

ORDINANCE NO 22-10

AN ORDINANCE AMENDING TITLE 17, ZONING OF THE SMITHFIELD MUNICIPAL CODE, BY AMENDING THE ZONING MAP OF SMITHFIELD CITY.

BE IT ORDAINED by the City Council of Smithfield City, Utah as follows:

That certain map or maps entitled "Zoning map of Smithfield City, Utah" is hereby amended and the following described property is hereby rezoned from A-10 (Agricultural 10-Acre) to R-1-12 (Single Family Residential 12,000 Square Feet).

Approximate Property Location: 510 East 600 North

Cache County Parcel Number: 08-044-0041

THAT PORTION OF PARCEL 08-044-0041 NOT CURRENTLY WITHIN THE SMITHFIELD CITY LIMITS DESCRIBED AS FOLLOWS: A PART OF THE SOUTHEAST QUARTER OF SECTION 22, TOWNSHIP 13 NORTH, RANGE 1 EAST, OF THE SALT LAKE BASE AND MERIDIAN MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT A POINT ON THE CORPORATE LIMITS LINE POINT LOCATED SOUTH 88°59'03" WEST, A DISTANCE OF 695.74 FEET FROM THE 2.5 INCH ALUMINUM CAP MONUMENTING THE SOUTHEAST CORNER OF SAID SECTION 22, FROM WHICH THE 3.5 INCH ALUMINUM CAP MONUMENTING THE EAST QUARTER OF SAID SECTION 22 BEARS NORTH 00°28'10" EAST, A DISTANCE OF 2,658.48 FEET; THENCE SOUTH 87°32'33" WEST, A DISTANCE OF 297.02 FEET; THENCE NORTH 00°30'11" WEST, A DISTANCE OF 1,332.29 FEET; THENCE NORTH 88°56'12" EAST, A DISTANCE OF 298.25 FEET; THENCE SOUTH 00°26'35" EAST, A DISTANCE OF 1,325.08 FEET TO THE POINT OF BEGINNING. CONTAINING 9.076 ACRES.

Approximately 9.08 Acres

APPROVED by the Smithfield City Council this 22nd day of June, 2022.

