

TOWN OF LEEDS

ORDINANCE NO. 2020-02

**AN ORDINANCE AMENDING CHAPTER 3 OF THE TOWN OF
LEEDS CODE OF ORDINANCES PERTAINING TO BOARD OF
ADJUSTMENT**

WHEREAS, Chapter 3 of the Code of Ordinances of the Town of Leeds presently provides for and establishes a five (5) member Board of Adjustments authorized to hear and grant variances to city land use ordinances and to hear appeals regarding planning decisions; and

WHEREAS, the Utah State Legislature has authorized an alternative to the present statutory provisions regarding the Board of Adjustment by the appointment of a qualified hearing officer for land use issues and questions, including the granting of variances; and

WHEREAS, towns, cities and municipalities who have adopted the use of a hearing officer have found it to be efficient and decisions consistent in strict compliance with the provisions of state and local laws; and

WHEREAS, the proposed attached revisions allow for the appointment of a qualified hearing officer by the mayor with the consent of the town council; and

WHEREAS, the Municipal Council of the Town of Leeds (the "*Council*") has considered the proposal; and

WHEREAS, the Planning Commission has received public comments regarding such proposed amendments.

NOW, THEREFORE, be it ordained the Council of the Town of Leeds adopts the revisions to Chapter 3 of the Ordinances of the Town substantially in the form of Exhibit "A" attached hereto establishing an Appeal Authority constituted of a Hearing Officer authorized to consider the granting of variances and hearing appeals regarding planning decisions by the land use authority as provided by ordinance.

If any provision of this Ordinance is declared invalid by a court of competent jurisdiction, the remainder shall not be affected hereby.

PASSED AND ADOPTED this 13th day of May, 2020.

TOWN OF LEEDS

By: Wayne Peterson
Wayne Peterson, Mayor

VOTING:

Mayor: Wayne Peterson
Councilmember: Lorrie Hunsaker
Councilmember: Alan Roberts
Councilmember: Danielle Stirling
Councilmember: Steven Wilson

Yea Nay Absent
Yea Nay Absent
Yea Nay Absent
Yea Nay Absent
Yea Nay Absent

ATTEST:

Peggy Rosebush
Peggy Rosebush
Town Recorder

DEPOSITED in the office of the Town Recorder this 13th day of MAY, 2020.
RECORDED this 13th day of MAY, 2020.