

ORDINANCE NO. 1347

AN ORDINANCE AMENDING VARIOUS SECTIONS OF TITLES 9 AND 17 OF THE DRAPER CITY MUNICIPAL CODE AS THEY PERTAIN TO THE DRAPER CITY SUBDIVISION REVIEW PROCESS

WHEREAS, it is necessary from time to time to revise certain terms of the Draper City Municipal Code (the “DCMC”) to address provisions that become diminished in appropriateness, applicability, or clarity; and

WHEREAS, Titles 9 and 17 of the DCMC have been established to provide regulations concerning land development and subdivision reviews within the City Boundaries; and

WHEREAS, notice has been issued according to the requirements of the Utah Code Annotated and Draper City Municipal Code for public hearings before the Planning Commission and City Council to receive public input; and

WHEREAS, the Planning Commission and City Council have each held a public hearing to receive public input regarding the revision of Titles 9 and 17.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF DRAPER CITY, STATE OF UTAH, AS FOLLOWS:

Section 1. Findings. In adopting these changes to the DCMC, the City Council finds the changes are in the best interest of the health, safety and welfare of Draper City residents and provide for the orderly development of land and the subdivision thereof.

Section 2. Amendment. Changes to Titles 9 and 17 as set forth in Exhibit “A” attached hereto, is hereby adopted and incorporated in the regulation and development applications for properties within the City Boundaries.

Section 3. Severability. If any section, part or provision of this ordinance is held invalid or unenforceable, such invalidity or unenforceability shall not affect any other portion of this ordinance, and all sections, parts and provisions of this ordinance shall be severable.

Section 4. Effective Date. This ordinance shall become effective immediately upon publication or posting, or 30 days after final passage, whichever is closer to the date of final passage.

PASSED AND ADOPTED BY THE CITY COUNCIL OF DRAPER CITY, STATE OF UTAH, ON THE 18th DAY OF SEPTEMBER, 2018.



DRAPER CITY

Mayor Troy K. Walker

ATTEST:

Rachelle Conner, City Recorder

VOTE TAKEN:

YES

NO

Councilmember Green

Councilmember Lowery

Councilmember Summerhays

Councilmember Vawdrey

Councilmember Weeks

Mayor Walker

Exhibit A

Chapter 9-4 DECISION MAKING BODIES AND OFFICIALS

Section 9-4-030 City Council.

(b) Powers and Duties Related to this Title. In administering this Title, the City Council shall have the powers and duties set forth below. Each of such powers and duties shall be exercised pursuant to the procedural and other provisions of this Title.

(1) Adopt, modify, or reject a proposed General Plan or any amendment thereto for all or part of the City and its surroundings.

(2) Adopt, modify, or reject proposed amendments to the text of this Title and to the zoning map.

~~(3) Approve, approve with conditions, or deny subdivision applications.~~

(3) Hear and decide appeals from decisions of the Historic Preservation Commission.

(4) Establish a fee schedule for applications required by provisions of this Title.

17-1-070: COMPLIANCE REQUIRED:

A. It shall be unlawful for any person to subdivide any tract or parcel of land which is located wholly or in part in the city except in compliance with this title. No plat of any subdivision shall be recorded until it has been submitted and approved as herein. A plat shall not be approved if the ~~city council~~ **planning commission** determines such plat to be in conflict with any provision or portion of the general plan, master traffic and transportation plan, zoning ordinance, this title, or any other state law or city ordinance. (Ord. 480, 12-3-2002, eff. 1-1-2003)

To be published on Saturday, September 22, 2018, in the *Salt Lake Tribune* and *Deseret News*

City of Draper Notice of Ordinance Adoption – On September 18, 2018, the Draper City Council approved Ordinance #1347, Amending Title 9 – Subdivision Review Process. The complete ordinance is on file at the Draper City Recorder’s Office and online at www.draper.ut.us. Published this 22nd day of September, 2018, Rachelle Conner, Draper City Recorder.

