

**HUNTSVILLE TOWN
ORDINANCE 12-19-2019-D**

ZONING MAP AMENDMENTS

**AN ORDINANCE OF HUNTSVILLE TOWN, UTAH, REVERTING THE
ZONING MAP FOR PARCELS WHERE A ZONING AMENDMENT
APPLICATION WAS FILED BUT THE DEVELOPMENT WAS NOT TIMELY
PERFORMED; SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**

WHEREAS, Huntsville Town (hereafter “Town”) is a municipal corporation, duly organized and existing under the laws of the State of Utah;

WHEREAS, Title 10, Chapter 9a, of the *Utah Code Annotated*, 1953, as amended, enables municipalities to regulate land use and development;

WHEREAS, the Town received an Application to Amend the Zoning Map from Dave Booth and Eco Design LLC, (hereafter “Applicant”) in or about March 4, 2016, requesting that Weber County Parcels 24-117-0001, 24-117-0002, and 24-117-0003 (hereafter “Property”) be amended from the R-1 (Residential) Zone to the Commercial Zone for a proposed Development;

WHEREAS, the Huntsville Municipal Code requires that the Development be completed within two years or the Zoning Map Amendment will be reverted;

WHEREAS, the Development was not completed with the time period required by The Huntsville Municipal Code and now the City seeks to revert the Zoning Map;

WHEREAS, after publication of the required notice the Planning Commission held its public hearing on December 16, 2019, to take public comment on the proposed ordinance, after which the Planning Commission gave its recommendation to approve this Ordinance;

WHEREAS, the Town Council received the recommendation from the Planning Commission and held its public meeting on December 16, 2019, and now desires to act upon this Ordinance;

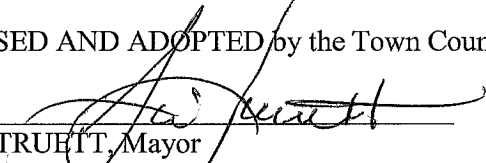
NOW, THEREFORE, be it ordained by the Town Council of Huntsville, Utah as follows:

- Section 1:** **Repealer.** Any ordinance or portion of the municipal code inconsistent with this Ordinance is hereby repealed and any reference thereto is hereby vacated.
- Section 2:** **Zoning Map Amendment.** The Official Zoning Map of Huntsville Town, Utah is hereby reverted to the prior Zoning Map designation for Weber County Parcel Numbers 24-117-0001, 24-117-0002, and 24-117-0003, from the C-1 (Commercial) Zone to R-1 (Residential) Zone.
- Section 3:** **Severability.** If a court of competent jurisdiction determines that any part of this Ordinance is unconstitutional or invalid, then such portion of this Ordinance, or specific application of this Ordinance, shall be severed from the remainder, which shall continue in full force and effect.

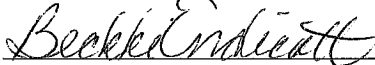
Section 4: **Effective date.** This Ordinance take effect immediately upon mayoral approval and posting.

VOTES	AYE	NAY	RECUSED	EXCUSED
Mayor Jim Truett	X			
CM Max Ferre'	X			
CM McKay	X			
CM Bill Wangsgard	X			
CM Blake Bingham	X			

PASSED AND ADOPTED by the Town Council on this 19th day of December, 2020.



 JIM TRUETT, Mayor

ATTEST:


 Town Clerk



RECORDED this 19th day of December, 2019.
 PUBLISHED OR POSTED this 19th day of December, 2019.