

ORDINANCE 2006-09

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF TOOELE COUNTY; REZONING APPROXIMATELY 160 ACRES OF PROPERTY OWNED BY BOYD A. AND ROMA S. WARR AND 240 ACRES OWNED BY THE STATE OF UTAH SCHOOL AND INSTITUTIONAL TRUST LANDS ADMINISTRATION LOCATED BETWEEN TOOELE ARMY DEPOT AND SOUTH MOUNTAIN, FROM MU-40 TO MG-EX AT THE REQUEST OF HARPER INVESTMENT

THE COUNTY LEGISLATIVE BODY OF THE COUNTY OF TOOELE ORDAINS

AS FOLLOWS:

SECTION I - AMENDMENT: Pursuant to Utah Code Sections 17-27a-502 and 503, the Tooele County Planning Commission conducted a public hearing on Harper Investment's application for rezone and recommended the amendment to the official zoning map of Tooele County.

Notice having been provided as required by Subsection 17-27a-205(1)(b) and having held a public meeting, the official zoning map of Tooele County is hereby amended by changing the zoning designation of property comprising 160 acres owned by Boyd A. and Roma S. Warr and 240 acres owned by the State of Utah School and Institutional Trust Lands Administration located between Tooele Army Depot and South Mountain, comprising approximately 400 acres total, from MU-40 (Multiple-Use, 40-Acre Minimum Lot Size) to MG-EX (Mining, Quarry, Sand and Gravel Excavation). The legal description of the properties rezoned are as follows:

The North 1/2 of the Northeast 1/4, and the Northeast 1/4 of the Northwest 1/4, Section 7, Township 4 South, Range 5 West, Salt Lake Base and Meridian. 120 acres owned by the Utah School and Institutional Trust Lands Administration.

The North 1/2 of the Northeast 1/4, and the Southwest 1/4 of the Northeast 1/4, Section 8, Township 4 South, Range 5 West, Salt Lake Base and Meridian. 120 acres owned by the Utah School and Institutional Trust Lands Administration.

Ord. 2006-09

The Northwest 1/4 of Section 8, Township 4 South, Range 5 West, Salt Lake Base and Meridian. 160 acres owned by Boyd A. and Roma S. Warr.

A map showing the area of the rezone is attached hereto and by this reference made a part hereof.

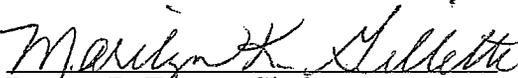
SECTION II - REPEALER. Ordinances in conflict herewith are hereby repealed to the extent of such conflict.

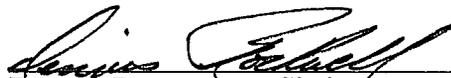
SECTION III - EFFECTIVE DATE. This ordinance shall take effect fifteen (15) days after its passage, provided the same has been published, with the name of the members voting for and against the same, for at least one publication in one issue of a newspaper published in and having general circulation in Tooele County.

IN WITNESS WHEREOF the Tooele County Commission, which is the legislative body of Tooele County, passed, approved and enacted this ordinance this 28th day of February 2006.

ATTEST:

TOOELE COUNTY COMMISSION:


DENNIS D. EWING, Clerk


DENNIS ROCKWELL, Chairman



Marilyn K. Gillette
Chief Deputy Clerk

Commissioner Rockwell voted aye
Commissioner Lawrence voted aye
Commissioner Johnson voted aye

APPROVED AS TO FORM:


DOUGLAS J. AHLSTROM
Tooele County Attorney

THIS PLAT IS MADE SOLELY FOR THE PURPOSE OF ASSISTING IN LOCATING THE LAND, AND THE RECORDER ASSUMES NO LIABILITY FOR VARIATIONS, IF ANY, WITH AN ACTUAL SURVEY.

SECTION 7-18 T 4S R 5 W S.L.B.&M.

