



ENT 22979:2020 PG 1 of 4
JEFFERY SMITH
UTAH COUNTY RECORDER
2020 Feb 24 3:05 pm FEE 0.00 BY SW
RECORDED FOR UTAH COUNTY

ORDINANCE NO. 2020-_____

AN ORDINANCE AMENDING THE OFFICIAL UTAH COUNTY ZONING MAP, A PART OF THE UTAH COUNTY LAND USE ORDINANCE, TO CHANGE THE ZONING OF CERTAIN PROPERTY (A PORTION OF TAX SERIAL NUMBER 59:081:0001) LOCATED IN SECTION 35, T6S R3W, FROM THE RA-5, RESIDENTIAL AGRICULTURAL ZONE TO THE M&G-1, MINING AND GRAZING ZONE

WHEREAS, an applicant initiated a review of the zoning designation of property located in Section 35, T6S R3W, to determine the propriety of amending the Utah County Land Use Ordinance (UCLUO), Official Zoning Map, to change the zoning of that certain property (a portion of tax serial number 59:081:0001), as more particularly described in Exhibit "A," attached hereto and incorporated herein by this reference (the Subject Property), from the RA-5, Residential Agricultural Zone to the M&G-1, Mining and Grazing Zone; and

WHEREAS, the Planning Commission addressed the proposed amendment to the Utah County Land Use Ordinance, Official Zoning Map, during the regularly scheduled meeting of the Planning Commission on December 17, 2019, held a public hearing regarding the proposed amendment, and made a recommendation to the Board of County Commissioners regarding the proposed amendment; and

WHEREAS, the Subject Property is not located within an Agriculture Protection Area; and

WHEREAS, the Board of County Commissioners has received and carefully reviewed the recommendation from the Planning Commission regarding the proposed amendment, and the minutes from the Utah County Planning Commission meeting and public hearing regarding the proposed zone map amendment; and

WHEREAS, the Board of County Commissioners has received and carefully reviewed the input, documents, and testimony from the public regarding the proposed zone map amendment; and

WHEREAS, the Board of County Commissioners finds the proposed zone map amendment is in the best interest of the health, safety, and welfare of the citizens of Utah County; and

WHEREAS, the Board of County Commissioners finds the M&G-1, Mining and Grazing Zone is the most appropriate zone for the Subject Property, considering all factors.

NOW, THEREFORE, THE COUNTY LEGISLATIVE BODY OF UTAH COUNTY ORDAINS AS FOLLOWS:

Part I:

The Official Utah County Zoning Map, a part of the Utah County Land Use Ordinance, is hereby amended to show and specify that the land described in Exhibit "A," which exhibit is attached hereto and incorporated herein by this reference, shall lie in the M&G-1, Mining and Grazing Zone, and shall be subject to the regulations applicable to said zone.

Part II:

A copy of the Official Utah County Zoning Map, a part of the Utah County Land Use Ordinance, as amended herein, is hereby ordered to be filed in the office of the Utah County Clerk/Auditor.

Part III:

If any of the sections, sentences, clauses or provisions of this ordinance shall for any reason be adjudged inapplicable or invalid by a court of competent jurisdiction, such shall not affect or invalidate the remaining portion contained herein.

Part IV:

This ordinance shall become effective fifteen (15) days after it is passed and upon at least one (1) publication in a newspaper published in and having general circulation in Utah County.

PASSED and ordered published this 15th day of January, 2020.

UTAH COUNTY COMMISSION

VOTE

DocuSigned by:
Tanner Ainge
36F901465FEC42D...

yes

TANNER ANGE, CHAIR

DocuSigned by:
Nathan Vie
58B49F2BD33E424...

yes

NATHAN VIE, VICE-CHAIR

DocuSigned by:
William C. Lee
F34707765933462...

yes

WILLIAM C. LEE, COMMISSIONER

ATTEST:
AMELIA A. POWERS
 Utah County Clerk Auditor
DocuSigned by:
Justin Anderson
 By: _____
80575C774-644F5...
 Deputy

APPROVED AS TO FORM:
DAVID O. LEAVITT
 Utah County Attorney

Approved
 _____ Disapproved
DocuSigned by:
 By: *Robert J Moore* _____
889511BACFB0471...
 Deputy

Date of Publication: Once only, as soon as possible

EXHIBIT "A"

LEGAL DESCRIPTION (Area to be re-zoned Mining and Grazing)

Commencing at the Southeast Corner of Section 35, Township 6 South, Range 3 West, Salt Lake Base and Meridian said point being the Point of Beginning and running thence; North 89°30'34" West 2658.42 feet along the South line of said Section 35 to the South Quarter Corner of Said Section 35; thence North 89°31'16" West 1041.66 feet along the South line of said Section 35; thence North 00°19'52" East 2696.65 feet; thence South 88°57'45" East 2368.29 feet; thence South 00°16'20" West 1336.92 feet; thence South 89°14'10" East 1329.18 feet; thence South 00°16'08" West 1330.58 feet to the Southeast Corner of Section 35 and the Point of Beginning.

Contains 186.76 acres, more or less.