

**ORDINANCE NO. 1292**

**AN ORDINANCE OF DRAPER CITY ENACTING SECTION 9-28-030 OF THE DRAPER CITY MUNICIPAL CODE RELATING TO THE CREATION OF THE MOUNTAIN PARK ESTATES MASTER PLANNED COMMUNITY ZONING CLASSIFICATION**

**WHEREAS**, Utah State law grants to Draper City the authority to regulate uses of property by zoning districts; and

**WHEREAS**, it is prudent for the City to review its ordinances on a regular basis to ensure their appropriateness and applicability; and

**WHEREAS**, it is necessary from time to time to revise certain terms of the Draper City Municipal Code to address provisions that become diminished in appropriateness, applicability, or clarity; and

**WHEREAS**, Chapter 9-28 of the Draper City Municipal Code has been established to provide for the ability to create zone classifications to regulate specific properties based on the uniqueness of the developments on those properties; and

**WHEREAS**, notice has been issued according to the requirements of the Utah Code Annotated and Draper City Municipal Code for public hearings before the Planning Commission and City Council to receive public input regarding the creation of Section 9-28-030; and

**WHEREAS**, the Planning Commission and City Council have each held a public hearing to receive public input regarding the creation of the new Master Planned Community zone; and

**WHEREAS**, the City Council of Draper City has determined that it is reasonable and in the best interest of the city and its citizens to create the terms and provisions of Section 9-28-030 regarding the Mountain Park Estates Master Planned Community zone classification; and

**WHEREAS**, the City Council of Draper City finds good cause to revise the terms of the Draper City Municipal Code and create the provisions of Section 9-28-030 regarding the Mountain Park Estates Master Planned Community zoning classification;

**NOW, THEREFORE**, BE IT ORDAINED BY THE CITY COUNCIL OF DRAPER CITY, STATE OF UTAH, AS FOLLOWS:

**Section 1. Findings.** Through the adoption of this ordinance, the City Council of Draper City has made the findings that the adoption of provisions creating the new Section 9-28-030 regarding the Mountain Park Estates Master Planned Community zoning classification: 1) is based on good cause existing for the creation of the terms and provisions of Section 9-28-030; 2) promotes the health, safety, and general welfare of Draper City and its citizens as a whole; 3) promotes the prosperity of the city through the clarity of the provisions and requirements while providing a framework upon which a unique and important development type may be approved and implemented; and 4) improves the good order of development in the city.

**Section 2. Enactment.** Section 9-28-030 of the Draper City Municipal Code is hereby enacted to read as set forth in Exhibit A, including its various exhibits, all of which are attached hereto and incorporated herein by reference.

**Section 3. 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 4. Effective Date.** This Ordinance shall become effective 20 days after publication or posting, or 30 days after final passage, whichever is closer to the date of final passage.

**PASSED AND ADOPTED BY THE CITY COUNCIL OF DRAPER CITY, STATE OF UTAH, ON THE \_\_\_\_ DAY OF \_\_\_\_\_, 2018.**

**DRAPER CITY**

\_\_\_\_\_  
**Mayor Troy K. Walker**

**ATTEST:**

\_\_\_\_\_  
**Rachelle Conner, City Recorder**

<b>VOTE TAKEN:</b>	<b>YES</b>	<b>NO</b>
Councilmember Green	_____	_____
Councilmember Lowery	_____	_____
Councilmember Summerhays	_____	_____
Councilmember Vawdrey	_____	_____
Councilmember Weeks	_____	_____
Mayor Walker	_____	_____

**EXHIBIT A**  
**COMPLETE TEXT**

**DENIED**