

**APPLE VALLEY
ORDINANCE O-2019-14**

CHANGES AND AMENDMENTS

WHEREAS, The Planning Commission and of the Town of Apple Valley desire to adjust the requirements for land use public hearing requirements

WHEREAS, the Planning Commission of the Town of Apple Valley held a public hearing on December 11th, 2019 to hear public comment about changes to section 10.02.130; and

WHEREAS, the Planning Commission listened to the comments made and recommend that the following amendments be adopted by the Town Council of the Town of Apple Valley; and

WHEREAS, The Town Council has reviewed the Planning Commission's recommendation and has determined that these amendments are in the best interest of the health, safety, and welfare of the citizens of the Town of Apple Valley; and

WHEREAS, at a meeting of the Town Council of Apple Valley, Utah, duly called, noticed, and held on the 18th day of December, 2019, and upon motion duly made and seconded:

NOW THEREFORE, be it ordained by the Council of Apple Valley, in the State of Utah, that Land Use Code 10.02.130 is as follows:

SECTION 1:**AMENDMENT** “10.02.130 Changes And Amendments” of the Apple Valley Land Use is hereby *amended* as follows:

B E F O R E A M E N D M E N T

10.02.130 Changes And Amendments

This title, including the maps, may be amended from time to time by the Town Council after fourteen (14) days' notice and public hearing; but all proposed amendments shall be first proposed by the planning commission or shall be submitted to the planning commission for its recommendation, which shall be returned to the Town Council for its consideration. The Town Council may overrule the planning commission's recommendation by a majority vote of its members.

A F T E R A M E N D M E N T

10.02.130 Changes And Amendments

This title, including the maps, may be amended from time to time by the Town Council, ~~after fourteen (14) days' notice and public hearing; but a~~ ll proposed amendments shall be first proposed by the planning commission or shall be submitted to the planning commission for its recommendation; Prior to a recommendation, the Planning Commission shall hold a public hearing after ten (10) days' notice. which ~~The recommendation~~ shall be returned to the Town Council for its consideration. The Town Council may overrule the planning commission's recommendation by a majority vote of its members.

SECTION 2: REPEALER CLAUSE All ordinances or resolutions or parts thereof, which are in conflict herewith, are hereby repealed.

SECTION 3: SEVERABILITY CLAUSE Should any part or provision of this Ordinance be declared by the courts to be unconstitutional or invalid, such decision shall not affect the validity of the Ordinances a whole or any part thereof other than the part so declared to be unconstitutional or invalid.


SECTION 4: EFFECTIVE DATE This Ordinance shall be in full force and effect from December 18, 2019 and after the required approval and publication according to law.

PASSED AND ADOPTED BY THE APPLE VALLEY COUNCIL DECEMBER 18, 2019.

	AYE	NAY	ABSENT	ABSTAIN
Councilmember Bass	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Councilmember McLaughlin	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Councilmember Kopp	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Mayor Lisonbee	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Councilmember Edwardsen	<u> </u>	<u> </u>	<u> X </u>	<u> </u>

Presiding Officer

Attest


Marty Lisonbee, Mayor, Apple Valley


Michelle Kinney, Clerk Apple Valley