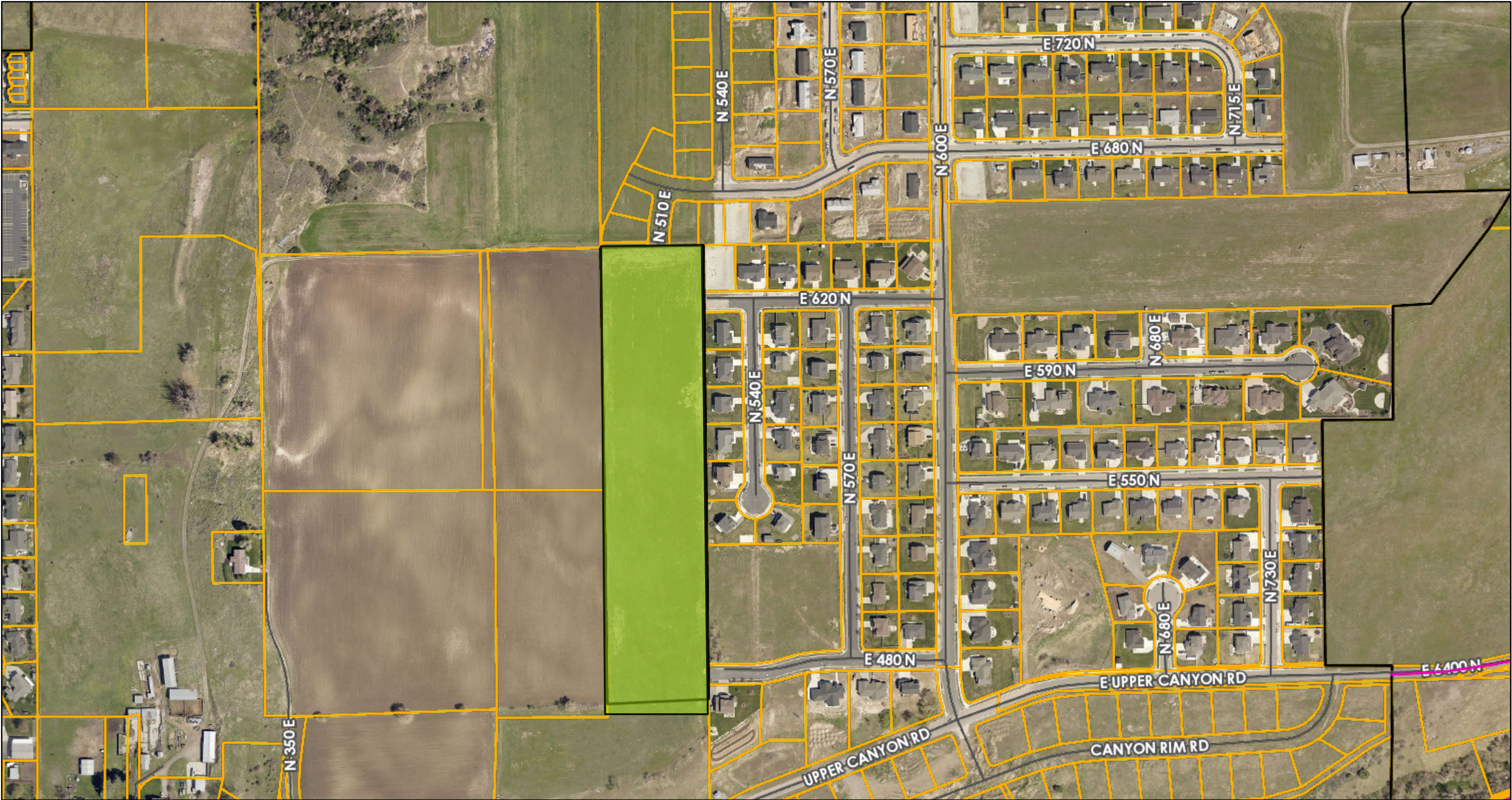
SMITHFIELD CITY CORPORATION

Kristi Monson, Mayor

ATTEST:

