

TABLED 02-07-2018

ORDINANCE NO. 02-03-2018

AN ORDINANCE AMENDING THE SANTAQUIN CITY CODE PERTAINING TO SETBACKS FOR ACCESSORY STRUCTURES ON CORNER LOTS, PROVIDING SEVERABILITY AND AN EFFECTIVE DATE FOR THE ORDINANCE.

WHEREAS, a request has been made to amend Santaquin City Code Sections 10-7A-5, 10-7B-5, 10-7C-5, 10-7D-5, 10-7E-5, 10-7I-8, 10-7P-5 regarding setbacks for accessory structures on corner lots; and

WHEREAS, the Santaquin City Planning Commission held a public hearing on November 9, 2017, which hearing was preceded by the posting of public notice in at least three public places within the City limits of Santaquin City, and which notice of public hearing was published in the Payson Chronicle Newspaper in accordance with Section 10-9a-205 of the Utah State Code; and

WHEREAS, after the noted public hearing, the Santaquin City Planning Commission forwarded a favorable recommendation to the City Council for approval of the amendments,

WHEREAS, the City Council has been given specific authority in Title 10, Chapter 9a Utah Code Ann. 1953 to adopt a zoning plan including an ordinance and map which divide the municipality into districts or zones and within such districts to regulate the erection, construction, reconstruction, alteration, repair and uses of buildings and structures and the uses of land; and

WHEREAS, the state legislature has granted general welfare power to the City Council, independent, apart from, and in addition to, its specific grants of legislative authority, which enables the city to pass ordinances which are reasonably and appropriately related to the objectives of that power, i.e. providing for the public safety, health, morals, and welfare;

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

Section I. Amendments

Section 10-7A-5 is amended as follows: (Underlined text is added, stricken text is deleted)

B. Accessory Structures (Including Detached Garages):

1. General Setbacks: All accessory structures must be located at least twelve feet (12') from any associated dwelling or main structure and may not be located in any utility easements without written consent from those affected entities.
2. Front Setback: Accessory structures are not permitted in the front yard of a dwelling.
3. Front Setback On Corner Lot: Accessory structures are not permitted in the front yard of a dwelling along a primary frontage nor within twenty feet (20') from secondary frontages: except that accessory structures may be within the front setback from a secondary frontage if: