

**MILLCREEK, UTAH**  
**ORDINANCE NO. 20-14**

**AN ORDINANCE REZONING CERTAIN PROPERTY LOCATED AT  
APPROXIMATELY 1200 E., 1120 E., 1140 E., 1160 E., 1250 E., & 3900 S. FROM RM  
(RESIDENTIAL MULTI-FAMILY) & C-1 (COMMERCIAL) TO IF (INSTITUTIONAL  
FACILITIES)**

**WHEREAS**, the Millcreek Council (“Council”) met in regular session on March 23, 2020, to consider among other things, an ordinance rezoning certain property located at approximately 1200 E., 1120 E., 1140 E., 1160 E., 1250 E., & 3900 S. from RM (Residential Multi-Family) & C-1 (Commercial) to IF (Institutional Facilities); and

**WHEREAS**, Utah Code Ann. § 10-9a-503 provides in part that the Council may make zoning map amendments; and

**WHEREAS**, Utah Code Ann. § 10-9a-503 also provides that the Council may not make any amendment to its land use ordinances unless the amendment was first submitted to the planning commission for its recommendation; and

**WHEREAS**, Utah Code Ann. § 10-9a-503 also provides that the Council shall comply with the procedure specified in Utah Code Ann. § 10-9a-502 in preparing and adopting an amendment to a land use regulation; and

**WHEREAS**, Utah Code Ann. § 10-9a-502 provides planning commission shall provide notice as required by Subsection 10-9a-205(1)(a) and, if applicable, Subsection 10-9a-205(4) and hold a public hearing on the proposed land use ordinances; and

**WHEREAS**, on January 28, 2020 the required notice was published; and

**WHEREAS**, on February 19, 2020 the proposed amendment was submitted to the planning commission for its recommendation; and

**WHEREAS**, on February 19, 2020 the planning commission held the required public hearing with respect to this rezone; and

**WHEREAS**, at the February 19, 2020 planning commission meeting the Millcreek Planning Commission recommended approval of the proposed rezone; and

**WHEREAS**, the Millcreek Code of Ordinances, provides among other things, that before finally adopting any such rezone, the Council shall consider the application during a public meeting which has been properly noticed in compliance with the provisions of Title 52, Chapter 4, of the Open and Public Meetings Act; and

**WHEREAS**, on March 18, 2020 the Council caused the required notice to be given; and

**WHEREAS**, on March 23, 2020 the Council considered the rezone during a public meeting; and

**WHEREAS**, Section 19.06.020 of the Millcreek Code of Ordinances provides that each of the sections of the City which are amended or zoned be shown on the maps on file with Millcreek City.

**WHEREAS**, Council finds that it is in the best interest of the citizens of Millcreek to adopt the rezone/map change as recommended by the Planning Commission.

**NOW THEREFORE**, be it ordained by the Council that the property described in File # ZM-20-001 filed by St Marks Hospital located at 1200 E., 1120 E., 1140 E., 1160 E., 1250 E., & 3900 S. is hereby rezoned/reclassified from RM (Residential Multi-Family) & C-1 (Commercial) to IF (Institutional Facilities) such property being more particularly described as follows:

### **Legal Description**

#### **PARCEL 1 (TAX ID NO. 16-32-429-007 & 16-32-429-002) (Record):**

Beginning at a point South 00°06'20" West 7.00 feet and South 89°47'30" West 7.00 feet from the Northeast corner of Lot 10, Block 3, Ten Acre Plat "A", Big Field Survey, and running thence South 00°06'20" West 138.20 feet; thence West 7.00 feet; thence South 00°06'20" West 270.00 feet; thence East 7.00 feet; thence South 00°06'20" West 158.58 feet to the North line of Hylai Park Subdivision; thence South 89°49'39" West along said North line 752.14 feet to the Northwest corner of Lot 40 of said subdivision; thence South 00°05'56" West along the West line of said subdivision 200.44 feet to the Northeast corner of Lot 36, The Manor No. 3; thence West along the North line of The Manor No. 3, 208.00 feet; thence North 18.14 feet; thence West 145.00 feet; thence South 18.14 to the North lot line of Lot 49, The Manor No. 4; thence West along the said lot line 101.752 feet; thence North 30.00 feet; thence West 304.39 feet to the West line of Block 3 aforesaid; thence North 00°05'36" East along said West line 488.25 feet; thence North 89°48'20" East 394.58 feet; thence North 00°05'47" East 238.95 feet to a point 14.00 feet South from the North line of Block 3, Ten Acre Plat "A", Big Field Survey; thence North 89°47'20" East 205.00 feet; thence North 7.00 feet; thence North 89°47'20" East 260.00 feet; thence South 7.00 feet; thence North 89°47'20" East 270.00 feet; thence North 7.00 feet; thence North 89°47'20" East 381.77 feet to the Point of Beginning.