Justin B. Lewis, City Recorder

Parcel Map



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- Override 1

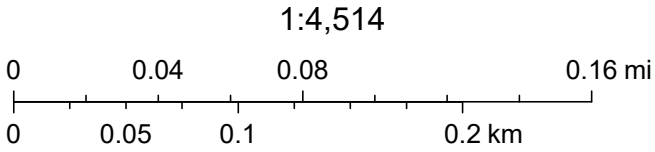
Class B Surface Type

ASPHALT
- GRAVEL

DIRT
- County Boundary

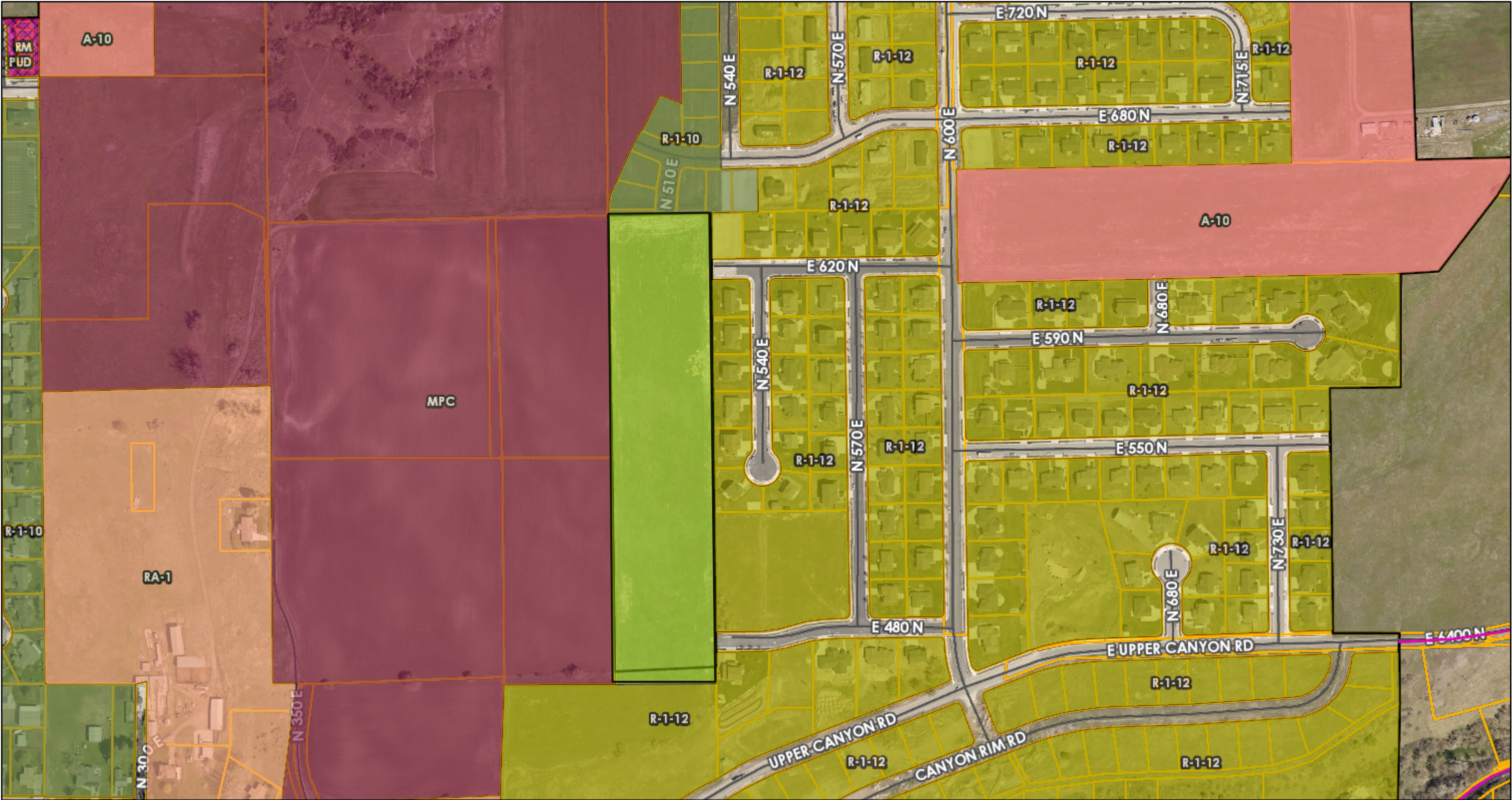
Cache Parcels

Municipal Boundaries



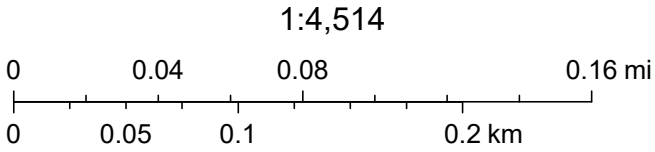
Source: Esri, Maxar, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community

Parcel Map



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<div></div> Override 1	<div></div> RESIDENTIAL - 1 ACRE	<div></div> Trenton Zoning	<div></div> MIXED USE OVERLAY	<div></div> GENERAL COMMERCIAL - GC
<div></div> Wellsville Zoning	<div></div> RESIDENTIAL- 1/2 ACRE	<div></div> AGRICULTURAL	<div></div> AGRICULTURAL - A-3	<div></div> INSTITUTIONAL - I-1
<div></div> NEIGHBORHOOD COMMERCIAL - NC	<div></div> RESIDENTIAL - 12,000 SF	<div></div> COMMERCIAL C1	<div></div> AGRICULTURAL - A-5	<div></div> MANUFACTURING - M1
<div></div> COMMUNITY COMMERCIAL - C1 - C2	<div></div> RESIDENTIAL - MULTIFAMILY	<div></div> COMMERCIAL C2	<div></div> AGRICULTURAL - A-10	<div></div> MULTIPLE FAMILY RESIDENTIAL - RM
<div></div> GENERAL COMMERCIAL - GC	<div></div> RECREATIONAL PLANNED DEVELOPMENT	<div></div> PARK	<div></div> CENTRAL BUSINESS DISTRICT - CB	<div></div> RESIDENTIAL AGRICULTURAL - RA-1
<div></div> HIGHWAY COMMERCIAL - CH	<div></div> RESIDENTIAL CRITICAL AREA	<div></div> RESIDENTIAL	<div></div> COMMERCIAL PROFESSIONAL	<div></div> RESIDENTIAL AGRICULTURAL - RA-2
<div></div> MANUFACTURING	<div></div> FOREST RECREATION - 40 ACRE	<div></div> Smithfield Zoning	<div></div> COMMUNITY COMMERCIAL - CC	<div></div> RESIDENTIAL R-1-10
<div></div> RESIDENTIAL AGRICULTURE - 5 ACRE		<div></div> PUD OVERLAY		



Source: Esri, Maxar, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community

ORDINANCE NO 22-09

AN ORDINANCE AMENDING TITLE 17, ZONING OF THE SMITHFIELD MUNICIPAL CODE, BY AMENDING THE ZONING MAP OF SMITHFIELD CITY.

BE IT ORDAINED by the City Council of Smithfield City, Utah as follows:

That certain map or maps entitled "Zoning map of Smithfield City, Utah" is hereby amended and the following described property is hereby rezoned from R-1-10 (Single Family Residential 10,000 Square Feet) to RM (Multiple-Family Residential).

