

## ORDINANCE NO. 1035

### AN ORDINANCE OF DRAPER CITY AMENDING SECTION 9-26, EXHIBIT B OF THE DRAPER CITY MUNICIPAL CODE ADDING A MAP TO THE FREEWAY FRONTAGE ROAD DESIGNATED DEVELOPMENT AREAS, FOR 11400 SOUTH STREET EAST OF INTERSTATE 15

**WHEREAS**, Utah State law grants to Draper City the authority to regulate its Municipal Code in creating an approval process for commercial development; and

**WHEREAS**, the City Council of Draper City has determined that it is in the best interest of the City and commercial property owners to allow signage identification to businesses; and

**NOW, THEREFORE**, BE IT ORDAINED BY THE CITY COUNCIL OF DRAPER CITY, STATE OF UTAH, AS FOLLOWS:

**Section 1. Findings.** Through the adoption of this ordinance, the City Council of Draper City has made the findings that this amendment to the text of Section 9-26 allows certain commercial properties oriented to the I-15 corridor to have signage consistent with other Freeway Corridor zones. Further, the adoption of this ordinance will: 1) allow better commercial identification to motorists exiting from I-15; 2) create safer line of sites at intersections, and 3) promote the health, safety, and general welfare of Draper City and its citizens as a whole.

**Section 2. Amendment.** Section 9-26 EXHIBIT B of the Draper City Municipal Code is hereby amended by adding an additional map to the “Freeway Frontage Road Designated Development Areas”, as shown in the attachment hereto, which attachment is, by this reference, made a part hereof (See Exhibit B).

**Section 3. Amendment.** Section 9-26-1 (iii) is proposed to be amended as shown below:

1. To qualify for such signs the business or group of businesses shall:

- i. abut or have direct access to those designated sections of Pony Express Road, Minuteman Drive, State Street, 165 W. (Election Rd.), or Bangerter Highway depicted in Exhibit “A” to this chapter;
- ii. be located on a lot or parcel that abuts Interstate 15. When property abuts I-15 and is not abutting on a designated section of a freeway frontage road, any qualifying freeway frontage road sign must be placed in such a location that it is clearly visible from I-15 traffic and in no case shall the sign be located more than 200 feet from the I-15 right-of-way; or
- iii. be located within development areas identified within Exhibit “B” to this chapter where the entirety of the development area is entitled to a maximum of one sign identified in subsection (B)(2) herein, in addition to all other allowed signage, **except commercial properties on the south side of 11400 S. from I-15 to the east property line of the Draper Plaza shopping Center where only one tower sign per property is permitted provided all such signs are spaced at no closer than 200 feet to each other. Said allowed signs shall also conform to Section 9-26-090-B-ii.**

**Section 4. Severability.** If any section, part or provision of this Ordinance is held invalid or unenforceable, such invalidity or unenforceability shall not affect any other portion of this Ordinance, and all sections, parts and provisions of this Ordinance shall be severable.

**Section 5. Effective Date.** This Ordinance shall become effective 20 days after publication or posting, or 30 days after final passage, whichever is closer to the date of final passage.

