

**ORDINANCE 2009-10**

**AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF TOOELE COUNTY; REZONING APPROXIMATELY 217.7 ACRES OF PROPERTY OWNED BY MILLER FAMILY REAL ESTATE LLC, LOCATED EAST OF DESERET PEAK, FROM C-T TO T-I AND FROM T-I TO C-T**

**NOW, THEREFORE, BE IT ORDAINED BY THE LEGISLATIVE BODY OF TOOELE COUNTY, UTAH 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 the application for rezone from Miller Family Real Estate, LLC and recommended the amendment to the official zoning map.

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 the following property owned by Miller Family Real Estate, LLC, located east of Deseret Peak in Section 1, Township 3 South, Range 5 West, being approximately 217.7 acres, from C-T (Commercial Tourism) to T-I (Technology Industries):

A part of Section 1, Township 3 South, Range 5 West, Salt Lake Base and Meridian, U.S. Survey. Beginning at a point 772.11 feet South 0°22'03" East along the Section line and 2580.17 feet North 84°26'45" West from the Northeast corner of said Section 1; and running thence South 0°19'32" East 4108.24 feet; South 89°40'28" West 1783.00 feet; thence North 0°19'32" West 1146.97 feet; thence South 89°40'28" West 33.50 feet; thence North 0°19'32" West 479.50 feet; thence South 89°40'28" West 856.70 feet to the East right-of-way line of Sheep lane as monumented on the ground; thence two (2) courses along said East right-of-way as follows: North 0°36'14" West 342.55 feet and North 0°39'55" West 1325.16 feet; thence North 89°40'28" East 422.50 feet; thence North 0°19'32" West 1046.85 feet; thence South 84°26'45" East 2272.17 feet to the point of beginning. Contains 217.743 acres.

The rezone to T-I (Technology Industries) is excepting the following areas within the above legal description, which shall be rezoned from T-I (Technology Industries) to C-T (Commercial Tourism):

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A part of Section 1, Township 3 South, Range 5 West, Salt Lake Base and Meridian, U.S. Survey. Beginning at a point 1321.89 feet South 0°22'03" East along the Section line and 4827.22 feet South 89°40'28" West from the Northeast corner of said Section; and running thence South 89°40'28" West 422.50 feet to the East right-of-way line of Sheep Lane; thence North 0°39'55" West 1091.05 feet along said East right-of-way line; thence South 84°26'45" East 431.24 feet; thence South 0°19'32" East 1046.85 feet to the point of beginning. Contains 10.446 Acres

A part of Section 1, Township 3 South, Range 5 West, Salt Lake Base and Meridian, U.S. Survey. Beginning at a point 2986.34 feet South 0°22'03" East along the Section line and the Section line extended and 4384.75 feet South 89°37'57" West from the Northeast corner of said Section; and running thence South 0°19'32" East 479.50 feet; thence North 89°40'28" East 33.50 feet; thence South 0°19'32" East 1146.97 feet; thence South 89°40'28" West 648.42 feet to the East right-of-way line of Sheep Lane as monumented on the ground; thence two (2) courses along said right-of-way as follows: Northwesterly along the arc of a 2950.00 foot radius curve to the right a distance of 1179.69 feet (Long Chord bears North 12°06'57" West 1171.84 feet) and North 0°36'14" West 479.36 feet; thence North 89°40'28" East 856.70 feet to the point of beginning. Contains 30.700 Acres

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

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

**SECTION III - EFFECTIVE DATE.** This ordinance shall become effective 15 days after its passage provided it has been published, or at such publication date if more than 15 days after passage.

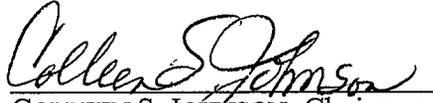
**IN WITNESS WHEREOF** the Tooele County Commission, which is the legislative body of Tooele County, passed, approved and enacted this ordinance this 24<sup>th</sup> day of February 2009.

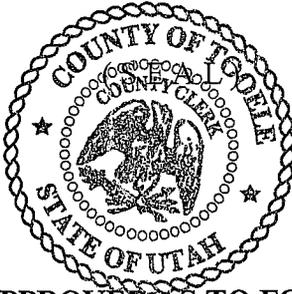
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ATTEST:

  
Marilyn K. Gillette, Clerk

TOOELE COUNTY COMMISSION:

  
Colleen S. Johnson, Chairman



Commissioner Johnson voted aye  
Commissioner Clegg voted aye  
Commissioner Hurst voted absent

APPROVED AS TO FORM:

  
DOUG HOGAN  
Tooele County Attorney