Approximate Property Location: 420 North Main Street

Cache County Parcel Number: 08-044-0068

BEG N 89°34'58" W 1654.97 FT OF S/4 COR SEC 22 T 13N R 1E BEING BR 29.44 CHS W OF SD COR & TH N 89°34'58" W 283.29 FT TO E LN OF HWY 91 TH N 1°19'50" E 79.99 FT ALG HWY TH S 88°23'06" E 132.11 FT TH N 2°22'28" E 76.52 FT TH N 1°36'54" E 80.87 FT (N 80.0 FT BR) TH S 89°09'50" E 146.84 FT (E 165 FT BR) TO W LN OF CARLSON SUBD PH 1 TH S 0°42'38" W ALG SD SUBD 233.47 FT TO POB CONT 1.04 AC M/B SUBJ TO 30 FT UTIL ESMNT TO SERVICE PARCEL 0028 IN BK 791 PG 1084 ALSO: BEG 6 RDS N OF SW COR LOT 5 BLK 19 PLAT B SMITHFIELD CITY & TH N ALG W LN OF SD LT 5 TO PT 4 RDS S OF NW COR LT 5 TH E 8 RDS TO TRUE POB TH N 4 RDS TH E 1 RD M/L TO PT 7 RDS W OF E LN OF LT 4 TH S 4 RDS TH W 1 RD M/L TO TRUE POB SIT NW/4 SEC 27 & SW/4 SEC 22 T 13N R 1E CONT 1.06 AC IN ALL

Approximately 1.06 Acres

APPROVED by the Smithfield City Council this 22nd day of June, 2022.

