SALT LAKE CITY ORDINANCE No. <u>66</u> of 2016

(Amending the zoning of property located at 1117 East South Temple Street from RMF-35 Moderate Density Multi-Family Residential District to R-MU-35 Residential/Mixed Use District, and amending the Avenues Community Master Plan Future Land Use Map)

An ordinance amending the zoning map pertaining to property located at 1117 East South Temple Street from RMF-35 Moderate Density Multi-Family Residential District to R-MU-35 Residential/Mixed Use District pursuant to Petition No. PLNPCM2015-00808, and amending the Avenues Community Master Plan Future Land Use Map pursuant to Petition No. PLNPCM2015-00887.

WHEREAS, the Salt Lake City Planning Commission held a public hearing on March 23, 2016 on an application submitted by the Tariq Mughal ("Applicant") to rezone property located at 1117 East South Temple Street (Tax ID No. 09-32-459-074) (the "Property") from RMF-35 Moderate Density Multi-Family Residential District to R-MU-35 Residential/Mixed Use District pursuant to Petition No. PLNPCM2015-00808, and to amend the Avenues Community Master Plan Future Land Use Map with respect to that parcel from Medium Density Residential to High Density Residential pursuant to Petition No. PLNPCM2015-00887; and

WHEREAS, at its March 23, 2016 meeting, the planning commission voted in favor of forwarding a positive recommendation to the Salt Lake City Council on said applications, subject to the Applicant entering into a development agreement or recording a deed restriction that would prohibit commercial use of the Property; and

WHEREAS, after a public hearing on this matter the city council has determined that adopting this ordinance is in the city's best interests.

NOW, THEREFORE, be it ordained by the City Council of Salt Lake City, Utah:

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GARY W- OTT

FO BOX 145455 SALT LAKE CITY UT 84114 BY: MSP, DEPUTY - WI 5 SECTION 1. <u>Amending the Zoning Map</u>. The Salt Lake City zoning map, as adopted by the *Salt Lake City Code*, relating to the fixing of boundaries and zoning districts, shall be and hereby is amended to reflect that the Property identified on Exhibit "A" attached hereto shall be and hereby is rezoned from RMF-35 Moderate Density Multi-Family Residential District to R-MU-35 Residential/Mixed Use District, subject to the condition identified in Section 3 herein.

SECTION 2. <u>Amending the Central Community Master Plan</u>. The Future Land Use Map of the Avenues Community Master Plan shall be and hereby is amended to change the future land use designation of the Property identified in Exhibit "A" from Medium Density Residential to High Density Residential, subject to the condition identified in Section 3 herein.

SECTION 3. Condition. The zoning map and master plan amendment that are the subject of Petition Nos. PLNPCM2015-00808 and PLNPCM2015-00887 described herein are conditioned upon Applicant entering into a development agreement with Salt Lake City Corporation that limits the use of the Property to residential uses and prohibits commercial uses and establishes a minimum front yard setback that is consistent with the front building line of the primary structure on the parcel immediately to the west of the Property.

SECTION 4. Effective Date. This Ordinance shall become effective on the date of its first publication and shall be recorded with the Salt Lake County Recorder. The city recorder is instructed not to publish or record this ordinance until the condition identified above has been met as acknowledged by the director of the Salt Lake City Planning Division.

SECTION 5. <u>Time</u>. If the condition identified above has not been met within one year after adoption, this ordinance shall become null and void. The city council may, for good cause shown, by resolution, extend the time period for satisfying the condition identified above.

Passed by the City Council of Salt Lake City, Utah, this _4th	day of <u>October</u> ,
2016. CHAIRPERSON	
ATTEST AND COUNTERSIGN CITY RECORDER	
Transmitted to Mayor on November 10, 2016	PARATE SELVE
Mayor's Action: X Approved. Vetoed.	Broken sho
Mayor's Action:ApprovedVetoed. Compared to the property of the	- Distriper
CITY RECORDER (SEAL)	APPROVED AS TO FORM Salt Lake Gity Attorney's Office
Bill No. 66 of 2016. Published: March 9, 2017. HB_ATTY-#53313-v2-Ordinance_amending_zoning_and_MP_1117_E_South_Temple.docx	By: Payl C. Nielson, Senior City Attorney

EXHIBIT "A"

Legal Description of Property to be Rezoned and Subject to Avenues Master Plan Future Land Use Map Amendment:

1117 East South Temple Street Tax ID No. 09-32-459-074

BEGINNING AT THE SOUTHEAST CORNER OF LOT 2, BLOCK 5, PLAT "G", SALT LAKE CITY SURVEY AND RUNNING THENCE WEST 49.5 FEET; THENCE NORTH 165 FEET; THENCE EAST 50 FEET; THENCE SOUTH 165 FEET; THENCE WEST 0.5 FEET TO THE PLACE OF BEGINNING.

CONTAINS 8,250 SQUARE FEET OR 0.189 ACRES, MORE OR LESS.

CINDI L. MANSELL CITY RECORDER

SAMI LAKE GHTY CORPORATION

City Recorder

JACQUELINE M. BISKUPSKI MAYOR

CERTIFICATION

STATE OF UTAH,

City and County of Salt Lake,

I, Scott C. Crandall, Deputy City Recorder of Salt Lake City, Utah, do hereby certify that this document is a full, true and correct copy of **Ordinance 66 of 2016** amending the zoning map pertaining to property located at 1117 East South Temple Street from RMF-35 Moderate Density Multi-Family Residential District to R-MU-35 Residential/Mixed Use District pursuant to Petition No. PLNPCM2015-00808, and amending the Avenues Community Master Plan Future Land Use Map pursuant to Petition No. PLNPCM2015-00887.

Passed by City Council action of Salt Lake City, Utab-on October 4, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of

said City, this 8th day of March, 2017.

Deputy City Recorder, Salt Lake City, Utah