

ORDINANCE NO. CO-19-02

AN ORDINANCE OF MORGAN COUNTY AMENDING THE MORGAN COUNTY OFFICIAL ZONING MAP, FROM THE RR-10 AND MU-160 ZONE TO A-20. OTHERWISE KNOWN AS THE KEARSLEY ZONE CHANGE, AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, pursuant to State law, Morgan County has adopted a General Plan and a Future Land Use Map as an advisory guide to orderly development and growth within the County; and

WHEREAS, the 2010 General Plan Land Use Map (as amended) designates an area of unincorporated Morgan County within the Milton area as a ranch residential and multi-use area; and

WHEREAS, the landowner, owning land in said certain area of unincorporated Morgan County, as better described in Exhibit "A", has petitioned the County for a zone change of their land to A-20; and

WHEREAS, it has been determined that the zone change is in conformance with the Morgan County Master Plan and that changed or changing conditions exist to merit the request; and

WHEREAS, the Planning Commission held a public hearing, received meaningful input, and formulated a recommendation to present to the County Council; and

WHEREAS, all required notices have been provided and public hearings have been held in accordance with State law and County Ordinances to amend the Morgan County Zoning Map.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF MORGAN COUNTY, STATE OF UTAH, AS FOLLOWS:

Section 1. Map Amendment. The Morgan County Zoning Map is hereby amended for a property in the Milton area more particularly described in the attached Exhibit "A" from the RR-10 and MU-160 to A-20 zone.

Section 2. Severability. If any section, part, or provision of this Ordinance is held invalid or unenforceable, such invalidity or unenforceability shall not affect any other portion of this Ordinance and all sections, parts, and provisions of this Ordinance shall be severable.

Section 3. Effective Date. This ordinance shall become effective after subsequent publication in accordance with State Law, but not before 15 days after passage.

**PASSED AND ADOPTED BY THE COUNTY COUNCIL OF MORGAN COUNTY,
STATE OF UTAH, and THIS 5th DAY OF FEBRUARY 2019.**

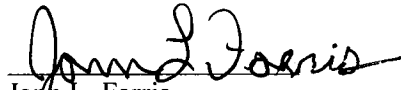
ATTEST:

MORGAN COUNTY GOVERNING BODY


Stacy Lafitte
Morgan County Clerk


Roland Haslam, County Council Chair

APPROVED AS TO FORM


Jan L. Farris
Morgan County Attorney

Council members	Voting:		
	AYE	NAY	ABSENT
Tina Cannon	<input checked="" type="checkbox"/>	_____	_____
Robert McConnell	<input checked="" type="checkbox"/>	_____	_____
Robert Kilmer	<input checked="" type="checkbox"/>	_____	_____
Daryl Ballantyne	<input checked="" type="checkbox"/>	_____	_____
Sarah Swan	<input checked="" type="checkbox"/>	_____	_____
Roland Haslam	<input checked="" type="checkbox"/>	_____	_____
Michael Newton	<input checked="" type="checkbox"/>	_____	_____

EXHIBIT A**KEARSLEY ZONE CHANGE LEGAL DESCRIPTION;
REZONE FROM RR-10 AND MU-160 TO A-20**

PARCEL 1: A PT OF THE SE1/4 OF SEC 4, T3N, R2E, SLB&M, U.S. SUR.: BEG AT A PT W 1324.0 FT ALG SEC LN, S 4°45' W 1290.0 FT; S 29°00' W 735.0 FT; S 40°00' W 260.0 FT; S 44°15' E 320.0 FT; S 89°00' W 508.0 FT; S 20°50' W 340.0 FT FRM THE NE COR OF SEC 4; TH S 0°20' W 1969.68 FT; TH N 89°40' W 352.17 FT; TH N 0°20' E 1616.70 FT; TH N 46°00' E 485.0 FT; TH N 20°50' E 15.0 FT TO POB. CONT 14.46 AC. SUBJ TO A 66 FT R. OF W FOR RD 33 FT ON EITHER SIDE OF FOL DESC CTR LN: BEG AT PT S 0°20' W 120.40 FT FRM THE MOST N'LY COR OF ABOVE DESC PPTY & RUN TH S 55°15'23" W 130.61 FT; TH S 44° 25'08" W 345.56 FT & S 33° 50'23" W 8.80 FT.

PARCEL 3: A PT OF THE SE1/4 OF SEC 4, T3N, R2E, SLB&M, U.S. SUR: BEG AT A PT WH IS W 1324.00 FT ALG THE SEC LN, S 4°45' W 1290.00 FT; S 29°00' W 735.00 FT; S 40°00' W 260.00 FT; S 44°15' E 320.00 FT; S 42°32'26" E 64.62 FT; S 43°45'07" E 156.40 FT; S 29°02'11" E 224.41 FT; S 10°00' E 1270.0 FT & S 5°00' E 698.25 FT FRM THE NE COR OF SD SEC 4; RUN TH S 5°00' E 318.68 FT; TH N 89°40' W 1564.34 FT; TH N 0°20' E 317.30 FT; TH S 89°40' E 1534.72 FT TO THE POB. CONT 11.29 AC. SUBJ TO A R. OF W FOR A RD ACROSS E'LY 33 FT THEREOF.