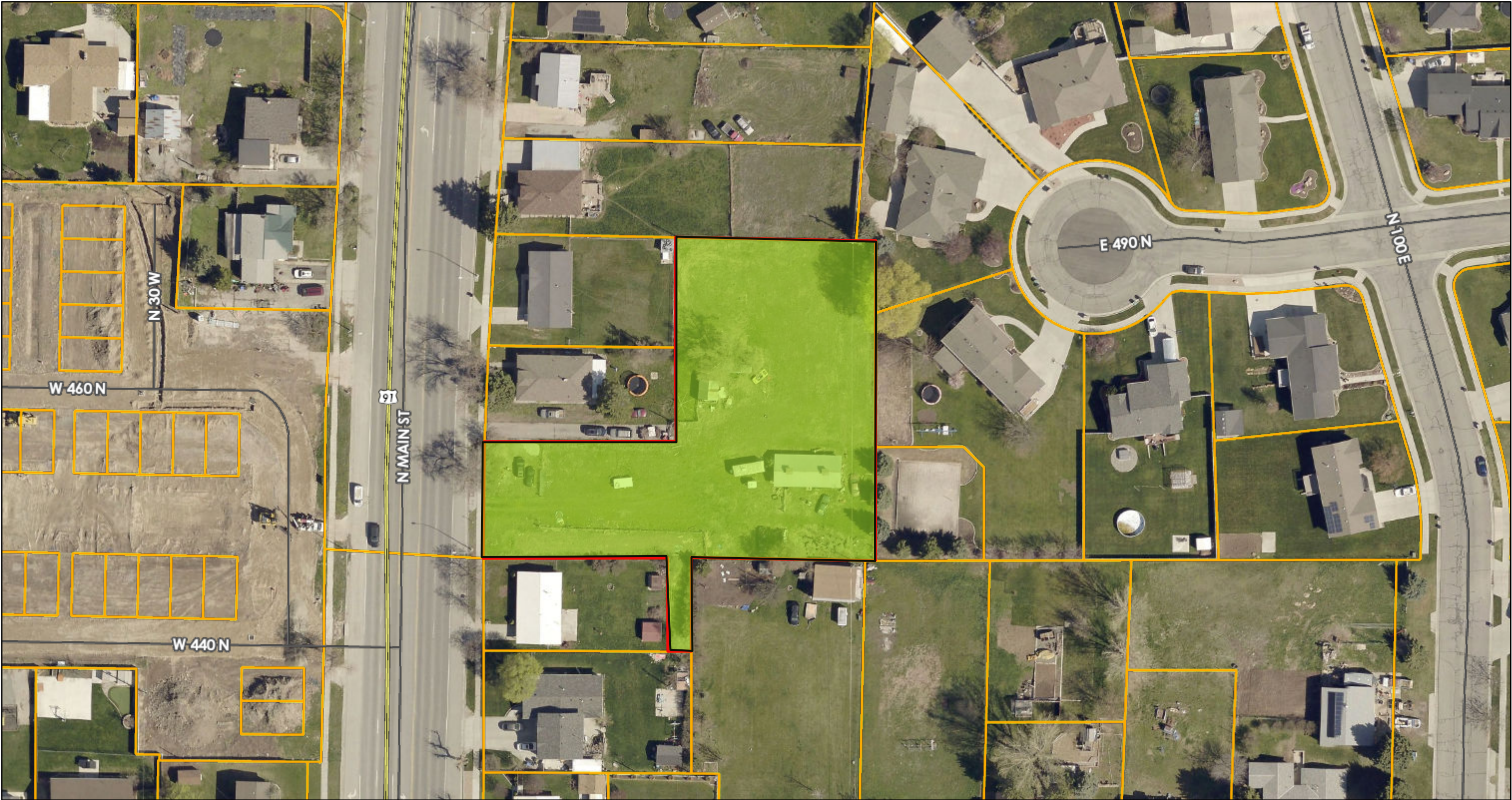
SMITHFIELD CITY CORPORATION

Kristi Monson, Mayor

ATTEST:

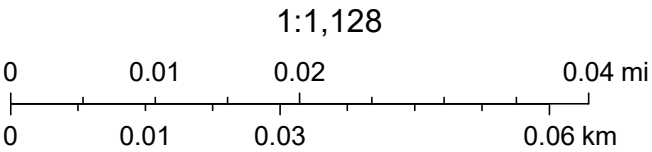
Justin B. Lewis, City Recorder

Parcel Map



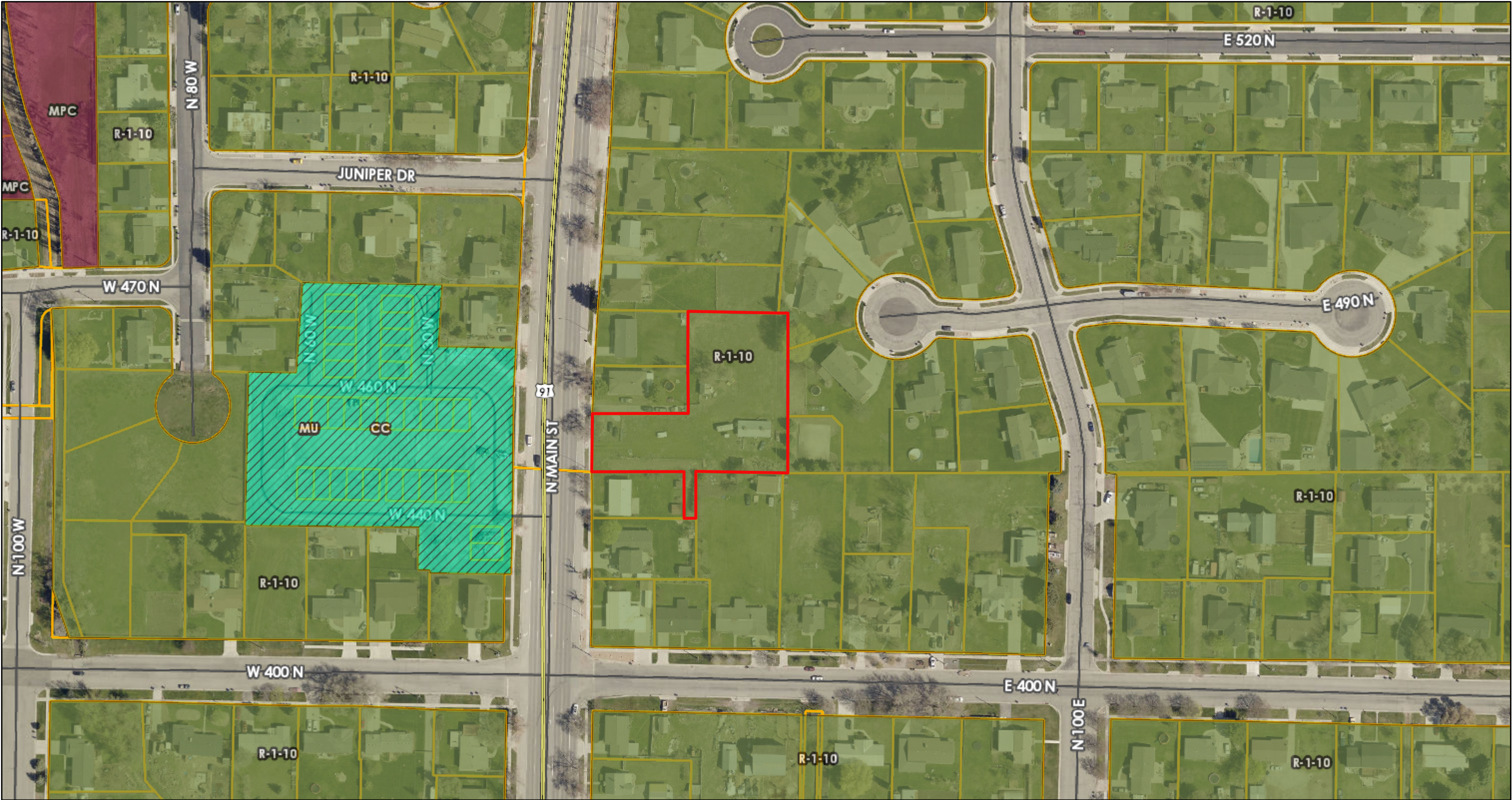
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- Override 1
- Override 1
- Class B Surface Type
- ASPHALT
- GRAVEL
- DIRT
- County Boundary
- Cache Parcels
- Municipal Boundaries



