

WEST VALLEY CITY, UTAH

ORDINANCE NO. _____

Draft Date: 1/7/2015
Date Adopted: _____
Date Effective: _____

**AN ORDINANCE AMENDING ORDINANCE 14-38
REGARDING THE REZONING OF PROPERTY
WITHIN THE CITY.**

WHEREAS, West Valley City, pursuant to Utah Code Annotated §10-9a-504, has the authority to enact, without prior consideration, advance public notice, or recommendation from the Planning Commission, an ordinance establishing a temporary land use regulation within the City; and

WHEREAS, West Valley City, pursuant to Utah Code Annotated §10-9a-504, found a compelling, countervailing public interest supporting a temporary restriction of certain zone change applications; and

WHEREAS, West Valley City accordingly adopted Ordinance No. 14-38 on October 7, 2014, which temporarily restricted certain zone change applications; and

WHEREAS, West Valley City, by and through the City Council, finds that there is a compelling, countervailing public interest in amending Ordinance No. 14-38 to permit the consideration of zone change applications concerning certain properties under rezone discussion immediately prior to the passage of said Ordinance to permit the conclusion of that process and to allow for Planning Commission input; and

WHEREAS, the City Council of West Valley City, Utah, does hereby determine that it is in the best interests of the health, safety, and welfare of the citizens of West Valley City to amend Ordinance No. 14-38 as set forth below.

NOW, THEREFORE, BE IT ORDAINED by the City Council of West Valley City, Utah, as follows:

Section 1. Repealer. Any provision of the West Valley City Municipal Code found to be in conflict with this Ordinance is hereby repealed.

Section 2. Amendment. Ordinance 14-38 is hereby amended as follows:

A. As of the effective date of this Ordinance, no application may be made to rezone any property of two (2) acres or more within the City to any of the following zones:

1. Any residential zone, including but not limited to R-1-4, R-1-6, R-1-7, R-1-8, R-1-10, R-1-12, R-1-15, R-1-20, R-2-6.5, R-2-8, R-4 or R-4-8.5, RM, and

RMH.

B. This Ordinance does not prohibit applications for amendments to or enactments of ordinances which do not change the zoning designation of any property within the City, such as ordinances setting forth the regulations applicable within a zone or in all zones.

C. This Ordinance shall become effective as set forth below and shall remain in effect for six months from the effective date.

D. This Ordinance shall not apply to the property described in Exhibit A, which is hereby incorporated by reference.

Section 3. Severability. If any provision of this Ordinance is declared to be invalid by a court of competent jurisdiction, the remainder shall not be affected thereby.

Section 4. Effective Date. This Ordinance shall take effect immediately upon posting in the manner required by law.

PASSED and APPROVED this _____ day of _____, 2015.

WEST VALLEY CITY

MAYOR

ATTEST:

CITY RECORDER

EXHIBIT A

EXCLUDED PROPERTIES

Parcel No. 14-34-251-003
Parcel No. 14-34-251-004
Parcel No. 14-34-276-058
Parcel No. 14-34-276-049
Parcel No. 14-34-276-026
Parcel No. 14-34-276-061