

## **ORDINANCE NO. 03-05-2014**

### **AN ORDINANCE AMENDING THE CITY'S ZONING MAP, MORE SPECIFICALLY, APPROVING THE REZONING OF 8.95 ACRES FROM AGRICULTURE (Ag) TO INDUSTRIAL (I-1), PROVIDING SEVERIBILITY AND AN EFFECTIVE DATE FOR THE ORDINANCE.**

**WHEREAS**, a request has been made to amend the Official Zoning Map of Santaquin City, more specifically to rezone approximately 8.95 acres, located near 13419 South Highway 198, from the Agriculture (Ag) Zone to the City's Industrial (I-1) Zone; and

**WHEREAS**, the Santaquin City Planning Commission held a public hearing during their February 27, 2014 meeting, which hearing was preceded by the posting of public notice in at least three public places within the City limits of Santaquin City, and which notice of public hearing was published in the Payson Chronicle Newspaper in accordance with Section 10-9a-205 of the Utah State Code; and

**WHEREAS**, after the noted public hearing, the Santaquin City Planning Commission forwarded a positive recommendation to the City Council for approval of the rezoning,

**WHEREAS**, the City Council has been given specific authority in Title 10, Chapter 9a Utah Code Ann. 1953 as amended to adopt a zoning plan including an ordinance and map which divide the municipality into districts or zones of any number, shape, or area; and

**WHEREAS**, the state legislature has granted general welfare power to the City Council, independent, apart from, and in addition to, its specific grants of legislative authority, which enables the city to pass ordinances which are reasonably and appropriately related to the objectives of that power, i.e. providing for the public safety, health, morals, and welfare;

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of Santaquin City, State of Utah, as follows:

#### **Section I.**

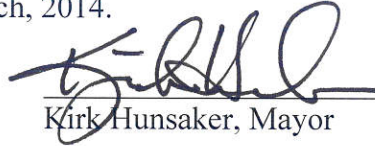
That the official zoning map of the City be amended such that approximately 8.95 acres of ground currently zoned Ag be rezoned to I-1 as illustrated on the attached map labeled as Exhibit A, which by this reference is made part hereof this ordinance.

#### **Section II. Severability**

If any part of this ordinance or the application thereof to any person or circumstances shall, for any reason, be adjudged by a court of competent jurisdiction to be unconstitutional or invalid, such judgment shall not affect, impair or invalidate the remainder of this ordinance or the application thereof to other persons and circumstances, but shall be confined to its operation to the section, subdivision, sentence or part of the section and the persons and circumstances directly involved in the controversy in which such judgment shall have been rendered. It is hereby declared to be the intent of the City Council that this section would have been adopted if such invalid section, provisions, subdivision, sentence or part of a section or application had not been included.

**Section V.** Posting and Effective Date. This ordinance shall become effective at 5:00 p.m. on Thursday, March 20, 2014. Prior to that time, the City Recorder shall deposit a copy of this ordinance in the official records of the City and place a copy of this ordinance in three places within the City.

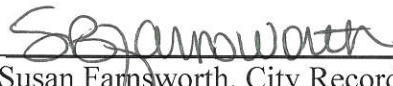
PASSED AND ADOPTED this 19th day of March, 2014.

  
Kirk Hunsaker, Mayor



Councilmember Keith Broadhead	Voted <u>Yes</u>
Councilmember Matthew Carr	Voted <u>Yes</u>
Councilmember David Hathaway	Voted <u>Yes</u>
Councilmember Amanda Jeffs	Voted <u>Yes</u>
Councilmember Nick Miller	Voted <u>Yes</u>

ATTEST:

