

ORDINANCE NO. # 2020-06

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF CHARLESTON, UTAH, REZONING A PORTION OF PROPERTY KNOWN AS THE BROWNSTONE LAND HOLDINGS, LLC. PROPERTY GENERALLY LOCATED AT 2323 WEST 3000 SOUTH FROM THE RA-1 ZONE TO THE C-1 ZONE.

WHEREAS, the Town Council of the Town of Charleston (“Town Council”) has adopted the Land Use Ordinance of the Town of Charleston (Title 02 of the Town Code) with the accompanying Zoning Map; and

WHEREAS, the Property Owner proposed to amend the Zoning Map by rezoning the below described property; and

WHEREAS, the Charleston Planning Commission held a public hearing concerning the proposed rezoning and reviewed the proposed rezoning and made a recommendation to the Town Council; and

WHEREAS, the Town Council finds that the rezoning will enhance the public health, safety and welfare and promote the goals of the General Plan.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF CHARLESTON, UTAH:

SECTION 1. Rezone. The property described in the application dated November 6, attached as **EXHIBIT “A”**, which property is generally located at 2323 West 3000 South, aka Wasatch County Parcel Number 00-0020-5669 and legally described in the attached **Exhibit “B”**, located in the Town of Charleston, Utah, is hereby reclassified from the RA-1 Zone to the C-1 Zone.

SECTION 2. Filing of Zoning Map. The updated Official Zoning Map showing such changes shall be filed with the Charleston Town Clerk.

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, provisions and words of this Ordinance shall be severable.

SECTION 4. Effective Date. This Ordinance shall become effective immediately upon publication or posting as required by law.

[SIGNATURE PAGE FOLLOWS]

PASSED AND ADOPTED by the Town Council of Charleston Town, Utah, this 2nd day of July, 2020 by the following vote:

	YES	NO	ABSENT
Council Member Vaughn Rasband	<u>X</u>	_____	_____
Council Member Darrell Nish	<u>X</u>	_____	_____
Council Member Jim Brown	<u>X</u>	_____	_____
Council Member Scott Solum	<u>X</u>	_____	_____
Mayor Brenda Kozlowski	<u>X</u>	_____	_____

Attest: Arlene Buehler
Arlene Buehler Clerk/Recorder

By: Brenda Kozlowski
Mayor Brenda Kozlowski

Seal:



Approved as to form:
[Signature]
Town Attorney

Exhibit "A"

November 6, 2019 Application

EXHIBIT "B"

Legal Description

BEG AT NW COR SW1/4 SEC 13 T4S R4E SLM, S 14.20 CH TO ROAD; THENCE N 51° 30' E ALONG MIDDLE OF ROAD 345 FT TO CANAL; THENCE, NORTHERLY ALONG CANAL TO N LINE SW1/4 SEC 13; THENCE W 460 FT TO POB.

AREA 6 ACRES LESS ROAD. NET AREA 5.69 ACRES