

**A RESOLUTION OF THE KEARNS METRO TOWNSHIP COUNCIL  
CORRECTING A SCRIVENER'S ERROR IN SECTION 19.28.020, SCHEDULE  
OF PERMITTED USES MISTAKENLY INDICATING THAT SHORT TERM  
RENTALS ARE ALLOWED AS PERMITTED USES IN THE R-1-7 AND R-1-8  
ZONES.**

**RECITALS**

**WHEREAS**, the Kearns Metro Township is a municipality and has authority to regulate zoning and subdivisions in general pursuant to Utah Code Ann. Subsection 10-3c-103 (2); and

**WHEREAS**, the Kearns Metro Township is a municipality and has the authority to pass all ordinances and rules, and make all regulations, not repugnant to law, necessary for carrying into effect or discharging all powers and duties pursuant to Utah Code Ann. § 10-8-84; and

**WHEREAS**, the Kearns Metro Township adopted an ordinance repealing and replacing Titles 18 and 19 of the Kearns Metro Township Code of Ordinances, effective June 26, 2023; and

**WHEREAS**, early drafts of Title 19, specifically Chapter 19.28, Single Family Residential Zones, had contemplated the possibility of Short Term Rentals in certain residential zones and had consequently been included in the use table in subsection 19.28.030; and

**WHEREAS**, the record indicates that as part of repealing and replacing Titles 18 and 19, the Kearns Metro Township Council discussed and deliberately chose to prohibit Short Term Rentals in the Kearns Metro Township; and

**WHEREAS**, pursuant to that decision, subsection 19.42.310 of the was edited to prohibit Short Term Rentals in all parts of the Kearns Metro Township; and


**WHEREAS**, the use table in subsection 19.28.030 was inadvertently omitted from the list of requested edits and indicates, contrary to subsection 19.42.030 and the legislative intent, that Short Term Rentals are permitted uses in the R-1-7 and R-1-8 zones.

**NOW, THEREFORE LET BE IT RESOLVED BY KEARNS METRO TOWNSHIP COUNCIL**, effective immediately, that the use table in subsection 19.28.030 be corrected to reflect the legislative intent that Short Term Rental be prohibited throughout the Kearns

Metro Township. The use table will reflect this intent by marking each zone with an X for prohibited for the Short Term Rental use.

**PASSED AND ADOPTED** this 9th day of October 2023.

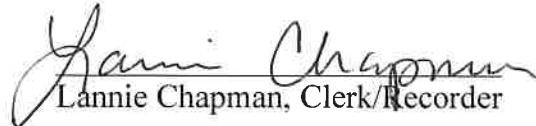
**KEARNS METRO TOWNSHIP COUNCIL:**



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By: Kelly Bush, Mayor

**ATTEST:**



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Lannie Chapman, Clerk/Recorder

Voting:

Council Member Bush	voting <u>  </u>
Council Member Snow	voting <u>  </u>
Council Member Butterfield	voting <u>  </u>
Council Member Schaeffer	voting <u>  </u>
Council Member Peterson	voting <u>  </u>

A complete copy of Resolution No. 2023-10-02 is available in the office of the Kearns Metro Township Clerk, 2001 South State Street, N2-700, Salt Lake City, Utah.