#### **PARCEL 2 (TAX ID NO. 16-32-429-005):**

Beginning at a point on a building corner, said point being South 55°31'55" West 570.14 feet from the Northeast corner of Lot 10, Block 3, Ten Acre Plat "A", Big Field Survey, and running thence North 00°16'51" West along said building 14.14 feet; thence South 45°16'51" East 37.36 feet; thence North 89°43'09" East 58.58 feet; thence South 00°18'51" East 189.80 feet; thence South 89°51'47" West 120.03 feet; thence North 00°15'19" West 135.96 feet; thence North 24°07'18" West 45.57 feet to an existing 4 story building; thence along said building 5 courses, North 89°43'09" East 14.14 feet; thence North 00°16'51" West 32.15 feet; thence North 89°43'09" East 8.30 feet; thence South 48°09'19" East 11.95 feet; thence North 89°43'11" East 22.00 feet to the Point of Beginning.

**PARCEL 3 (TAX ID NO. 16-32-429-006):**

Beginning at a point 2.33 feet North of the East face of the West wall of an existing expansion joint on the North side of the existing HCA St. Mark's Hospital, said point being North 89°47'40" East along the South line of 3900 South Street 593.57 feet and South 00°12'20" East 277.75 feet from the Northwest corner of Lot 9, Block 3, Ten Acre Plat "A", Big Field Survey, and running thence South 89°47'40" West 14.30 feet; thence North 45°12'20" West 69.13 feet; thence South 89°47'40" West 105.95 feet; thence North 00°12'20" West 51.04 feet; thence South 89°47'40" West 9.21 feet; thence North 00°12'20" West 77.58 feet; thence North 89°47'40" East 174.46 feet; thence South 00°12'20" East 121.00 feet; thence North 89°47'40" East 4.71 feet; thence South 00°12'20" East 47.50 feet; thence South 89°47'40" West 0.83 feet; thence South 00°12'20" East 9.00 feet to the Point of Beginning.

**PARCEL 4 (TAX ID NO. 16-32-429-001):**

Commencing at the Northwest corner of Lot 9, Block 3, Ten Acre Plat "A", Big Field Survey, thence South 253.5 feet; thence East 394.5 feet; thence North 253.5 feet; thence West 394.5 feet to Beginning. Less Road.

**BE IT FURTHER ORDAINED**, that pursuant to Section 19.06.020 of the Millcreek Code of Ordinances that the official zoning map showing the change enacted hereby be filed as provided in Section 19.06.020.

This Ordinance, assigned Ordinance No. 20-\_\_\_, shall take immediate effect as soon as it shall be published or posted as required by law and deposited and recorded in the office of the City's recorder.

**PASSED AND APPROVED** this 23<sup>rd</sup> day of March, 2020.

**MILLCREEK COUNCIL**

By: \_\_\_\_\_  
Jeff Silvestrini, Mayor

**ATTEST:**

\_\_\_\_\_  
Elyse Sullivan, City Recorder

Roll Call Vote:

Silvestrini	Yes	No
Marchant	Yes	No
Jackson	Yes	No
Catten	Yes	No
Uipi	Yes	No

CERTIFICATE OF POSTING

I, the duly appointed recorder for Millcreek, hereby certify that:

ORDINANCE 20-14: AN ORDINANCE REZONING CERTAIN PROPERTY LOCATED AT APPROXIMATELY 1200 E., 1120 E., 1140 E., 1160 E., 1250 E., & 3900 S. FROM RM (RESIDENTIAL MULTI-FAMILY) & C-1 (COMMERCIAL) TO IF (INSTITUTIONAL FACILITIES)

was passed and adopted the 23<sup>rd</sup> day of March, 2020 and certifies that a summary was published in the Deseret News and Salt Lake Tribune the \_\_\_ day of March, 2020.

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Elyse Sullivan, City Recorder