

**ORDINANCE NO. 1467**

**AN ORDINANCE OF DRAPER CITY AMENDING THE TEXT OF THE LAND USE AND DEVELOPMENT CODE OF THE DRAPER CITY MUNICIPAL CODE RELATING TO NOTICE OF CONTINUED ITEMS**

**WHEREAS**, Utah State law grants to Draper City the authority to regulate uses of property by zoning districts; 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**, the Land Use and Development Code of the Draper City Municipal Code has been established to provide regulations concerning general developments within the City Boundaries; and

**WHEREAS**, the City Council of Draper City adopted the Land Use and Development Code to guide development within the City Boundaries; and

**WHEREAS**, the City Council of Draper City finds good cause to revise the terms and provisions of the Land Use and Development Code regarding the noticing of continued items after a public hearing; 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 revision of the Land Use and Development Code; and

**WHEREAS**, the Planning Commission and City Council have each held a public hearing to receive public input regarding the revision of the Land Use and Development Code.

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

**Section 1. Findings.** The City Council of Draper City has made the following findings that the proposed text amendment regarding the Land Use and Development Code in regards to noticing of continued items: 1. The proposed amendments are consistent with goals, objectives and policies of the city's general plan. 2. The proposed amendment furthers the specific purpose statements of the zoning ordinance. 3. The proposed amendment is appropriate given the context of the request and there is sufficient justification for a modification to the zoning ordinance. 4. The proposed amendment will not create a conflict with any other section or part of this title or the general plan. 5. The potential effects of the proposed amendment have been evaluated and determined not to be detrimental to public health, safety, or welfare and represent an overall community benefit; and 6. The proposed text amendments implement best current, professional practices of urban planning, design, and engineering practices.

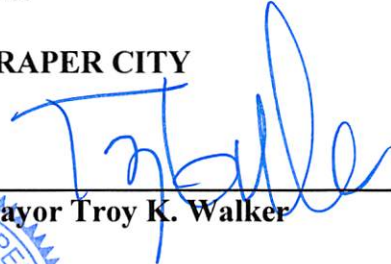
**Section 2. Revision.** The Land Use and Development Code of the Draper City Municipal Code is hereby revised to read as set forth in Exhibit A.

**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 immediately upon 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 17<sup>TH</sup> DAY OF NOVEMBER, 2020.**

**DRAPER CITY**



**Mayor Troy K. Walker**

**ATTEST:**



**Laura Oscarson, CMC, City Recorder**



VOTE TAKEN:

YES

NO

Councilmember Green

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Councilmember T. Lowery

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Councilmember F. Lowry

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Councilmember Roberts

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Councilmember Vawdrey

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Mayor Walker

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## EXHIBIT A

### **9-5-045: NOTICING:**

K. Notice For Continued Items: When an application requiring notice under this section is continued to a future meeting date, including when a specific date is listed in the continuation, a new notice shall be provided as outlined in this section. [No additional notice shall be required when an item is continued as an action item and the public hearing has been closed.](#)

### **17-1-085: PUBLIC NOTIFICATION:**

D. Notice For Continued Items: When an application requiring notice under this section is continued to a future meeting date, including when a specific date is listed in the continuation, a new notice shall be provided as outlined in this section. [No additional notice shall be required when an item is continued as an action item and the public hearing has been closed.](#)