

**HARRISVILLE CITY
ORDINANCE NO. 437**

CREMATORIUM IN CERTAIN ZONES

**AN ORDINANCE AMENDING THE LAND USE ORDINANCE OF
HARRISVILLE CITY, UTAH, ALLOWING A CREMATORIUM IN THE
COMMERCIAL AND MANUFACTURING ZONES AS A CONDITIONAL
USE; SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**

WHEREAS, Harrisville City (hereafter "City") is a municipal corporation, duly organized and existing under the laws of the state of Utah;

WHEREAS, *Utah Code Annotated* §§ 10-8-84 and 10-8-60 allow municipalities in the State of Utah to exercise certain police powers and nuisance abatement powers, including but not limited to providing for safety and preservation of health, promotion of prosperity, improve community well-being and good order for the inhabitants of the City;

WHEREAS, Title 10 Chapter 9a of the *Utah Code Annotated* enables municipalities to regulate land use and development;

WHEREAS, the City finds it necessary to update its land use ordinances in order to meet the challenges presented by development and to protect public health, safety, and welfare; and,

WHEREAS, after publication of the required notice, the Planning Commission held its public hearing on May 11, 2011, to take public comment on the proposed ordinance, and subsequently gave its recommendation to the City Council to approve this ordinance;


WHEREAS, the City Council received that recommendation from the Planning Commission and held its public meeting on May 24, 2011;

NOW, THEREFORE, be it ordained by the Harrisville City Council as follows:

- Section 1:** Amendment. The Harrisville Municipal Code is hereby amended to add a use in Chapter 11.12, Section 11.12.020, (Land Use List) for a "crematorium" to be designated as a conditional use in the CP-2 and MP-1 Zones.
- Section 2:** Severability. If any section, paragraph, sentence, clause or phrase of this Ordinance is declared invalid by a court of competent jurisdiction, the remainder shall not be affected thereby and shall remain in full force and effect.
- Section 3:** Effective Date. This Ordinance shall be effective immediately upon posting or publication.

PASSED AND ADOPTED by the City Council on this 24th day of May, 2011.

Harrisville City, Utah
Ordinance No. 437 - Crematorium in Certain Zones


RICHARD HENDRIX, Mayor

Harrisville City

ATTEST:

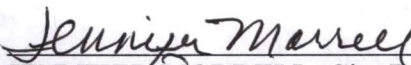
Roll call vote is as follows:		
Mr. Allen	<input checked="" type="radio"/> yes	<input type="radio"/> no
Mr. Crowther	<i>Excused</i> <input checked="" type="radio"/> yes	<input checked="" type="radio"/> no
Ms. Tait	<input checked="" type="radio"/> yes	<input type="radio"/> no
Mr. Richins	<input checked="" type="radio"/> yes	<input type="radio"/> no
Mr. Wilhelmsen	<input checked="" type="radio"/> yes	<input type="radio"/> no


JENNIFER MORRELL, City Recorder

RECORDED this 25 day of May, 2011.
PUBLISHED OR POSTED this 25 day of May, 2011.

CERTIFICATE OF PASSAGE AND PUBLICATION OR POSTING

According to the provision of U.C.A. §10-3-713, 1953 as amended, I, the municipal recorder of Harrisville City, hereby certify that foregoing ordinance was duly passed and published, or posted at: 1) 2150 North, 2) The Harrisville Cabin, and 3) City Hall on the above referenced dates.


JENNIFER MORRELL, City Recorder

DATE: 5/25/11

