

*Denial*

**ORDINANCE 2007-17**

**AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF TOOELE COUNTY; REZONING APPROXIMATELY 85.11 ACRES OF PROPERTY OWNED BY LINCOLN INVESTMENTS, LOCATED IN ERDA, FROM RR-5 TO RR-1 AS PETITIONED BY JESSE LASSLEY**

**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 Erda Township Planning Commission conducted a public hearing on Lincoln Investment's application for rezone and recommended it be denied.

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 owned by Lincoln Investments, located in Erda, being Parcels #5-43-53 and #5-44-55 in Sections 27 and 28, Township 2 South, Range 4 West, Salt Lake Base and Meridian, comprising approximately 85.11 acres, from RR-5 (Rural Residential, Five Acre Minimum Lot Size) to RR-1 (Rural Residential, One Acre Minimum Lot Size). The legal descriptions of the property rezoned are as follows:

Parcel #5-43-53  
BEG AT NW COR SEC 27, T2S, R4W, SLB&M, S 2468 FT TO W R/W LI STATE RD 36, TH N 11°37.5' E 2213.4 FT ALG SD R/W TO N LINE SEC 27, W 446 FT TO BEG. LESS 3.33 AC TO UDOT (224724). BALANCE OF 5-43-25 FOR 2005 YEAR.

Parcel #5-44-55  
BEG NE COR SEC 28, T2S, R4W, SLB&M, S 2168 FT, S 11°37.5' W 292 FT, W 615 FT, S 97.99 FT, W 693 FT M/L, N 1232 FT M/L TO S LI NW 1/4 NE 1/4, TH E 33 FT M/L TO E LI NW 1/4 NE 1/4, TH N 1270.5 FT M/L, E 1341 FT M/L TO BEG. LESS 0.44 AC TO UDOT (224724). BALANCE OF 5-44-12 FOR 2005 YEAR.

**SECTION II - REPEALER.** Ordinances and resolutions in conflict herewith are hereby repealed to the extent of such conflict.

Ord. 2007-17

**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 10<sup>th</sup> day of July 2007.

**ATTEST:**

**TOOELE COUNTY COMMISSION:**

\_\_\_\_\_  
MARILYN K. GILLETTE, Clerk

\_\_\_\_\_  
COLLEEN S. JOHNSON, Chairman

( S E A L )

Commissioner Johnson voted \_\_\_\_\_  
Commissioner Clegg voted \_\_\_\_\_  
Commissioner Hurst voted \_\_\_\_\_

**APPROVED AS TO FORM:**

  
\_\_\_\_\_  
DOUG HOGAN  
Tooele County Attorney