

**CITY OF MOAB
PLANNING COMMISSION
PUBLIC HEARING
PROPOSED ORDINANCE 2017-19**

The City of Moab Planning Commission will hold a Public Hearing on Thursday, May 11, 2017 at approximately 6:00 p.m. in the Council Chambers of the Moab City Offices at 217 East Center Street, Moab, Utah.

The purpose of this Public Hearing is to solicit public input on proposed Ordinance 2017-19, an ordinance to amend Moab Municipal Code Chapter 17.09.060 and 17.09.070, Accessory Buildings.

The proposed ordinance is available for public review at the Moab City Planning Office located at 217 East Center Street and on the website at www.moabcity.org. Written public comment may be directed to the Planning Department at the listed address. To ensure that the Planning Commission has the opportunity to review written comments prior to the meeting, written comments will only be accepted until 5 pm the day prior to the public hearing.

In compliance with the Americans with Disabilities Act, individuals needing special accommodations during this meeting should notify the Planning Office at 217 East Center Street, Moab, Utah 84532; or phone (435) 259-5129 at least three (3) working days prior to the meeting.

/s/ Sommar Johnson
Zoning Administrator

Published in the Times Independent, April 27, 2017 and May 4, 2017.

ORDINANCE #2017-19
AN ORDINANCE TO AMEND MOAB MUNICIPAL CODE CHAPTER 17.09.060, ACCESSORY BUILDING – AREA, AND 17.09.070, ACCESSORY BUILDING – PROHIBITED AS LIVING QUARTERS

WHEREAS, the Moab City Council (“Council”) adopted the Moab Municipal Code (“Code”) and especially Title 17.00.00, also known as “The Zoning Ordinance of Moab City, Utah” in an effort to encourage and facilitate orderly growth and development in the City as well as to promote a more attractive and wholesome community environment; and,

WHEREAS, the City determined that Section 17.09.060 is already covered in Section **17.09.560.A.6.a. Accessory use or structure**; and,

WHEREAS, the City found a discrepancy in Section 17.09.070, in that it does not explicitly allow living and sleeping in a Secondary Dwelling Unit (SDU); and,

WHEREAS, from time to time Council has found it necessary to amend Title 17 to promote clarity and efficiency in the Code; and,

WHEREAS, the Moab City Planning Commission (“Commission”) held a duly advertised public hearing on _____, 2017, to hear and decide the merits of said amendments; and

WHEREAS, the Commission, after reviewing the public testimony and the recommendation of Staff, determined that these amendments would provide more clarity in the code; and,

WHEREAS, Council reviewed Ordinance #2017-____ in a regularly scheduled meeting held on _____, 2017, to hear and decide the merits of the proposed changes to Sections 17.09.060 and .070; and,

WHEREAS, Council found the changes to be in the best interests of the City of Moab.

NOW, THEREFORE, the Moab City Council hereby amends Sections 17.09.060 and .070, as they currently read to be revised by the changes below:

Current Code, that now reads:

17.09.060 Accessory building—Area.

Accessory buildings in any residential zone shall cover not more than twenty-five percent of the rear yard. (Prior code § 27-3-6)

Shall be removed from the Code in its entirety, and placed in reserve.

Current Code, that now reads:

17.09.070 Accessory building--Prohibited as living quarters.

Living and sleeping quarters in any building other than the main residential building is prohibited. (Prior code § 27-3-7)

Shall be amended to read:

17.09.070 Accessory building--Prohibited as living quarters.

Living and sleeping quarters in any building other than the main residential building, or a secondary dwelling unit, is prohibited. (Prior code § 27-3-7)

In effect on the day of passage;

PASSED AND APPROVED in open Council by a majority vote of the Governing Body of Moab City Council on the ___ day of _____, 2017.

SIGNED:

David L. Sakrison, Mayor

ATTEST:

Rachel Stenta, Recorder