

**ORDINANCE 2023-07**

**AN ORDINANCE OF THE SOUTH WEBER CITY COUNCIL AMENDING THE CITY'S ZONING MAP PARCEL #130300001, PEAK VIEW SUBDIVISION, FROM RESIDENTIAL LOW (R-L) TO RESIDENTIAL MODERATE (R-M)**

**WHEREAS**, property owners Lincoln and Debbie Dygert applied to rezone parcel 130300001 of 0.79 acres at approximately 1885 E 7600 S from residential low to residential moderate; and

**WHEREAS**, a public hearing was held before the planning Commission on the 11th of May, 2023; and

**WHEREAS**, after careful review the Planning Commission recommends approval of this rezone request; and

**WHEREAS**, the City Council has considering the information available along with the recommendation and finds rezoning of the property described is consistent with the City's General Plan and determined that it is in the best interest of the City to approve the change of zoning;

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of South Weber City, State of Utah:


**Section 1. Amendment:** The Zoning Map referenced in section 10-1-5 is amended as follows:


**Property Owner: Lincoln & Debbie Dygert**  
**Property Address: 1885 E 7600 S, South Weber City, UT**  
**Davis County Parcel #: 130300001**  
**Total Number of Acres: .79**  
**Legal Description: See Exhibit A**

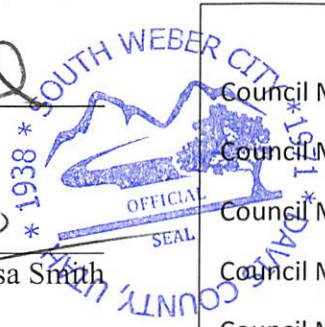
**Section 2. General Repealer.** Ordinances in conflict with this ordinance are hereby repealed to the extent of such conflict.

**Section 3. Effective Date.** This ordinance shall become effective immediately upon passage and publication as required by law.

**PASSED AND ADOPTED** by the City Council of South Weber, Davis County, on the 13<sup>th</sup> day of June 2023.

  
**MAYOR: Rod Westbroek**

  
**ATTEST: City Recorder, Lisa Smith**



Roll call vote is as follows:

Council Member Halverson	<input checked="" type="radio"/> FOR	AGAINST
Council Member Petty	<input checked="" type="radio"/> FOR	AGAINST
Council Member Soderquist	<input checked="" type="radio"/> FOR	AGAINST
Council Member Alberts	<input checked="" type="radio"/> FOR	AGAINST
Council Member Dills	<input checked="" type="radio"/> FOR	AGAINST

# EXHIBIT A

## PEAK VIEW LEGAL DESCRIPTION


### BOUNDARY DESCRIPTION

A PART OF THE NORTHEAST QUARTER OF SECTION 34, TOWNSHIP 5 NORTH, RANGE 1 WEST OF THE SALT LAKE BASE AND MERIDIAN, MORE PARTICULARLY DESCRIBED AS FOLLOWS:  
BEGINNING AT A POINT ON WEST RIGHT-OF-WAY LINE OF 1900 EAST STREET BEING LOCATED NORTH 0°21'02" EAST 1124.65 FEET ALONG THE EAST LINE OF SAID QUARTER AND NORTH 90°00'00" WEST 28.56 FEET FROM THE EAST QUARTER CORNER OF SAID SECTION; RUNNING THENCE SOUTH 89°36'52" WEST 230.00 FEET; THENCE NORTH 0°23'07" WEST 150.00 FEET TO THE SOUTH RIGHT-OF-WAY LINE OF 7600 SOUTH STREET; THENCE ALONG SAID SOUTH RIGHT-OF-WAY LINE NORTH 89°36'53" EAST 230.48 FEET TO SAID EAST RIGHT-OF-WAY LINE; THENCE ALONG SAID EAST RIGHT-OF-WAY SOUTH 0°12'02" EAST 150.00 FEET TO THE POINT OF BEGINNING. CONTAINING 34,536 SQUARE FEET OR 0.79 ACRES MORE OR LESS.

### CERTIFICATE OF POSTING

I hereby certify that Ordinance 2023- 07 was passed and adopted on the 13th day of June 2023 and that complete copies of the ordinance were posted in the following locations within the City this 14<sup>th</sup> day of June 2023.

1. South Weber City Building, 1600 E. South Weber Drive
2. City Website [www.southwebercity.com](http://www.southwebercity.com)
3. Utah Public Notice Website Utah.gov/pmn

  
\_\_\_\_\_  
Lisa Smith, City Recorder