

MILLCREEK, UTAH
ORDINANCE NO. 20-28

AN ORDINANCE AMENDING TITLE 17 CHAPTER 24 OF THE MILLCREEK CODE OF ORDINANCES ENTITLED FLOOD DAMAGE PREVENTION REGARDING THE DEFINITION OF SUBSTANTIAL IMPROVEMENTS

WHEREAS, the Millcreek Council (“Council”) met in regular session on June 22nd, 2020, to consider among other things, amending Title 17 Chapter 24 of the Millcreek Code of Ordinances entitled Flood Damage Prevention regarding the definition of substantial improvements; and

WHEREAS, staff has requested that the Council amend Title 17 Chapter 24 of the Millcreek Code of Ordinances entitled Flood Damage Prevention regarding the definition of substantial improvements; and

WHEREAS, based on staff request and after careful consideration the Council has determined that it is in the best interest of the health, safety and welfare of the residents of the City to amend Title 17 Chapter 24 of the Millcreek Code of Ordinances entitled Flood Damage Prevention regarding the definition of substantial improvements.

NOW THEREFORE, BE IT ORDAINED by the Council that Title 17 Chapter 24 of the Millcreek Code of Ordinances be amended as follows (designated by interlineating the words to be deleted and underlining the words to be added).

17.24.20. Definitions

"SUBSTANTIAL IMPROVEMENT" means any combination of repairs, reconstruction, rehabilitation, addition, or other improvement of a structure, during the previous five (5) years the cost of which equals or exceeds fifty (50) percent of the market value of the structure (not including the market value of the land) before "start of construction" of the improvement. This includes structures which have incurred "substantial damage", regardless of the actual repair work performed. The term does not, however, include either:

- A. Any project for improvement of a structure to correct existing violations of state or local health, sanitary, or safety code specifications which have been identified by the local code enforcement official and which are the minimum necessary conditions or
- B. Any alteration of a "historic structure", provided that the alteration will not preclude the structure's continued designation as a "historic structure."

This Ordinance assigned no. 20-28, 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 22nd day of June 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 20-28: AN ORDINANCE AMENDING TITLE 17 CHAPTER 24 OF THE
MILLCREEK CODE OF ORDINANCES ENTITLED FLOOD DAMAGE PREVENTION
REGARDING THE DEFINITION OF SUBSTANTIAL IMPROVEMENTS**
was passed and adopted the 22nd day of June, 2020 and certifies that a summary was published
in the Deseret News and Salt Lake Tribune the day of , 2020.

Elyse Sullivan, City Recorder