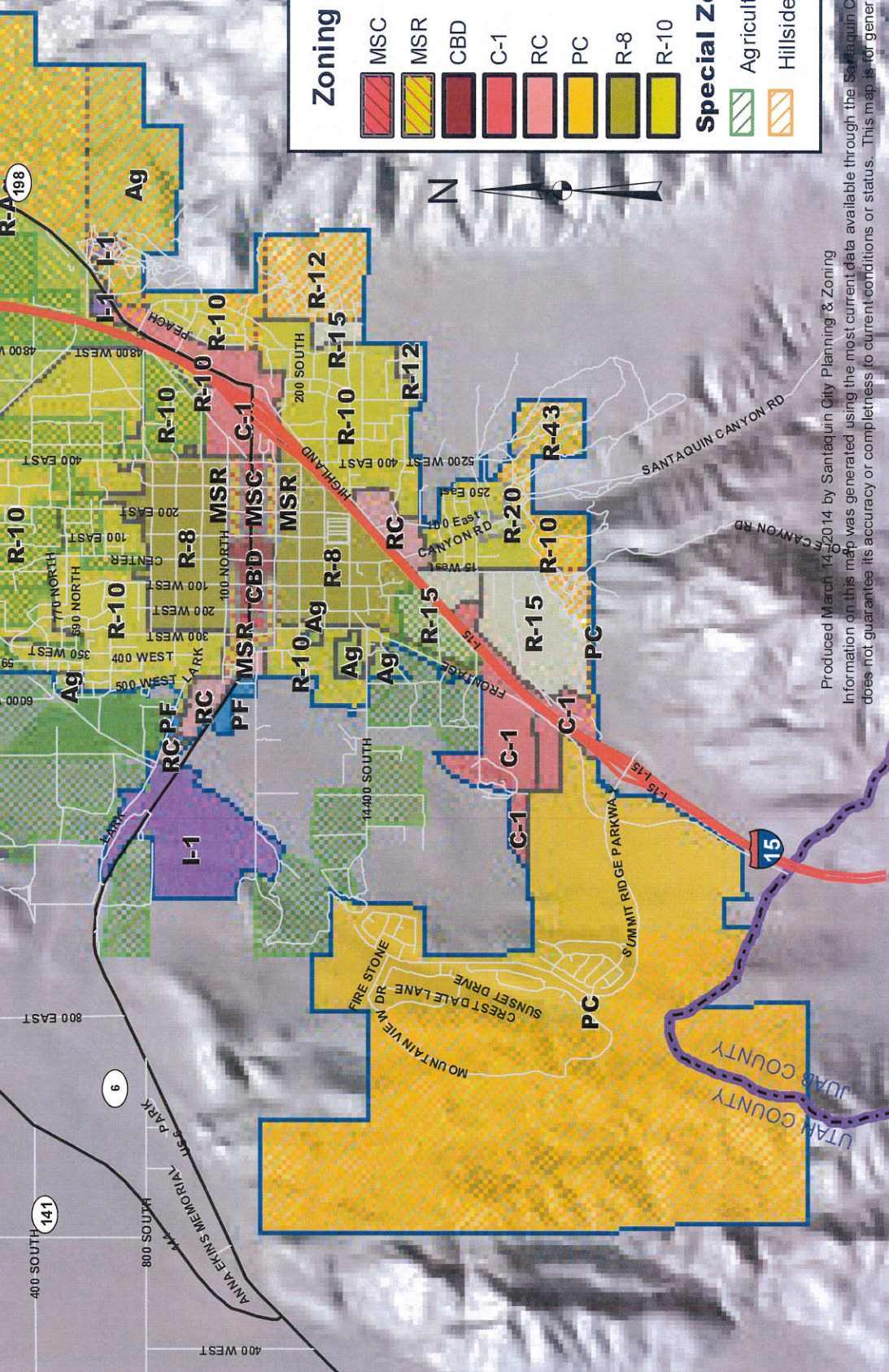
  
Susan Farnsworth, City Recorder



SP R-1-A

Deannex

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Zoning Legend

	MSC		R-12
	MSR		R-15
	CBD		R-20
	C-1		R-43
	RC		R-Ag
	PC		Ag
	R-8		PF
	R-10		I-1

Special Zones

	Agricultural Protection
	Hillside Overlay



Produced March 14, 2014 by Santiquin City Planning & Zoning  
 Information on this map was generated using the most current data available through the Santiquin City GIS. Santiquin City does not guarantee its accuracy or completeness to current conditions or status. This map is for general reference only.

STATE OF UTAH                    )  
  ) ss.  
COUNTY OF UTAH                )

I, SUSAN B. FARNSWORTH, City Recorder of Santaquin City, Utah, do hereby certify and declare that the above and foregoing is a true, full, and correct copy of an ordinance passed by the City Council of Santaquin City, Utah, on the 19<sup>th</sup> day of March, 2014, entitled

**“AN ORDINANCE AMENDING THE CITY’S ZONING MAP, MORE SPECIFICALLY, APPROVING THE REZONING OF 8.95 ACRES FROM AGRICULTURE (Ag) TO INDUSTRIAL (I-1), PROVIDING SEVERIBILITY AND AN EFFECTIVE DATE FOR THE ORDINANCE”**

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Corporate Seal of Santaquin City Utah this 19<sup>th</sup> day of March, 2014.



  
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SUSAN B. FARNSWORTH  
Santaquin City Recorder

AFFIDAVIT OF POSTING

STATE OF UTAH )  
 ) ss.  
COUNTY OF UTAH )

I, SUSAN B. FARNSWORTH, City Recorder of Santaquin City, Utah, do hereby certify and declare that I posted in three (3) public places the ordinance which is attached hereto on the 20<sup>th</sup> day of March, 2014.

The three places are as follows:

- 1. Zions Bank
- 2. Post Office
- 3. City Office

I further certify that copies of the ordinance so posted were true and correct copies of said ordinance.

Susan B. Farnsworth  
SUSAN B. FARNSWORTH  
Santaquin City Recorder

The foregoing instrument was acknowledged before me this 20 day of March, 2014, by SUSAN B. FARNSWORTH.

My Commission Expires: 12/01/2014

Ann Edington Adams  
Notary Public

Residing at: Utah County