Source: Esri, Maxar, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community

Parcel Map



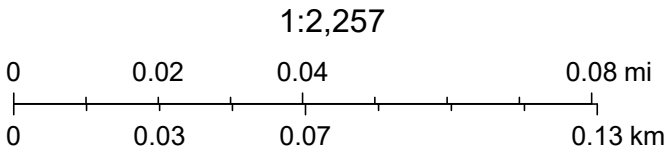
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- Override 1
- Wellsville Zoning
- NEIGHBORHOOD COMMERCIAL - NC
- COMMUNITY COMMERCIAL - C1 - C2
- GENERAL COMMERCIAL - GC
- HIGHWAY COMMERCIAL - CH
- MANUFACTURING
- RESIDENTIAL AGRICULTURE - 5 ACRE

- RESIDENTIAL - 1 ACRE
- RESIDENTIAL- 1/2 ACRE
- RESIDENTIAL - 12,000 SF
- RESIDENTIAL - MULTIFAMILY
- RECREATIONAL PLANNED DEVELOPMENT
- RESIDENTIAL CRITICAL AREA
- FOREST RECREATION - 40 ACRE

- Trenton Zoning
- AGRICULTURAL
- COMMERCIAL C1
- COMMERCIAL C2
- PARK
- RESIDENTIAL
- Smithfield Zoning
- PUD OVERLAY
- MIXED USE OVERLAY
- AGRICULTURAL - A-3
- AGRICULTURAL - A-5
- AGRICULTURAL - A-10
- CENTRAL BUSINESS DISTRICT - CB
- COMMERCIAL PROFESSIONAL
- COMMUNITY COMMERCIAL - CC

- GENERAL COMMERCIAL - GC
- INSTITUTIONAL - I-1
- MANUFACTURING - M1
- MULTIPLE FAMILY RESIDENTIAL - RM
- RESIDENTIAL AGRICULTURAL - RA-1
- RESIDENTIAL AGRICULTURAL - RA-2
- RESIDENTIAL R-1-10



Source: Esri, Maxar, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community

CERTIFICATION OF ANNEXATION PETITION
AND NOTICE TO CITY COUNCIL,
CONTACT SPONSOR AND CACHE COUNTY COUNCIL

STATE OF UTAH)
 : ss.
County of Cache)

I, Justin B. Lewis, the duly appointed and acting City Recorder of Smithfield City, Cache County, Utah, do hereby certify that I did on April 21, 2022, receive the Petition For Annexation for Parcel Numbers 08-043-0015, 08-042-0012, 08-042-0013, 08-042-0014, 08-042-0015 and 08-043-0041 and attached Plat which was filed with the city by Heritage Land Development which petition was accepted by the Smithfield City Council for further consideration pursuant to Section 10-2-405, Utah Code Annotated, 1953 as amended, by Resolution 22-06, adopted and passed by the City Council on May 11, 2022.

I hereby certify the Petition and state that I have reviewed the referenced Petition for Annexation, with the assistance of others as required by law, and have determined that the Petition meets the requirements of Subsections 10-2-403(3), and (4) of the Utah Code and I hereby give Notice to the Smithfield City Council, the Contact Sponsor for said Petition, and the Cache County Council, of my Certification of said Petition as meeting the requirements of the referenced subsections of state law.

IN WITNESS WHEREOF, I have hereto set my official signature and affixed the seal of Smithfield City Corporation in Cache County, State of Utah, this 22nd day of June, 2022.

Justin B. Lewis, City Recorder

The foregoing Certification was received by the Smithfield City Council on June 22, 2022.

