

ORDINANCE NO. 2003-06-19

AN ORDINANCE ESTABLISHING TEMPORARY ZONING REGULATIONS WHICH RESTRICT SUBDIVISION AND COMMERCIAL DEVELOPMENT APPROVALS AND PROHIBITS THE ERECTION, CONSTRUCTION, RECONSTRUCTION, OR ALTERATION OF ANY BUILDING OR STRUCTURE REQUIRING A NEW CULINARY WATER CONNECTION, AND WHICH PROHIBITS ANY REZONING CONSIDERATION AND APPROVALS, BASED ON A FINDING OF COMPELLING, COUNTERVAILING PUBLIC INTEREST.

WHEREAS, Utah State law provides as follows:

UCA 10-9-404. Temporary Regulations.

- (1) (a) A municipal legislative body may, without a public hearing, enact an ordinance establishing a temporary zoning regulation for any part or all of the area in a municipality if:
 - (i) the legislative body makes a finding of compelling, countervailing public interest;....
- (2) The municipal legislative body shall establish a period of limited effect for the ordinance not to exceed six months; and

WHEREAS, the Mantua Town Council finds that there is compelling, countervailing public interest to:

- 1) More completely investigate, update, and complete the Town's General Plan, before the prohibitions listed herein are rescinded, inasmuch as considerable time has passed since the last time the Town's general Plan was so updated;
- 2) Draft and adopt such amendments to the Town's other ordinances, and regulations, as are determined necessary;
- 3) Complete the foregoing in order to more fully protect the health, safety and welfare of the citizens of the Town.

NOW, THEREFORE, BE IT RESOLVED, that:

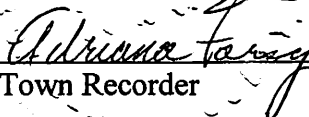
1. The Mantua Town Zoning Ordinance is hereby temporarily amended to include, in all zones throughout the Town, a provision which prohibits approval by the Town's Planning Commission and the Town Council of any subdivision application, plan or plat, any application, plan or building permit for any new commercial development, and which prohibits the erection, construction, reconstruction or alteration of any building or structure requiring a new culinary water connection, and which prohibits any rezoning considerations and approvals.

2. This temporary action shall be effective for a period of not more than six (6) months, starting on June 20, 2003, and ending on December 20, 2003, or sooner if the General Plan is completed sooner.

3. This Ordinance shall become effective upon posting as required by law.

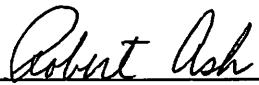
ADOPTED AND PASSED by the Mantua Town Council this 19th day of June, 2003.

ATTEST:


Town Recorder

Posted: June 19, 2003

MANTUA TOWN

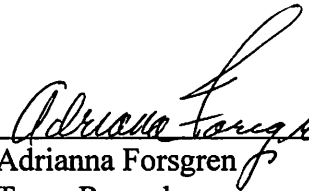
By 
Mayor

CERTIFICATE OF DUE POSTING

I, ADRIANA FORSGREN, Town Recorder of Mantua, Box Elder County, Utah, hereby certify that I, on the 19th day of June 2003, in the Town of Mantua, County of Box Elder, State of Utah, posted the foregoing Ordinance No. 2003-06-19 in a likely manner, a copy of which is hereto attached, in each of three public places in the said Town of Mantua, to-wit:

1. Mantua Town Hall
2. Mantua County Store
3. Mantua Town Shop

WITNESS my hand this 19th day of June, 2003.


Adrianna Forsgren
Town Recorder

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