

ORDINANCE #18-17

AN ORDINANCE AMENDING AND FIXING THE BOUNDARIES OF A ZONE DISTRICT OF THE SANDY CITY ZONING ORDINANCE; TO WIT: REZONING APPROXIMATELY 34 ACRES OF PROPERTY LOCATED AT APPROXIMATELY 9450 SOUTH STATE STREET, FROM THE CBD “CENTRAL BUSINESS DISTRICT” TO THE SD(MDM) “MEDICAL DEVICE MANUFACTURING DISTRICT”; ALSO PROVIDING A SAVING CLAUSE AND AN EFFECTIVE DATE FOR THE ORDINANCE.

BE IT KNOWN AND REMEMBERED that the City Council of Sandy City, Utah, finds and determines as follows:

1. Pursuant to Sections 10-9a-501 through 10-9a-505 Utah Code Annotated, the City has authority to make and amend a zoning plan which divides the City into zoning districts and within those districts to regulate the erection, construction, reconstruction, alteration, and uses of buildings and structures and the uses of land.
2. A request has been made for a change of zoning on the below described property.
3. The Planning Commission held a public hearing on May 3, 2018, which hearing was preceded by notice by publication in the Salt Lake Tribune on April 19, 2018 and by posting in Sandy City Hall, the Sandy City Parks & Recreation building, the Salt Lake County Library-Sandy, on the Sandy City Website - <http://www.sandy.utah.gov>, and the Utah Public Notice Website - <http://pmn.utah.gov> on April 16, 2018.
4. Following the public hearing before the Planning Commission, the Commission made a positive recommendation for the rezoning to the City Council.
5. A public meeting was held by the Sandy City Council on June 12, 2018, to consider the proposed rezoning, which meeting was preceded by publication in the Salt Lake Tribune on May 25, 2018 and by posting in Sandy City Hall, the Sandy City Parks & Recreation building, the Salt Lake County Library-Sandy, on the Sandy City Website - <http://www.sandy.utah.gov>, and the Utah Public Notice Website - <http://pmn.utah.gov> on May 25, 2018.
6. The rezoning of said parcel will be appropriate, it is in accordance with the comprehensive plan, it will promote the health and general welfare of the City, it will be compatible with the best interests of the particular neighborhood involved and it will be sensitive to the needs of the City as a whole.

NOW, THEREFORE, BE IT ORDAINED by the City Council of Sandy City, State of Utah as follows:

Section 1. The zoning ordinance which sets forth the zone districts within Sandy City which portion of the said zoning ordinance is established by a zoning map, is hereby amended as follows:

The property described in Exhibit A and shown for illustrative purposes on Exhibit B, which exhibits are attached hereto and by this reference made a part hereof, which property is located at approximately 9450 South State Street, Sandy, Utah, and is currently zoned CBD “Central Business District”, shall be zoned to the SD(MDM) “Medical Device Manufacturing District”, and the land use map is amended accordingly.

ZONING PRIOR TO THE EFFECTIVE DATE OF THIS ORDINANCE:

CBD “Central Business District”

ZONING AFTER THE EFFECTIVE DATE OF THIS ORDINANCE:

SD(MDM) “Medical Device Manufacturing District”

Section 2 If any part of this ordinance or the application thereof to any person or circumstances shall, for any reason, be adjudged by a court of competent jurisdiction to be unconstitutional or invalid, such judgment shall not affect, impair or invalidate the remainder of this ordinance or the application thereof to other persons and circumstances, but shall be confined in its operation to the section, subdivision, sentence or part of the section and the persons and circumstances directly involved in the controversy in which such judgment shall have been rendered. It is hereby declared to be the intent of the City Council that this section would have been adopted if such invalid section, provisions, subdivision, sentence or part of a section or application had not been included.

Section 3. This ordinance shall become effective upon publication of a summary thereof.

PASSED AND APPROVED by vote of the Sandy City Council this _____ day of _____, 2018.

Linda Martinez Saville,
Chair, Sandy City Council

ATTEST:

City Recorder

PRESENTED to the Mayor of Sandy City for his approval this _____ day of _____, 2018.

APPROVED this _____ day of _____, 2018.

Kurt Bradburn
Mayor, Sandy City

ATTEST:

City Recorder

PUBLISHED this _____ day of _____, 2018.

EXHIBIT A

Legal Description

Located in the Northeast Quarter of Section 12, Township 3 South, Range 1 West, Salt Lake Base and Meridian, Sandy City, Salt Lake County, State of Utah.

Beginning at a point which is on the South right of way line of 9400 South Street, South, a distance of 22.05 feet; thence South 88°26'07" East, a distance of 4.33 feet from the Northeast Corner of Section 12, Township 3 South, Range 1 West, Salt Lake Base and Meridian.

thence running along the West right line of State street the following (4) courses:

(1) South 37°07'22" East, a distance of 36.51 feet; (2) South 00°11'00" East, a distance of 191.23 feet; (3) South 01°57'44" East, a distance of 338.26 feet; (4) South 00°11'00" East, a distance of 69.43 feet; thence North 89°53'55" West, a distance of 195.11 feet along the recorded Diamond Lil's Subdivision; thence South 00°08'29" East, a distance of 371.45 feet along said Subdivision Boundary; thence North 89°44'49" West, a distance of 92.05 feet; thence South 00°09'14" East, a distance of 227.72 feet more or less, along the West line of the Carlson Property; thence along the recorded South Towne Ridge Commercial Sub. Phase 1 the following (4) courses: (1) West, a distance of 298.66 feet; (2) South 00°00'12" West, a distance of 70.47 feet; (3) North 89°52'06" West, a distance of 129.08 feet; (4) North 89°52'07" West, a distance of 875.00 feet the West line of the East Jordan Canal Company Property, more or less to a point of curve of a non tangent curve to the right, of which the radius point lies North 80°46'36" East, a radial distance of 416.07 feet; thence along the Said West line of the East Jordan Canal Company Property, the following (6) courses: (1) northerly along the arc, through a central angle of 11°48'07", a distance of 85.70 feet; (2) North 02°34'43" East, a distance of 77.15 feet to a point of curve to the right having a radius of 1,000.00 feet and a central angle of 28°00'37"; (3) northerly along the arc a distance of 488.87 feet; (4) North 30°35'20" East, a distance of 406.68 feet; (5) North 39°05'00" East, a distance of 317.55 feet; (6) North 38°48'51" East, a distance of 123.80 feet the South right of way line of 9400 South Street; thence along the said South right of way line of 9400 South Street the following (2) courses: (1) South 88°29'01" East, a distance of 571.58 feet; (2) South 88°26'07" East, a distance of 361.26 feet to the POINT OF BEGINNING.

(Containing 1,631,487 square feet or 37.454 acres, more or less.)