N 88° 57' 18" W 2650.61' 2667.17' N 89° 54' 43" E 2667.17'

<p>BOYD A. & ROMA S. WARR 6-15-12 71.76 AC.</p>		<p>BOYD A. & ROMA S. WARR 80 AC. 6-15-12</p>		<p>BOYD A. & ROMA S. WARR 6-15-13 160 AC.</p>		<p>DEAN W. DUKE M.D. PENSION PLAN 6-15-10 175.17 AC.</p>		<p>MARIAN E. LARSEN ETAL 6-15-11 174.65 AC.</p>		<p>DAVE DOMINGUEZ 6-15-8 13.83 AC.</p>	
<p>SEC. 7</p>		<p>SEC. 8</p>		<p>SEC. 8</p>		<p>SEC. 8</p>		<p>SEC. 8</p>		<p>SEC. 8</p>	
5	6	7	4	3	2	1	1	1	1	1	1
<p>DEAN W. DUKE M.D. PENSION PLAN 6-15-1 313.10 AC. (1184)</p>		<p>DEAN W. DUKE M.D. PENSION PLAN 6-15-1 313.10 AC. (1184)</p>		<p>DEAN W. DUKE M.D. PENSION PLAN 6-15-10 175.17 AC.</p>		<p>DEAN W. DUKE M.D. PENSION PLAN 6-15-10 175.17 AC.</p>		<p>MARIAN E. LARSEN ETAL 6-15-11 174.65 AC.</p>		<p>DAVE DOMINGUEZ 6-15-8 13.83 AC.</p>	

2658.25' S 0° 01' 50" W

REZ 1012-06 Harper Investment

Township 4 South, Range 5 West, Section 7, SLB&M:

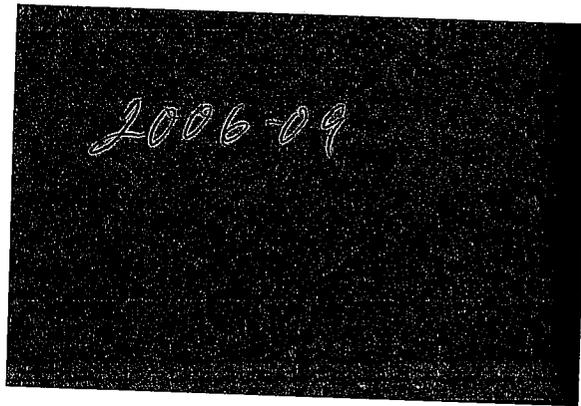
N 1/2 of the NE 1/4 of Section 7 and the NE 1/4 of the NW 1/4 of Section 7, 120 AC.

Township 4 South, Range 5 West, Section 8, SLB&M:

N 1/2 of the NE 1/4 of Section 8 and the SW 1/4 of the NE 1/4 of Section 8, 120 AC.

Township 4 South, Range 5 West, Section 8, SLB&M:

The NW 1/4 of Section 8 SLB&M, patent from USA for '96, 160.00 AC.



PROOF OF PUBLICATION

STATE OF UTAH }
County of Tooele } ss.

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AN ORDINANCE
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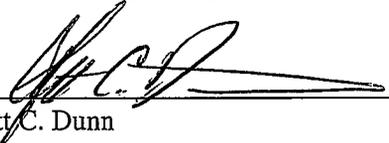
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I, Scott C. Dunn, being first duly sworn, depose and say that I am the Publisher of the Tooele Transcript-Bulletin, a twice-weekly newspaper of general circulation published each Tuesday and Thursday at Tooele City, Tooele County, Utah; that the notice attached hereto and which is a part of the proof of publication of

ORDINANCE 2006-09

was published in said newspaper for one issue(s), the first publication having been made on the 2nd day of March, 2006, and the last on the 2nd day of March, 2006; that said notice was published in the regular and entire issue of every Thursday edition of the paper during the period and time of publication, and the same was published in a newspaper proper and not in a supplement.



Scott C. Dunn

Subscribed and sworn to me this 3rd day of March, 2006.





Notary Public