

**ESCALANTE CITY
ORDINANCE 2023-01**

**AN ORDINANCE ADOPTING ESCALANTE CITY CODE NO.10.34.040
PROCEDURE FOR REZONING AND PROVIDING REPEALER WITHIN THE
CITY OF ESCALANTE, STATE OF UTAH.**

WHEREAS, the City Council, as the governing body of the City of Escalante, State of Utah, specifically finds that it is in the best interest of the safety and welfare of the citizens of the City of Escalante to adopt the following Ordinance; and

WHEREAS, The City Council and Mayor wish to adopt such an Ordinance.

NOW THEREFORE, be it ordained by the Council of the Escalante City, in the State of Utah, as follows:

SECTION 1: **ADOPTION** “10.34.040 Procedure For Rezoning” of the Escalante Zoning Code is hereby *added* as follows:

BEFORE ADOPTION

10.34.040 Procedure For Rezoning (Non-existent)

AFTER ADOPTION

10.34.040 Procedure For Rezoning(*Added*)

The Planning Commission will consider applications to rezone contiguous parcels of land that fit within the intent of the Escalante General Plan and are considered to be in the best interest of the public and are consistent with current zoning districts and ordinances.

Before rezoning any tract of land property owners shall;

1. Compete an Application to Amend the Escalante City Zoning Map
2. Applicants shall submit plat map showing all properties within a five hundred (500) foot radius of proposed rezone.
3. Applicant shall meet with Planning and Zoning prior to Public Hearing.
4. Applicant shall notify all property owners by certified mail, receipt requested, within five hundred (500) feet of proposed rezoning tract, at least ten (10) days prior to the Planning and Zoning Public Hearing. Failure to notify adjacent property owners may be cause for dismissal.
5. Applicants shall provide the City Clerk with stamped, addressed envelopes for certified mailing. Notification letters shall be mailed by City Clerk.

6. All fees to change Zoning Map, mail notification letters and to publish in the paper shall be paid by the applicant.

Definitions:

REZONE: Change of an existing zone or a portion thereof by application to amend the Escalante City Zoning Map.

NOTIFICATION: Notification is by United States certified return receipt requested mail at least ten (10) days prior to required Public Hearing. Deposit in United States Postal Service constitutes delivery.

PASSED AND ADOPTED BY THE ESCALANTE CITY COUNCIL

_____.

	AYE	NAY	ABSENT	ABSTAIN
Councilmember Chad Lyman	_____	_____	_____	_____
Councilmember Dan'l Lindsay	_____	_____	_____	_____
Councilmember Marlene Stowe	_____	_____	_____	_____
Councilmember Guy Graham	_____	_____	_____	_____
Councilmember Lenza Wilson	_____	_____	_____	_____

Presiding Officer

Attest

Melani Torgersen, Mayor, Escalante
City

Stephanie Steed, MMC, City
Recorder, Escalante City