

Resolution 033-2020

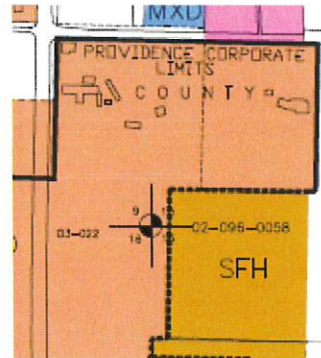
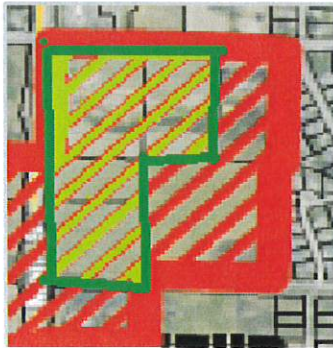
A RESOLUTION ACCEPTING AN ANNEXATION PETITION FOR FURTHER CONSIDERATION FOR PARCEL NO.S 02-096-0035, A 5.51-ACRE PARCEL LOCATED IN THE GENERAL AREA OF 580 WEST 300 SOUTH; 02-090-0013, A 7.69-ACRE PARCEL LOCATED IN THE GENERAL AREA OF 310 S HWY165 (COUNTY ADDRESS 1710 SOUTH MAIN); AND 03-002-0007, A 8.20-ACRE PARCEL LOCATED IN THE GENERAL AREA OF 420 S HWY165.

WHEREAS UCA § 10-7-717 Purpose of resolutions, states, "Unless otherwise required by law, the governing body may exercise all administrative powers by resolution . . ."

WHEREAS Providence City desires to provide for the health, safety, and welfare, and promote the prosperity, peace and good order, comfort, convenience, and aesthetics of the City and its present and future inhabitants and businesses.

WHEREAS Providence City received a complete Petition for Annexation and zoning request on August 28, 2020:

- The property is located adjacent to the southwest boundary of Providence City, located in the general area of 505 West 500 South, 310 S HWY165, and 420 S HWY 165.
- The properties are legally described as follows:
Parcel No. 02-096-0035: *THE W/2 LOT 12 CONT 5 ACRES & THE FRACTION OF LOT 11 CONT 0.51 AC ALL IN BLK 4 PLAT D PROVIDENCE FARM SVY NET 5.51 AC SW/4 SEC 10 T 11N R 1E*
Parcel 02-090-0013: *THE WEST PT LOT 11 BLK 4 PLAT D PROVIDENCE FARM SVY LESS: BEG 4 RDS S OF SE COR OF LOT 1 BLK 28 PLAT A PROVIDENCE FARM SVY & TH S 9.60 CHS TH E 6 RDS TH N 9.60 CHS TH W 6 RDS TO BEG SEC 9 T 11N R 1E CONT 8 AC LESS 0.07 AC TO UDOT 92/630 LESS 0.22 AC TO UDOT 485/883 LESS 0.02 AC TO UDOT 1681/326 NET 7.69 AC M/L*
Parcel No. 03-002-0007 *BEG AT NE COR OF NE/4 SEC 16 T 11N R 1E & TH W ALG N LINE LOTS 1 & 2 21 CHS TO E LINE OF BALLARD SPRINGS TH S'LY 1 CH TO S LINE LOT 2 TH S 64*45' E ALG S LINE LOT 2 TO ITS INTERSEC WITH S LINE LOT 1 TH E TO E LINE LOT 1 TH N 7.92 CHS TO BEG LESS 1.22 AC TO COUNTY ROAD LESS 0.21 AC TO UDOT 484/670 LESS 0.28 AC TO UDOT 485/883 NET 8.20 AC M/L (AERIAL)*
- Providence City Code 10-3-6: Annexation states, *A. Classification: New area annexed to the City shall be annexed into the City as agricultural, unless otherwise approved by the City Council as provided in Utah Code Annotated, as may be amended.*
- Utah Code 10-9a-506 **Regulating annexed territory** states:
(1) The legislative body of each municipality shall assign a land use zone or a variety thereof to territory annexed to the municipality at the time the territory is annexed.
(2) If the legislative body fails to assign a land use zone at the time the territory is annexed, all land uses within the annexed territory shall be compatible with surrounding uses within the municipality.
- This parcel is included in the Annexation Policy Plan. The Future Re-Zoning of Existing Districts & Annexed Areas plan calls for this property to be zoned Commercial Highway District (CHD)



- The petitioner is requesting the City Council assign a Multi-Family High (MFH) zoning district to parcel 02-096-0035, and a Commercial Highway District (CHD) zoning district to parcels 02-090-0013 and 03-002-0007.

- Pursuant to Utah Code 10-2-405.(1)(a)(i) A municipal legislative body may: (A) subject to Subsection (1)(a)(ii), deny a petition filed under Section 10-2-403; or(B) accept the petition for further consideration under this part.

THEREFORE be it resolved by the Providence City Council:

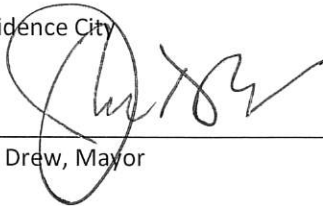
- The Petition for Annexation for Parcel No 02-096-0035, 02-090-0013 and 03-002-0007 as described above and shown on the following map shall be approved for further consideration
- This resolution shall become effective immediately upon passage.

Passed by vote of the Providence City Council this 16th day of September 2020.

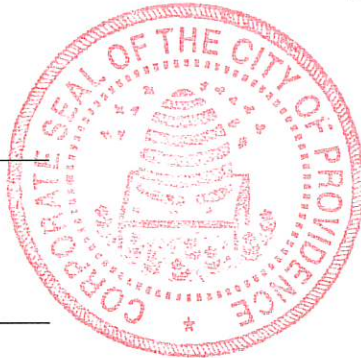
Council Vote:

Eck, Kristina	(X) Yes	() No	() Excused	() Abstained	() Absent
Kirk, Carrie	(X) Yes	() No	() Excused	() Abstained	() Absent
Paulsen, Joshua	(X) Yes	() No	() Excused	() Abstained	() Absent
Sealy, Jeanell	(X) Yes	() No	() Excused	() Abstained	() Absent
Speth, Brent	(X) Yes	() No	() Excused	() Abstained	() Absent

Providence City



John Drew, Mayor



Attest:



Skarlet Bankhead, City Recorder

