

Item: \_\_\_\_\_  
Fiscal Impact: \_\_\_\_\_ N/A  
Funding Source: \_\_\_\_\_ N/A  
Account #: \_\_\_\_\_ N/A  
Budget Opening Required:

**ISSUE:**

An ordinance amending Ordinance No. 14-38, which restricts certain rezone applications.

**SYNOPSIS:**

This ordinance amends Ordinance No. 14-38 to exclude certain property from the restrictions set forth therein.

**BACKGROUND:**

Pursuant to Utah Code Section 10-9a-504, the City Council may enact temporary land use regulations within the City. Accordingly, the City Council passed Ordinance No. 14-38 on October 7, 2014, which restricted rezone applications for properties over two acres that proposed to rezone property to any residential zone. That ordinance will expire in April.

The proposed amendment would permit the consideration of applications governing certain property in the City that was the subject of rezone applications immediately prior to the moratorium. This amendment would permit the Planning Commission and City Council to consider the applications and continue the rezone discussions that were initiated prior to the passage of the moratorium.

Specifically, the property to be exempted from the moratorium by this ordinance was the subject of two applications by Fieldstone Utah Investors and Hallmark Homes and Development concerning property held by the Newton family and anticipated to be developed as low density residential construction. Those applications were denied by the City Council on September 23, 2014, with Council members expressing concerns about the lack of a compelling vision for the property in those applications.

**RECOMMENDATION:**

City staff recommends approval of the resolution.