

ORDINANCE NO. 266-21

A BUILDING MORATORIUM ORDINANCE ENACTED THIS 21st DAY OF SEPTEMBER 2021 BY THE UINTAH CITY COUNCIL. IN THE OPINION OF THE UINTAH CITY COUNCIL THIS ORDINANCE IS NECESSARY TO THE HEALTH, SAFETY AND WELFARE OF THE CITIZENS OF THE CITY OF UINTAH

WHEREAS, Uintah City (herein "City") is a municipal corporation duly organized and existing under the laws of the State of Utah; and

WHEREAS, in conformance with the provisions of UCA § 10-3-717, and UCA § 10-3-701, the governing body of the city may exercise all administrative and legislative powers by resolution or ordinance; and

WHEREAS, Utah code Annotated § 10-9a-504 authorizes a municipal legislative body may, without prior consideration of or recommendation from the planning commission, enact an ordinance establishing a temporary land use regulation for any part or all of the area within the municipality if the legislative body makes a finding of compelling, countervailing public interest; and

WHEREAS, Uintah City has received a report from the City Engineers, Jones & Associates, Consulting Engineers, to the effect that the City's current water supply system is inadequate; and

WHEREAS, the City finds it is in the best interest of the health, safety, welfare and well-being of the community and its citizens to enact this Ordinance; and

NOW THEREFORE, the Uintah City Council hereby adopts the following ordinance:

1: The Uintah City Council adopts a six-month moratorium on new construction within the City of Uintah.

During the Moratorium:

- A. No building permits for new construction that require a water meter will be issued within the City of Uintah;
- B. No building permits for additions to existing structures which require an increase in the water usage of the existing structure will be granted, and
- C. No new water hookups will be made.

2: The Uintah City Council finds that the inadequacy of the City's present water system to adequately provide emergency storage capacity needs of the community at its present size is a compelling, countervailing public interest justifying this temporary moratorium.

3: During the six-month moratorium, the City will gather more information regarding the City's water system, including which upgrades to the water system are necessary and at what the costs of the upgrades will be.

4: Date of Effect: This ordinance will be in full force and effective as of the 21st day of September 2021.

PASSED AND ADOPTED by the City Council of Uintah this 21st day of September, 2021.

MAYOR:


Gordon D. Cutler
Gordon Cutler

ATTEST:


Jolene Sturzenegger, City Recorder

CITY COUNCIL VOTE AS RECORDED:

	Aye	Nay
Mayor Cutler:	<u>✓</u>	___
Council Member Roberts:	<u>✓</u>	___
Council Member Smith:	<u>✓</u>	___
Council Member Boothe:	<u>✓</u>	___
Council Member Bell:	<u>✓</u>	___

