

CHAPTER 5
AMENDMENTS¹

SECTION:

- 10-5-1: Power Of City
- 10-5-2: Petition For Amendment
- 10-5-3: Review Procedure

10-5-1: **POWER OF CITY:** The planning commission or city council may initiate changes or modification of any section or regulation of this title, as necessity may arise. (Ord., 10-17-1989)

10-5-2: **PETITION FOR AMENDMENT:**

- A. Petition: Any person desiring to initiate an amendment to this title or to the zoning map shall submit a petition to the zoning administrator, along with all information and materials required. The zoning administrator shall schedule the petition for consideration by the planning commission, and shall present the information and materials received.
- B. Information And Materials Required: Any person seeking an amendment to this title or to the zoning map shall submit a written petition to the zoning administrator containing the following:
 - 1. For requests to amend the zoning ordinance itself:
 - a. Designation of the specific section and paragraph to be amended, showing the desired wording.
 - b. Justification for the proposed amendment.

1. See also section 2-1-20 of this code and section 10-3-5 of this title.

2. For requests to amend the zoning map:

a. A complete and accurate legal description of the area proposed for rezoning.

b. An accurate property plat map showing the area to be rezoned, and showing all properties immediately adjacent to the area proposed for rezoning.

c. A list of all property owners within three hundred feet (300') of the boundaries of the area to be rezoned, as listed on the latest assessment roles of the county assessor.

d. Justification for the proposed amendment.

- C. Fee: Petitions for rezone shall be accompanied by the appropriate fee, as specified from time to time by the city council. (Ord., 10-17-1989)

10-5-3: **REVIEW PROCEDURE:**

- A. Planning Commission Review And Recommendation: The planning commission shall review the petition and certify its recommendations regarding the petition to the city council. The planning commission may recommend adoption of the proposed amendment where it finds that the proposed amendment is in accord with the master plan, or that changed conditions make the proposed amendment necessary to fulfill the purposes of this title.
- B. Public Hearing Before The Planning Commission: A public hearing to review the proposed amendment shall be held by the planning commission. All pertinent information regarding a petition to rezone property shall also be mailed to all property owners within three hundred feet (300') of the boundaries of the proposed rezone.
- C. City Council Decision: Upon hearing the petition for amendment, and upon reviewing the recommendation of the planning commission and any other relevant information presented, the city council shall adopt or deny the petition. (Ord. 2008-03, 2-7-2008)