SMITHFIELD CITY CORPORATION

By: _____
Kristi Monson, Mayor

RESOLUTION NO. 22-08

A RESOLUTION ESTABLISHING THE FISCAL YEAR 2023 BUDGET FOR THE CITY OF SMITHFIELD, UTAH:

WHEREAS, be it ordained by the City Council of Smithfield, Utah that there be and hereby appropriated from the tax fund received from levies against all real and personal property within Smithfield City, and from all sources of revenue during the Fiscal Year 2023, as follows:

FISCAL YEAR 2023

GENERAL FUND

Revenue	\$11,084,640
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Expense:

Administration	\$364,622
Election	0
Court	77,469
Historical Society	23,000
Planning	229,342
Youth Council	5,575
Library	309,452
Fire	2,030,251
Police	1,664,510
Public Works	95,212
Cemetery	127,516
Class "C" Road Funds	550,000
Parks	387,016
Park Impact Fees	800
Streets	1,095,036
Sanitation/911	1,317,000
Recreation	1,068,792
Celebrations	26,500
Senior Center	26,750
Youth Center	13,220
Civic Center	22,520
Golf Course	1,453,083
To General Cap Improve	196,974

Total	\$11,084,640
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GENERAL CAPITAL IMPROVEMENT FUND

Revenue	\$2,600
Expense	\$711,518

WATER ENTERPRISE FUND

Revenue	\$2,813,087
Expense	\$2,779,525

SEWER ENTERPRISE FUND

Revenue	\$2,211,300
Expense	\$2,341,398

STORM WATER ENTERPRISE FUND

Revenue	\$1,003,800
Expense	\$623,823

THEREFORE, BE IT RESOLVED, that this Resolution shall take effect July 1, 2022.

Approved and signed this 22nd day of June, 2022.

SMITHFIELD CITY CORPORATION

Kristi Monson, Mayor

ATTEST:

Justin B. Lewis, City Recorder

ORDINANCE NO. 22-12

WHEREAS, the City Council of Smithfield City, Cache County, Utah, passed and adopted the Smithfield Municipal Code on November 11, 2015; and

WHEREAS, the City Council has determined there is a need to update, repeal, amend and/or modify certain provisions contained in the referenced Municipal Code;

NOW, THEREFORE, the City Council of Smithfield City, Utah hereby adopts, passes and publishes the following:

AN ORDINANCE AMENDING THE SMITHFIELD CITY MUNICIPAL CODE TITLE 8 “HEALTH AND SAFETY” BY ADDING IN ITS ENTIRETY SECTION 8.04.061 “ANNUAL FIRE RESTRICTION ORDER”.

BE IT ORDAINED BY THE CITY COUNCIL OF SMITHFIELD CITY, CACHE COUNTY, UTAH, AS FOLLOWS:

1. The following sections shall be amended as indicated. Those portions which are ~~struck out~~ shall be deleted and those that are highlighted in yellow shall be added.

8.04.061 ANNUAL FIRE RESTRICTION ORDER

A. **Effective Date.** Effective annually on July 1st, at 12:01 A.M., a fire restriction order is enforced to protect the health, safety and welfare of the residents of Smithfield City and their property, as well as protect forest, rangelands and watersheds from the destruction caused by fire, and when hazardous environmental conditions necessitate controlled use of any ignition source to prohibit the following acts:

B. **Prohibited Acts.** The following acts are prohibited on all private and City owned lands in the “Area Description” set forth herein:

1. Setting, building, maintaining, attending, or using open fires of any kind, except campfires built within a designated area provided for them in approved campgrounds, picnic areas, or permanently improved places of habitation.
2. Smoking, except within an enclosed vehicle or building, a developed recreation site or in an area at least three (3) feet in diameter that is barren or cleared to mineral soils.
3. Discharging, or using any kind of fireworks or tracer ammunition or other pyrotechnic devices.
4. Operating equipment without spark arresters.
5. Blasting or any other activities which generate flames or flammable materials.
6. Welding, except within a building, or a concrete driveway or in an area with at least a twenty (20) foot diameter fire break that is barren or cleared to mineral soils.

C. **Location/Area.** The location of the annual fire restriction is as follows:

1. All areas North of Center Street and East of 200 East and
2. All areas South of Center Street and East of 800 East

D. **Exempted Individuals.** The following individuals are exempted from the provisions of this fire restriction order:

1. Any individual with a permit specifically authorizing the prohibited act issued by the Smithfield City Fire Chief or Fire Marshal.
2. Any Federal, State, County or City law enforcement officer or firefighting personnel engaged in the lawful performance of their official duties.

E. **Violation.** Any violation of this fire restriction order shall be punishable as a violation of the Smithfield City Code and fire suppression costs may be recovered.

F. **Enforcement.** Fire Officers, Fire Department personnel, Police Officers, and Code Enforcement personnel are authorized to cause any fire which creates a hazardous condition, or public nuisance to be extinguished.

