

ORDINANCE #15 – 05A

AN ORDINANCE AMENDING DAGGETT COUNTY'S ORDINANCE 15-05
WHICH IS AN ORDINANCE AMEDNING DAGGETT COUNTY'S
DUTCH JOHN ZONING MAP IN TWO PLACES;

WHEREAS, Daggett County passed Ordinance 15-05 on February 10, 2015; and

WHEREAS, The Ordinance passed contained an incorrect serial number and other minor errors;

WHEREAS, Daggett County desires to amend Ordinance 15-05 to correct said errors,

NOW THEREFOR, Be it hereby resolved by the Board of Daggett County Commissioners, that Daggett County Ordinance 15-05 be replaced in its entirety with the following:

CHANGE 1:

WHEREAS, Daggett County has filed an application to rezone property described as the "The Draw" Subdivision from Multiple Use (MU-40) to Commercial (C); and

WHEREAS, after giving notice and conducting a public hearing on August 13, 2014, the Daggett County Planning Commission has recommended approval of the rezone as requested for the subject parcel; and,

WHEREAS, after giving notice and conducting a public hearing on September 16, 2014, the Daggett County Commissioners have accepted the Planning Commission recommendation and adopted findings to approve the rezone request.

CHANGE 2:

WHEREAS, Daggett County has filed an application to rezone property described as the Pipe Creek Subdivision (427-2) from Multiple Use (MU-40) to Rural Residential (R-R-1) Estate; and

WHEREAS, after giving notice and conducting a public hearing on October 15, 2014, the Daggett County Planning Commission has recommended approval of the rezone as requested for the subject parcel; and,

WHEREAS, after giving notice and conducting a public hearing on November 18, 2014, the Daggett County Commissioners have accepted the Planning Commission recommendation and adopted findings to approve the rezone request.

BE IT HEREBY ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS that:

SECTION 1. The following described properties are hereby rezoned on the official Dutch John Zoning map as indicated below:

CHANGE 1: The Dutch John Draw Parcel, "The Draw," from Multiple Use (MU-40) to Commercial (C). With a legal description of the parcel in Exhibit A, attached hereto and incorporated herein by reference.

CHANGE 2: Pipe Creek Subdivision (Serial #A-202-1-2) from Multiple Use (MU-40) to Rural Residential (R-R-1) Estate. With a legal description of the parcel in Exhibit B, attached hereto and incorporated herein by reference.

SECTION 2. Severability.

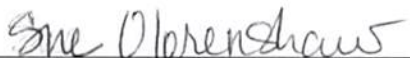
If any court of competent jurisdiction declares any Section of this Ordinance invalid, such decision shall be deemed to apply to that Section only, and shall not affect the validity of the Ordinance as a whole or any part thereof other than the part declared invalid.

SECTION 3. Effective Date.

This Ordinance shall become effective fifteen (15) days after publication.


DATED this 14th day of April, 2015.

ATTEST:



Sue Olorenshaw
County Clerk/Treasurer

DAGGETT COUNTY
BOARD OF COMMISSIONERS



Karen Perry, Chairwoman





Clyde Slaugh, Commissioner

Ent 027036 Bk 0083 Pg 0160



Jack Lytle, Commissioner

EXHIBIT A

BEGINNING AT THE NORTHWEST CORNER OF SECTION 11, T2N, R22E, SLB&M. THENCE S89°52'37"E 1315.13' TO THE NORTHEAST CORNER OF THE NW1/4, NW1/4 OF SAID SECTION 11; THENCE S89°54'48"E 659.40' TO THE NORTHEAST CORNER OF THE NE1/4, NE1/4, NW1/4 OF SAID SECTION 11; THENCE S89°54'52"E 446.26', MORE OR LESS TO THE CENTERLINE OF THE US HIGHWAY 191 EASEMENT, THENCE SOUTHWESTERLY ALONG SAID HIGHWAY EASEMENT CENTERLINE MORE OR LESS DESCRIBED BY THE FOLLOWING: ALONG A CURVE TO THE RIGHT WITH A RADIUS OF 716.20' FOR A DISTANCE OF 413.05' (CHORD BEARS S52°58'27"W FOR 407.35'), THENCE ALONG A TANGENT LINE S69°29'46"W 494.10', THENCE ALONG A CURVE TO THE LEFT WITH A RADIUS OF 3819.70' FOR A DISTANCE OF 1639.96' (CHORD BEARS S57°11'47"W FOR 1627.39') MORE OR LESS TO A POINT ON THE SOUTH LINE OF THE NW1/4 NW1/4 OF SECTION 11, T2N, R22E, SLB&M, THENCE WESTERLY ALONG SAID SECTION LINE N89°48'22"W 267.18' TO THE SOUTHWEST CORNER OF THE NW1/4 NW1/4 OF SECTION 11, T2N, R22E, SLB&M, THENCE NORTHERLY ALONG THE WEST SECTION LINE OF THE NW1/4 NW1/4 SECTION 11, T2N, R22E, SLB&M WHICH BEARS N0°06'00"E FOR 1303.60' TO THE POINT OF BEGINNING. PARCEL CONTAINS +-37.469 ACRES MORE OR LESS. BASIS OF BEARINGS IS WEST SECTION LINE OF THE NW1/4 NW1/4 OF SECTION 11, T2N, R22E, SLB&M, BEARING IS ASSUMED TO BE N0°06'00"W 1303.60 FT.

EXHIBIT B

A PARCEL OF LAND BEING A PORTION OF THE NE4NE4 OF SEC 11 T2N R22E OF THE SLM, UT & BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEG @ THE NW COR OF THE NE4NE4 OF SEC 11; TH S 89°45'40" E 1251.66', MORE OR LESS, ALONG THE N LINE OF SEC 11 TO A PT IN THE NORTHWESTERLY R-O-W BOUNDARY LINE OF 6TH AVE AS DEPICTED ON THE PLAT MAPS OF THE TOWNSITE OF DUTCH JOHN; TH SOUTHWESTERLY 370.95' ALONG THE ARC OF A 2825.79' RADIUS CURVE TO THE RIGHT (THE CHORD BEARS S 41°58'28" W 370.68'; TH N 66°15'23" W 659.16' ALONG THE NORTHERLY R-O-W BOUNDARY LINE OF DAVIS ST; TH S 23°43'22" W 393.39' ALONG THE NORTHWESTERLY R-O-W BOUNDARY LINE OF 7TH AVE; TH N 74°42'00" W 22.28' ALONG THE NORTHERLY R-O-W BOUNDARY LINE OF SOUTH BLVD, MORE OR LESS, TO THE SE COR OF PARCEL 6, AS DEPICTED ON TOWNSITE OF DUTCH JOHN PLAT; TH THE NEXT 3 COURSES & DISTANCES ALONG THE BOUNDARY OF PARCEL 6; N 23°43'22" E 149.65', N 66°16'01" W 100.08', S 23°38'40" W 164.46' TO A PT IN THE N BOUNDARY OF SOUTH BLVD; TH N 74°42'00" W 128.10' ALONG NORTHERLY R-O-W BOUNDARY LINE OF SOUTH BLVD TO A PT IN THE W LINE OF THE NE4NE4 OF SEC 11; TH N 0°03'30" E 309.21', MORE OR LESS, TO PT OF BEG - CONTAINS 5.08 AC MORE OR LESS. (PARCEL IV IN NE4NE4 OF SEC 11)