Cedar City, Utah, is hereby amended to include the below underlined red text and exclude all crossed out text:

**SECTION 1:        AMENDMENT** “Subsection 26-III-11-E Monitoring And Enforcement” of the Cedar City Municipal Code is hereby *amended* as follows:

**A M E N D M E N T**

Subsection 26-III-11-E Monitoring And Enforcement

The City Engineer shall review the terms and conditions of all development agreements ~~annually~~ to assure compliance prior to final plat approval. Prior to Cedar City taking any enforcement allowed by the agreement, and state and federal law, the City shall send notice to all parties to the agreement giving notice of the substance of the noncompliance, a reasonable method to cure the noncompliance, and a reasonable time frame in which the noncompliance will need to be cured.

CREATED BY ORDINANCE NUMBER 0728-21-7. Created by Cedar City Ordinance Number 0207-18-1, amended by 1209-20, 0210-21-1, and 0414-21-3.

**SECTION 2:            AMENDMENT** “Subsection 26-III-11-F Recording” of the Cedar City Municipal Code is hereby *amended* as follows:

AMENDMENT

Subsection 26-III-11-F Recording

~~If deemed reasonably necessary, the~~ Development agreements ~~may~~ will be recorded on the title to the property subject to the agreement. All recording fees shall be paid by the private land owner(s).

CREATED BY ORDINANCE NUMBER 0728-21-7. Created by Cedar City Ordinance Number 0207-18-1, amended by 1209-20, 0210-21-1, and 0414-21-3.

**NOW BE IT FURTHER ORDAINED** by the City Council of Cedar City, State of Utah that City staff is authorized to make such non-substantive changes to the format and table of contents of Chapter 26 Article III as are reasonably necessary to facilitate this amendment.

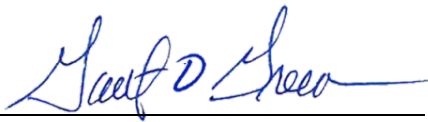
This ordinance, Cedar City Ordinance No. 1026-22-7, shall become effective immediately upon passage and publication as required by State Law.

PASSED AND ADOPTED BY THE CEDAR CITY CITY COUNCIL OCTOBER 27, 2022.

	<b>AYE</b>	<b>NAY</b>	<b>ABSENT</b>	<b>ABSTAIN</b>
Hartley	<u>X</u>	<u>          </u>	<u>          </u>	<u>          </u>
Isom	<u>X</u>	<u>          </u>	<u>          </u>	<u>          </u>
Phillips	<u>X</u>	<u>          </u>	<u>          </u>	<u>          </u>
Melling	<u>X</u>	<u>          </u>	<u>          </u>	<u>          </u>
Riddle	<u>X</u>	<u>          </u>	<u>          </u>	<u>          </u>

Presiding Officer

Attest



GARTH O. GREEN, MAYOR, Cedar  
City



RENON SAVAGE, RECORDER,  
Cedar City