G. **Revision.** This Section will be reviewed, when needed, at the request of the Fire Chief.

H. **References:** Utah Code Annotated 53-7-104 “Enforcement of state fire code and rules – Division of authority and responsibility”, Utah Code Annotated 15A-5-103 “Nationally recognized codes incorporated by reference” and International Fire Code 110.4 “Violation penalties” (2018).

2. Should any section, clause, or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, in whole or in part, the same shall not affect the validity of the Ordinance as whole, or any other part thereof.
3. All ordinances, and the chapter, clauses, sections, or parts thereof in conflict with provisions of this ordinance are hereby repealed, but only insofar as is specifically provided for herein.
4. This ordinance shall become effective after the required public hearings and upon its posting as required by law.

THIS ORDINANCE shall be attached as an amendment to the Smithfield Municipal Code above referred to.

Approved and signed this 22nd day of June, 2022

SMITHFIELD CITY CORPORATION

Kristi Monson, Mayor

ATTEST:

Justin B. Lewis, City Recorder

ORDINANCE NO. 22-08

WHEREAS, the City Council of Smithfield City, Cache County, Utah, passed and adopted the Smithfield Municipal Code on November 11, 2015; and

WHEREAS, the City Council has determined there is a need to update, repeal, amend and/or modify certain provisions contained in the referenced Municipal Code;

NOW, THEREFORE, the City Council of Smithfield City, Utah hereby adopts, passes and publishes the following:

AN ORDINANCE AMENDING THE SMITHFIELD CITY MUNICIPAL CODE TITLE 17 “ZONING REGULATIONS”, BY AMENDING CHAPTER 17.56 “R-1 SINGLE-FAMILY RESIDENTIAL ZONE”, SECTIONS 17.56.030 “AREA, WIDTH AND YARD REGULATIONS” AND 17.56.050 “MODIFYING REGULATIONS”.

BE IT ORDAINED BY THE CITY COUNCIL OF SMITHFIELD CITY, CACHE COUNTY, UTAH, AS FOLLOWS:

1. The attached table shall be amended as indicated. Those portions which are ~~struck out~~ shall be deleted and those that are highlighted in yellow shall be added.

17.56.030	AREA, WIDTH AND YARD REGULATIONS
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District	Area	Width (In Feet)	Front – Main Entrance (In Feet)	Front – Garage (In Feet)	Front (In Feet)	Side (In Feet)	Rear (In Feet)
R-1-10	10,000	80	20	25	30	10	30
R-1-12	12,000	90	20	25	30	10	30
R-1-20	20,000	100	20	25	30	10	30

Note: For Corner Lots, see SMC 17.56.050 (C).

17.56.050	MODIFYING REGULATIONS
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C. Front Yards:

1. ~~On corner lots, the least of the two (2) front yards shall be a minimum of twenty feet (20') and the combination of the two together shall total a minimum of fifty feet (50').~~ On corner lots, the front yard setback shall be a minimum of twenty feet (20') and the street side yard setback shall be a minimum of twenty feet (20'). All corner lots shall adhere to the line of sight code found in SMC 17.36.090.
2. Should any section, clause, or provision of this Ordinance be declared by a court of competent

jurisdiction to be invalid, in whole or in part, the same shall not affect the validity of the Ordinance as whole, or any other part thereof.

3. All ordinances, and the chapter, clauses, sections, or parts thereof in conflict with provisions of this ordinance are hereby repealed, but only insofar as is specifically provided for herein.
4. This ordinance shall become effective after the required public hearings and upon its posting as required by law.

THIS ORDINANCE shall be attached as an amendment to the Smithfield Municipal Code above referred to.

Approved and signed this 22nd day of June, 2022.

SMITHFIELD CITY CORPORATION

Kristi Monson, Mayor

ATTEST:

Justin B. Lewis, City Recorder

RESOLUTION 22-09

SMITHFIELD CITY'S PREVAILING FEE SCHEDULE

WHEREAS, Smithfield City, being an incorporated City, desires to provide a combined and complete schedule of fees charged by the City; and,

WHEREAS, Smithfield City has referenced several assessed fees throughout the Municipal Code as being identified on the most current prevailing fee schedule; and,

WHEREAS, these fees are changed from time to time; and,

WHEREAS, in the process of daily administration of the City, it is deemed to be more efficient to consolidate all assessed fees on one schedule,

NOW, THEREFORE, be it resolved;

That the Smithfield City Prevailing Fee Schedule be adopted setting forth the fees to be charged from June 23, 2022 until a future update by the city council (See attached schedule).

Approved and signed this 22nd day of June, 2022

SMITHFIELD CITY CORPORATION

Kristi Monson, Mayor

ATTEST:

Justin B. Lewis, City Recorder