

## ORDINANCE 23-2023 ADULT DAY CARE

**ROLL CALL**

VOTING	YES	NO	ABSENT	ABSTAIN
<b>MIKE MENDENHALL</b> <i>Mayor (votes only in case of tie)</i>				
<b>CHAD ARGYLE</b> <i>Councilmember</i>	X			
<b>STACY BECK</b> <i>Councilmember</i>	X			
<b>JESSE CARDON</b> <i>Councilmember</i>	X			
<b>SHANE MARSHALL</b> <i>Councilmember</i>	X			
<b>KEVIN OYLER</b> <i>Councilmember</i>	X			

I MOVE this ordinance be adopted: Councilmember Marshall

I SECOND the foregoing motion: Councilmember Beck

## ORDINANCE 27 - 2023 ADULT DAY CARE

### AN ORDINANCE AMENDING VARIOUS SECTIONS OF THE SPANISH FORK MUNICIPAL CODE PERTAINING TO ADULT DAY CARE.

WHEREAS Spanish Fork City has enacted a land use ordinance as Title 15 of the Spanish Fork Municipal Code ("Code") to regulate the development of land within the City, establish zoning to protect property values, and establish administrative rules concerning land use;

WHEREAS amendments to the land use ordinance and other sections of the Code need to be made from time to time in order to remain compliant with state and federal

law, become more efficient, and to keep standards in line with best construction and safety practices;

WHEREAS a public hearing was held before the Planning Commission on December 6, 2023, whereat public comment was received; and

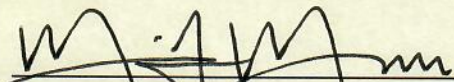
WHEREAS a public hearing was held before the Spanish Fork City Council on December 12, 2023, whereat additional public comment was received;

NOW THEREFORE, be it enacted and ordained by the Spanish Fork City Council as follows:

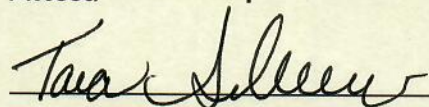
**Section 1. Amendment of Code.** The Spanish Fork Municipal Code is hereby amended as set forth in Exhibit A, attached hereto and incorporated herein. Only the sections of the Code set forth in the Exhibit A shall be amended. All other sections of the Code remain unchanged.

**Section 2. Effective Date.** This ordinance shall be effective twenty days after passage and publication.

PASSED AND ORDERED PUBLISHED BY THE CITY COUNCIL OF SPANISH FORK,  
UTAH: December 12, 2023.

  
MIKE MENDENHALL, Mayor

Attest:

  
TARA SILVER, City Recorder



**15.3.16.040 R-O Residential Office**

This district is intended to allow low intensity professional office uses on a scale consistent with residential areas. Strict architectural and Site Plan review will be required to ensure compatibility with adjoining residential areas. This district serves as a transition between more intense commercial areas and residential land uses, or is located along busier streets where limited office use is being introduced. Residential and office use of the same structure is allowed. Some limited commercial use may also be allowed in selective locations.

- A. Permitted Uses:
  - 1. Adult Day Care.
  - 2. Bed and Breakfast Inns.
  - 3. Child Care Centers.

...

**15.3.16.050 C-O Commercial Office**

This district is intended to provide for general office development. It may serve as a transition between commercial uses and residential areas, or it may be designed as a concentration of similar uses intended as an employment center.

- A. Permitted Uses:
  - 1. Adult Day Care.
  - 2. Child Care Centers.

...

**15.3.16.070 C-1 Neighborhood Commercial**

This district is intended to provide small scale retail, personal and business services, and office uses to serve the immediate residential area. Individual businesses may not exceed 7,500 square feet and buildings may not exceed 10,000 square feet. Buildings and sites shall be designed to limit the size of parking fields and to have similar characteristics of surrounding neighborhoods. Particular focus and attention shall be given to building design to encourage compatibility with the surrounding homes.

- A. Permitted Uses: The following uses are permitted if operated from a permanent, enclosed building with no outside storage or display of merchandise.
  - 1. Adult Day Care.
  - 2. Child Care Centers.

...

**15.3.16.080 C-2 General Commercial**

This district is intended to provide for a wide range of commercial uses designed to serve neighborhood, community, and regional needs. Uses may be freestanding or integrated in a center.

A. Permitted Uses: The following uses are permitted if operated from a permanent, enclosed building with no outside storage of merchandise:

1. Adult Day Care.
2. Art Galleries and Studios.
3. Car Wash (full service).
4. Child Care Centers.

...

**15.3.16.090 S-C Shopping Center**

This district is intended to provide retail uses, service-oriented businesses, offices, and restaurants in an integrated center. Each center shares common architecture, access, parking, signage, and landscape design. Centers will typically be five (5) acres in size and provide neighborhood or community level destination shopping while incorporating a design which enhances pedestrian orientation within the center.

A. Permitted Uses: The following uses are permitted if operated from a permanent, enclosed building with no outside storage of merchandise:

1. Adult Day Care.
2. Art Galleries and Studios.
3. Car Wash (full service).
4. Child Care Centers.

...

**15.3.16.100 C-UV Urban Village Commercial**

This district is intended to provide controlled and compatible settings for a wide range of commercial and residential uses in the same area, uses designed to serve neighborhood, community, and regional needs. Uses may be freestanding or integrated in a center. Developments in this district will be designed towards pedestrians in mind; designs will have the character of an urban village; with high quality materials being used. The Planning Commission will review all Site Plans and subdivisions.

...

C. Uses Subject to Conditional Use Permit (see §15.3.08.060):

1. Adult Day Care.
2. Child Care Centers.

...

**15.3.16.110 B-P Business Park**

A. Permitted Uses: The following uses are permitted if operated from a permanent, enclosed building with no outside storage or display of merchandise:

1. Adult Day Care.
2. Car Wash (full service).
3. Child Care Centers.

...

**15.3.16.120 I-1 Light Industrial**

This district is intended to provide for employment related uses including light manufacturing, assembling, warehousing, and wholesale activities. Associated office and support commercial uses are allowed. Uses that emit significant amount of air, water, or noise pollution will not be allowed. Residential uses are not allowed.

A. Permitted Uses:

1. Adult Day Care.
2. Agriculture, including the Production of Food and Fiber Crops, Tree Farms, Grazing, and Animal Husbandry of Livestock, not including Feedlots.
3. Automotive Repair.
4. Automotive Service, Paint and Body Work, other consumer goods repair.
5. Caretaker's Residence.
6. Car Wash (self or full service).
7. Child Care Centers.

...

**15.3.16.160 Public Facilities (P-F)**

This district is intended to provide for structures and uses that are owned, leased, or operated by a governmental entity for the purpose of providing governmental services to the community. Allowed uses will be necessary for the efficient function of the local community or may be desired services which contribute to the community's cultural or educational enrichment. Other allowed uses will be ancillary to a larger use that provides a direct governmental service to the community.

A. Permitted Uses:

1. Adult Day Care.
2. Automotive Repair.
3. Campgrounds.
4. Caretaker's Residence
5. Car Wash (self or full service).
6. Cemeteries.
7. Child Care Centers.

...