**PASSED AND ADOPTED BY THE CITY COUNCIL OF DRAPER CITY, STATE OF UTAH, THIS 18<sup>th</sup> DAY OF December 2012.**

**DRAPER CITY**

**ATTEST:**

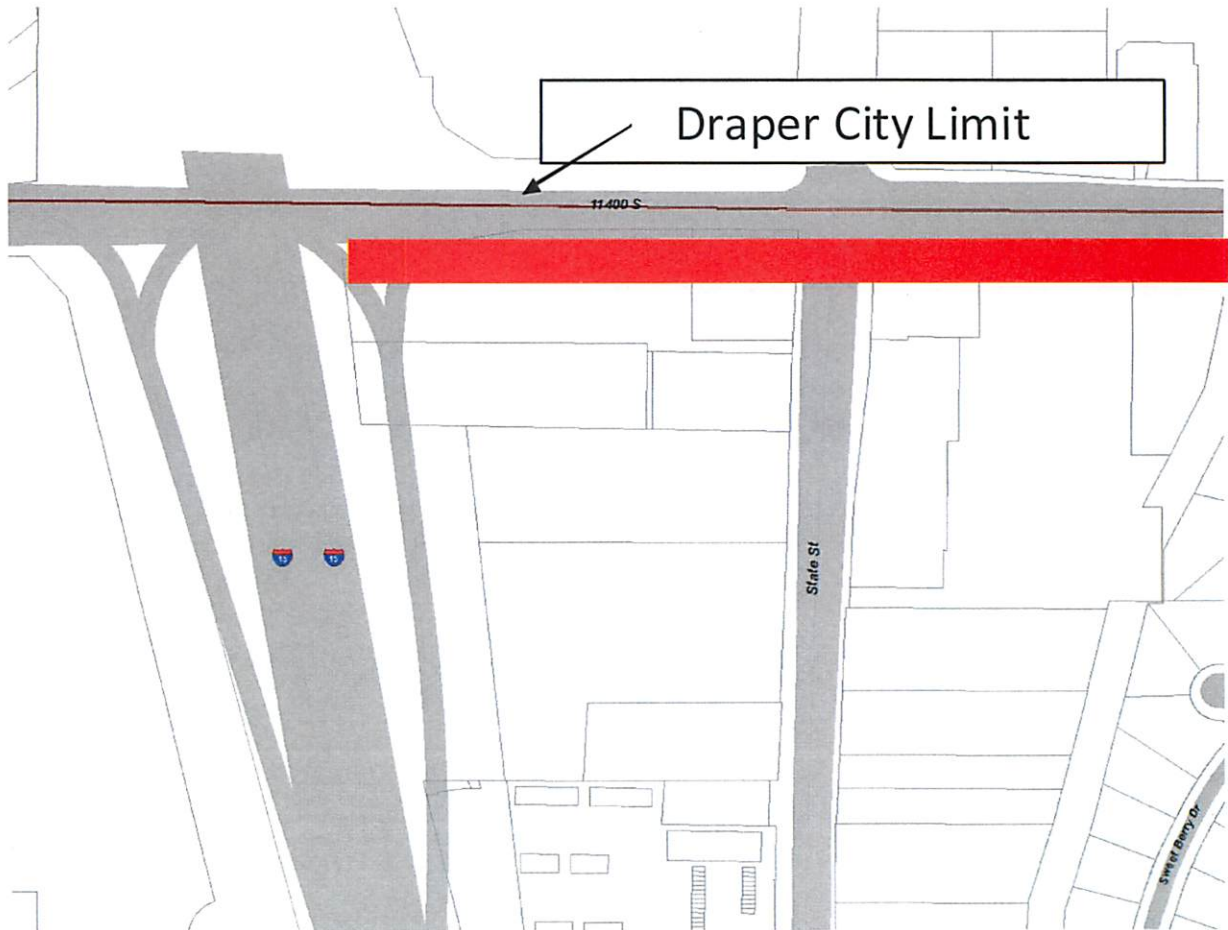
*Isaac Brown*  
City Recorder

By: *Darrell Smith*  
Mayor



# EXHIBIT B

## FREEWAY FRONTAGE DESIGNATED DEVELOPMENT AREAS



### 11400 South Area

I-15 to the east property line of the Draper Plaza Shopping Center along the frontage of 11400 South Only



Freeway Frontage Zone B, Restricted to a tower sign 30-feet in height with a maximum of 100 square feet of sign copy.



**Affidavit of Posting**

**SALT LAKE COUNTY, STATE OF UTAH**

I, the Recorder of Draper City, by my signature below, certify that copies of **Ordinance No. 1035** for the **City of Draper**, which **Passed and Adopted by the City Council of Draper City, State of Utah on the 18th day of December, 2012** were posted at the following places: Draper City Bulletin Board, Draper Senior Citizens Center, and Draper Library within the municipality.

**Posting Period:** December 21, 2012 through January 10, 2012

City Seal



A handwritten signature in blue ink, appearing to read "Tracy B. Norr", written over a horizontal line.

Tracy B. Norr, MMC  
City Recorder  
Draper City, State of Utah