

Ordinance 2015-35

SHORT TITLE:

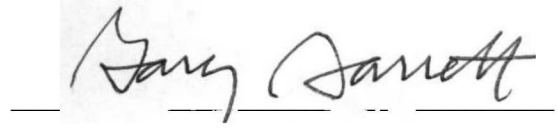
An ordinance amending Provo City Code Section 14.18.020 to reduce the acreage requirement for funeral homes from 1.75 acres to 1.50 acres.

PASSAGE BY MUNICIPAL COUNCIL

ROLL CALL

DISTRICT	NAME	MOTION	SECOND	FOR	AGAINST	OTHER	
CW 1	DAVID SEWELL	✓		✓			
CW 2	GARY GARRETT			✓			
CD 1	GARY WINTERTON			✓			
CD 2	KIM SANTIAGO			✓			
CD 3	HAL MILLER					Absent	
CD 4	KAY VAN BUREN		✓	✓			
CD 5	CALLI HALES			✓			
				TOTALS	6	0	0

This ordinance was passed by the Municipal Council of Provo City, on the 21st day of July, 2015 on a roll call vote as described above. Signed this August 20, 2015

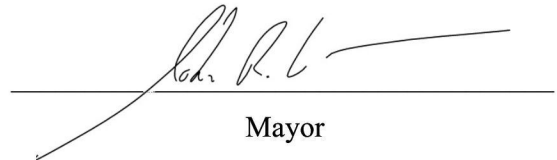


Chair

II

APPROVAL BY MAYOR

This ordinance is approved by me this August 26, 2015



Mayor

ORDINANCE 2015-35

III

CITY RECORDER'S CERTIFICATE AND ATTEST

This ordinance was recorded in the office of the Provo City Recorder on the 26th day of August, 2015, with a short summary being published on the 25th day of July, 2015, in The Daily Herald, a newspaper circulated in Provo, Utah. I hereby certify and attest that the foregoing constitutes a true and accurate record of proceedings with respect to Ordinance Number 2015-35.



Signed this 26th day of August, 2015.

Janeel Steiss
City Recorder

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ORDINANCE 2015-35.

AN ORDINANCE AMENDING PROVO CITY CODE SECTION 14.18.020 TO REDUCE THE ACREAGE REQUIREMENT FOR FUNERAL HOMES FROM 1.75 ACRES TO 1.50 ACRES. CITY WIDE IMPACT. (15-0008OA)

WHEREAS, it is proposed that an amendment be made to Provo City Code 14.18.020 to reduce the acreage requirement for funeral homes from 1.75 acres to 1.50 acres; and

WHEREAS, the acreage reduction is requested by the owner of property located in the Riverbottoms Neighborhood at 4780 North University Avenue to allow for a split lot and for a flower shop to be built at the southern part of the property; and

WHEREAS, on May 27, 2015, the Planning Commission held a duly noticed public hearing to consider the proposal and after such hearing the Planning Commission recommended to the Municipal Council that the proposed amendment be denied as set forth below; and

WHEREAS, on July 21, 2015, the Municipal Council held a duly noticed public hearing to receive public comment and ascertain the facts regarding this matter, which facts and comments are found in the hearing record; and

WHEREAS, after considering the Planning Commission’s recommendation, and facts and comments presented to the Municipal Council, the Council finds (i) Provo City Code Section 14.18.020 should be amended and (ii) this action, as set forth below, reasonably furthers the health, safety and general welfare of the citizens of Provo City.

NOW, THEREFORE, be it ordained by the Municipal Council of Provo City, Utah, as follows:

PART I:

Provo City Code Section 14.18.020 is hereby amended as follows:

14.18.020. Permitted Uses.

- (1) Those uses or categories as listed herein, and no others, are permitted in the SC1 zone.
- (2) All uses listed herein are listed by number as designated in the Standard Land Use Code published and maintained by the Planning Commission. Specific uses are identified by a four (4) digit number in which all digits are whole numbers. Classes or groupings of such uses permitted in the zone are identified by a four (4) digit number in which the last one (1) or two (2) digits are zeros. All such categories or classes listed herein and all specific uses contained within them in the Standard Land Use Code will be permitted in the SC1 zone subject to the limitations set forth herein.

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 <u>areas</u> 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 <u>areas</u> 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 <u>areas</u> where surface is devoted
61		exclusively to right-of-way activity)
62	4844	Sewage pumping stations
63	4864	Combination utilities right-of-way (identifies <u>areas</u> 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 1.750 acres)
77	6243	Crematory (adjacent to arterial roads, no less than 1.750 acres)
78	6251	Pressing, alteration and garment repair
79	6730	Postal services
80	7398	Video rental shops

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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.