**ORDINANCE NO. 16-1**

**AN ORDINANCE AMENDING THE BOULDER ZONING ORDINANCE**

**TO ADD RECYCLING TO ACCEPTABLE PUBLIC USES**

**OF LAND IN THE TOWN**

 **WHEREAS**, the Town and the public have an interest in further clarifying the Town’s zoning ordinance and to make changes regarding use in the various zones;

 **WHEREAS**, the Boulder Town Council finds good cause to change the regulations applicable to public uses in the town, such that a recycling and waste management operation may be maintained; and

 **WHEREAS**, the Boulder Town Council desires to have its written ordinances reflect such language in order to make said requirements easy to find;

 **NOW THEREFORE,** be it ordained by the Boulder Town Council as follows:

 1. That the Boulder Town Zoning Ordinance, **Section 604, Use Definitions**, is hereby amended as follows:

**. . .**

**Public Uses and Utilities**: A use operated exclusively by a public body or quasi-public body, such use having the purpose of serving the public health, safety or general welfare, and including recreational facilities, administrative and service facilities, and public utilities, including water and sewer facilities, gas and electricity facilities, recycling and waste management, cable television facilities and telecommunications facilities, but excluding airports, prisons and animal control facilities.

(Modified by Ord. #16-1- passed 01-07-16).

**. . .**

2. That the town clerk or recorder is hereby ordered, in accordance with the requirements of Section 10-3-711, Utah Code Annotated, 1953, as amended, to do as follows:

A. Cause a copy of this ordinance to be deposited in the office of the town recorder; and

B. Either:

(b1) Cause a short summary of this ordinance to be published for at least one publication in \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, a newspaper of general circulation within Boulder Town;

 **or**

(b2) Cause to be posted a complete copy of this ordinance in three (3) public places within Boulder Town.

**APPROVED** and **PASSED** this \_\_\_\_\_ day of , 2016.

**ATTEST:** **BOULDER TOWN**

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Judith Davis Bill Muse, Mayor

Boulder Town Clerk

 **VOTE**

Gladys LeFevre, Councilwoman \_\_\_\_\_\_\_\_\_

Peter Benson, Councilman \_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_, Councilman \_\_\_\_\_\_\_\_\_

Farlan Behunin, Councilman \_\_\_\_\_\_\_\_\_

**ADOPTION OF ORDINANCE AFFIDAVIT (MUNICIPAL)**

STATE OF UTAH )

 : ss.

COUNTY OF GARFIELD )

 I, the undersigned, the duly qualified and acting Town Clerk of Boulder Town, Garfield County, Utah, do hereby further certify, according to the records of said Town Council in my official possession, and upon my own knowledge and belief, that I have fulfilled the requirements of Section 10-3-711, Utah Code Annotated, 1953, as amended, by:

[ ] (a) Causing one (1) copy of this ordinance to be deposited in the office of the Town Recorder; and

**Either**

 [ ] (b1) Causing a short summary of this ordinance to be published for at least one publication in \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, a newspaper of general circulation within Boulder Town;

 **or**

[ ] (b2) Causing to be posted a complete copy of this ordinance in three (3) public places within Boulder Town.

 IN WITNESS WHEREOF, I have hereunto subscribed my official signature and impressed hereon the official seal of Boulder Town, Utah, this \_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 2015.

 \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

[Seal] Judi Davis

 Boulder Town Clerk