

**RICHMOND CITY CORPORATION  
ORDINANCE 2021-14**

WHEREAS, the City Council of Richmond has the responsibility for the general welfare of the City; and

WHEREAS, such responsibility includes but is not limited to, establishment of best management practices;  
and

WHEREAS, management practices may evolve over the passage of time:

NOW THEREFORE, the City Council of Richmond City, County of Cache, State of Utah, hereby adopts,  
passes and publishes the following:

**AN ORDINANCE AMENDING THE RICHMOND CITY MUNICIPAL CODE, TITLE 12-000  
“LAND USE, DEVELOPMENT AND MANAGEMENT (LUDMO)”, CHAPTER 12-500  
“ADMINISTRATION”, PART 12-503 “REZONING OF LAND”.**

BE IT ORDAINED BY THE CITY COUNCIL OF RICHMOND CITY, CACHE COUNTY, UTAH AS  
FOLLOWS:

1. Sections shall be amended such that the highlighted areas below shall be added and the ~~strikeout~~ areas shall be deleted.

<b>PART 12-503 REZONING OF LAND</b>
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A. ~~The procedure to be followed relative to the rezoning of land shall be:~~

~~1. Party or parties involved shall present a petition to the Planning and Zoning Commission outlining a description of the property involved and the zone being sought for an initial determination of the practicality of such an action.~~

~~a. If the Commission feels such a rezone is not in keeping with the General Plan of the City, the party(ies) may either accept the decision or appeal the decision per 12-405.~~

~~b. If the Commission finds that such a rezone is compatible with the General Plan:~~

~~2. After the initial meeting between the party(ies) involved and the Commission another meeting will take place wherein the party(ies) seeking the rezone must provide:~~

~~a. An accurate copy or drawing of the parcel involved including the Property Tax Number.~~

~~b. Dimensions of said parcel.~~

~~c. Any other information that the party(ies) may consider pertinent to their application.~~

~~3. The Planning and Zoning Commission will, following standard procedures, take a public vote to either approve or disapprove the rezone request.~~

~~a. If the vote is to disapprove, the party(ies) may either accept the decision or appeal the decision per 12-405.~~

B. ~~If approved, the party(ies) will then be placed upon the agenda for the Richmond City Council.~~

~~1. The Council will review the official Planning and Zoning Commission minutes in the presence of the party(ies) desiring the rezone.~~

~~2. After initial presentation, there will be at least one public hearing relative to input on the requested rezone.~~

~~3. The Richmond City Council shall, in public and at an agenda meeting, either approve or disapprove the rezone with the motion to include the current Property Tax Number(s) of the land involved.~~

~~a. In the event of disapproval by the Richmond City Council, the party(ies) seeking the rezone may appeal the negative decision per 12-405.~~

~~C. Land currently zoned Highway Commercial upon which residences now exist will be taxed at the Residential Medium Density (RMD) or Agricultural 5 (A-5) or Agricultural 10 (A-10) rate, as applicable, until commercial development takes place upon a given parcel whereupon the new Highway Commercial zoning depth and taxation will take immediate effect for that parcel or extension thereof.~~

A. The ordinance codified in this title, including the maps, may be amended from time to time by the Richmond City council.

B. All proposed amendments shall be first submitted to the planning commission for its recommendation.

C. The planning commission shall hold a public hearing after providing notice in conformance with section 10-9a-205, Utah Code Annotated or as said section may be amended.

D. The planning commission's recommendation shall be placed on the next available agenda of the legislative body.

E. The Richmond City council will review and consider the recommendation of the planning commission and vote to approve or deny the rezone request at a regular council meeting.

2. Should any section, clause, or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, in whole or in part, the same shall not affect the validity of the Ordinance as whole, or any other part thereof.
3. All ordinances, and the chapter, clauses, sections, or parts thereof in conflict with provisions of this ordinance are hereby repealed, but only insofar as is specifically provided for herein.
4. This ordinance shall become effective after the required public hearing and upon its posting as required by law.

THIS ORDINANCE shall be attached as an amendment to the Richmond City Municipal Code above referred to.

ADOPTED AND PASSED by the Richmond City Council on this 18th day of May, 2021.

#### **RICHMOND CITY CORPORATION**

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Jeffrey D. Young, Mayor

**ATTEST:**

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Justin B. Lewis, City Recorder