

1 ORDINANCE NO. 2013-37.
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4 AN ORDINANCE AMENDING PROVO CITY CODE SECTION 14.18.020
5 PERMITTED USES TO INCLUDE FUNERAL HOMES AND CREMATORY
6 SERVICES IN SC1 (NEIGHBORHOOD SHOPPING CENTER) ZONE. (13-
7 0011OA)
8

9 WHEREAS, it is proposed that Section 14.18.020 Permitted Uses of the Provo City Code
10 be amended to include Funeral Homes and Crematory Services in SC1 Zone; and
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12 WHEREAS, on August 14, 2013 the Planning Commission held a duly noticed public
13 meeting to consider the proposal and after such meeting the Planning Commission
14 recommended to the Municipal Council that the ordinance be amended as set forth below; and
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16 WHEREAS, on September 17, 2013 the Municipal Council held a duly noticed public
17 meeting to receive public comment and ascertain the facts regarding this matter, which facts and
18 comments are found in the meeting record; and
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20 WHEREAS, after considering the Planning Commission's recommendation, and facts
21 and comments presented to the Municipal Council, the Council finds (i) Section 14.18.020
22 Permitted Uses of the Provo City Code should be amended on the basis recommended by the
23 Planning Commission and (ii) the ordinance amendment, as set forth below, reasonably furthers
24 the health, safety and general welfare of the citizens of Provo City.
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26 NOW, THEREFORE, be it ordained by the Municipal Council of Provo City, Utah, as
27 follows:
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29 PART I:
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31 Section 14.18.020 of the Provo City Code is hereby amended as follows:
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33 ...
34 **14.18.020. Permitted Uses.**
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- 36 (1) Those uses or categories as listed herein, and no others, are permitted in the SC1 zone.
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38 (2) All uses listed herein are listed by number as designated in the Standard Land Use Code
39 published and maintained by the Planning Commission. Specific uses are identified by a four (4)
40 digit number in which all digits are whole numbers. Classes or groupings of such uses permitted
41 in the zone are identified by a four (4) digit number in which the last one (1) or two (2) digits are
42 zeros. All such categories or classes listed herein and all specific uses contained within them in

43 the Standard Land Use Code will be permitted in the SC1 zone subject to the limitations set forth
44 herein.

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46 (3) Permitted Principal Uses. The following principal uses and structures, and no others, are
47 permitted in the SC1 zone:

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49 Use No. Use Classification

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51 4811 Electric transmissions right-of-way (identifies areas where the surface is devoted
52 exclusively to the right-of-way of the activity)

53 4821 Gas pipeline right-of-way (identifies areas where the surface is devoted
54 exclusively to the right-of-way of the activity)

55 4824 Gas pressure control stations

56 4831 Water pipeline right-of-way (identifies areas where the surface is devoted
57 exclusively to the right-of-way of the activity)

58 4835 Irrigation distribution channels

59 4836 Water pressure control stations and pumping plants

60 4841 Sewage pipeline right-of-way (identifies areas where surface is devoted
61 exclusively to right-of-way activity)

62 4844 Sewage pumping stations

63 4864 Combination utilities right-of-way (identifies areas where surface is devoted
64 exclusively to right-of-way activity).

65 4873 Storm drain or right-of-way (predominantly covered pipes or boxes)

66 5310 Shopping centers (five (5) acres or less)

67 5410 Grocery stores, convenience (not supermarket)

68 5460 Bakeries and doughnut shops

69 5810 Eating places (restaurants, no drive-thru service)

70 5910 Drug and proprietary stores

71 5940 Books, stationery, art and hobby supplies

72 5991 Florists

73 5998 Pet sales and supplies

74 6210 Laundry and dry cleaning (includes self-service laundries)

75 6230 Beauty and barber shops

76 6241 Funeral homes (adjacent to arterial roads, no less than 1.75 acres)

77 6243 Crematory (adjacent to arterial roads, no less than 1.75 acres)

78 6251 Pressing, alteration and garment repair

79 6730 Postal services

80 7398 Video rental shops

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82 ...

83 PART II:

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85 A. If a provision of this ordinance conflicts with a provision of a previously adopted
86 ordinance, this ordinance shall prevail.

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88 B. This ordinance and its various sections, clauses and paragraphs are hereby declared to be
89 severable. If any part, sentence, clause or phrase is adjudged to be unconstitutional or
90 invalid, the remainder of the ordinance shall not be affected thereby.

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92 C. The Municipal Council hereby directs that the official copy of the Provo City Code be
93 updated to reflect the provisions enacted by this ordinance.

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95 D. This ordinance shall take effect immediately after being posted or published as required
96 by law.

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98 END OF ORDINANCE.