

**RICHMOND CITY CORPORATION
ORDINANCE 2022-01**

WHEREAS, the City Council of Richmond has the responsibility for the general welfare of the City; and

WHEREAS, such responsibility includes but is not limited to, establishment of best management practices;
and

WHEREAS, management practices may evolve over the passage of time:

NOW THEREFORE, the City Council of Richmond City, County of Cache, State of Utah, hereby adopts, passes and publishes the following:

**AN ORDINANCE AMENDING THE RICHMOND CITY MUNICIPAL CODE, TITLE 12-000
“LAND USE, DEVELOPMENT AND MANAGEMENT (LUDMO)”, CHAPTER 12-400
“ESTABLISHMENT AND PROCEDURAL MATTERS”, PART 12-401 “PLANNING AND
ZONING COMMISSION ESTABLISHED”, PART 12-403 “ORGANIZATION”, AND PART 12-
404 “DUTIES AND POWERS”.**

BE IT ORDAINED BY THE CITY COUNCIL OF RICHMOND CITY, CACHE COUNTY, UTAH AS FOLLOWS:

1. Sections shall be amended such that the highlighted areas below shall be added and the ~~strikeout~~ areas shall be deleted.

PART 12-401 PLANNING AND ZONING COMMISSION ESTABLISHED

There is hereby created a Planning and Zoning Commission to be composed of **five (5)** ~~six (6)~~ members **and up to two (2) alternate members.** ~~Members of the Planning and Zoning Commission shall serve without compensation, except for reasonable expenses incurred in the performance of their duties as members of the Commission.~~ The Richmond City Council shall appoint, upon at least a simple majority vote, each member of the Commission.

The alternate member may be appointed in the same manner and for the same length of time as a regular member. The alternate member may sit in for a full-time member of the commission, at the request of the chairperson, when the full-time member is not able to be in attendance. The alternate member may only vote at such time as they are acting for the full-time member.

PART 12-403 ORGANIZATION

A. The members of the Planning and Zoning Commission shall select from within their own membership a Chairperson and such other officers as deemed necessary, and shall adopt rules and regulations for their organization and for the transaction of business and the conduct of their proceedings.

1. The Chair shall **be a voting member of the Planning and Zoning Commission.** ~~not vote except in the instance of a tie vote within the other members of the Commission.~~

PART 12-404 DUTIES AND POWERS

F. Review, gather data, compare with the intentions of the General Plan, and recommend approval or denial of requests to rezone land within the boundary of Richmond City to the Richmond City Council.

1. ~~A public hearing on a rezone request will not be held by the Commission.~~
2. ~~The public hearing process shall be reserved to the Land Use Authority.~~

2. Should any section, clause, or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, in whole or in part, the same shall not affect the validity of the Ordinance as whole, or any other part thereof.
3. All ordinances, and the chapter, clauses, sections, or parts thereof in conflict with provisions of this ordinance are hereby repealed, but only insofar as is specifically provided for herein.
4. This ordinance shall become effective after the required public hearing and upon its posting as required by law.

THIS ORDINANCE shall be attached as an amendment to the Richmond City Municipal Code above referred to.

ADOPTED AND PASSED by the Richmond City Council on this 11th day of January, 2022.

RICHMOND CITY CORPORATION

Paul J. Erickson, Mayor

ATTEST:

Justin B. Lewis, City Recorder