

**TOQUERVILLE CITY
ORDINANCE.2016.04 BMP Zone**



AN ORDINANCE OF THE CITY COUNCIL OF TOQUERVILLE, UTAH AMENDING SECTION 10 OF THE TOQUERVILLE CITY CODE, AND MORE SPECIFICALLY CHAPTER 10-13 BMP BUSINESS AND MANUFACTURING ZONE

WHEREAS, the Toquerville City Council previously passed an ordinance regulating building and construction in certain zone designations; and

WHEREAS, the City Council deems it necessary to amend said ordinance, in order to balance the right of property owners to use their property in all lawful ways; and

WHEREAS, the City Council finds it necessary for the protection and preservation of the public health, safety and welfare.

BE IT HEREBY ORDAINED that Section 10, Chapter 13 of the Toquerville City Code be amended as follows.

10-13A-2:

Remove the words: Utility, Minor

10-13A-3:

Add the words: Utility, Minor

Add new section:

10-13A-5: Special Regulations:

- A. Increased Height: Notwithstanding the height limitations shown in Section 10-13A-4 of this chapter a greater building height may be allowed in a business or industrial zone pursuant to a conditional use permit to a maximum height of 100 (one hundred) feet. Provided, however, that within one hundred feet (100') of the boundary of an adjoining agricultural, residential, or commercial zone, no building shall exceed the greater of:
 - 1. The height limit established by such zone; or**
 - 2. The height limit permitted by a conditional use permit for a building on an abutting lot within such zone.****
- B. Processing Within an Enclosed Building: All processing and/or assembly of good shall be conducted completely within an enclosed building, unless otherwise specified in this section.**
- C. Outdoor Storage: Outdoor storage of materials, or finished or semi-finished goods shall be located at least one hundred feet (100') from any residential zone boundary.**

PASSED AND APPROVED THIS 9th DAY OF June 2016

Paul Heideman	Aye <u>X</u>	Nay ___
Keen Ellsworth	Aye <u>X</u>	Nay ___
Mark Fahrenkamp	Aye <u>X</u>	Nay ___
Brad Langston	Aye <u>X</u>	Nay ___
Ty Bringham	Aye <u>X</u>	Nay ___


CITY OF TOQUERVILLE a Utah Municipal Corporation



M. Darrin LeFevre, Mayor

Date 6-9-2016

Attest:



Dana McKim, City Recorder

