

TOWN OF MAYFIELD ORDINANCE #2021-3

ORDINANCE AMENDING CHAPTER 15.16.080 IMPOSITION, CALCULATION, AND COLLECTION OF IMPACT FEES; ADJUSTING THE ZONING PERMIT FEE AND AMENDING CHAPTER 13.01.100 WATER CONNECTION FEE

WHEREAS, Mayfield Town is a municipality in the State of Utah (“the Town”), authorized and organized under the provision of Utah and is authorized pursuant to the Impact Fees Act, Utah Code Ann. 11-36a-101 et seq. (“Impact Fees Act”) to adopt impact fees; and

WHEREAS, pursuant to the Impact Fees Act, given that the Town has a population less than 5,000 people, formal impact fee facilities plans are not required;

WHEREAS, on August 23, 2021, The Town posted “Notice of Public Hearing to discuss raising impact fees,” on Utah’s Public Notice Website and as otherwise required, as to its intention to raise impact fees for culinary water, parks and recreation, and roads impact fees to be charges for new development within the Town;

WHEREAS, the Mayfield Town Council (the “Council”) met in regular session on September 8 2021, to convene a public hearing and to consider adopting the Impact Fee Analysis, imposing culinary water, parks and recreation, and roads (“Impact Fee Analysis”), providing for the calculation and collection of such fees, and providing for an appeal process, accounting, and reporting method and other related matters; and

WHEREAS, on October 1, 2021, a copy of the proposed Impact Fee Ordinance, along with a summary of the analysis, were made available to the public and deposited at the Town Office, the US Post Office in Mayfield, Utah, and the Mayfield Town Bulletin Board in Mayfield Utah, and the Town website at mayfieldtown.org, as well as the monthly newsletter mailed to every resident; and

WHEREAS, on October 13, 2021, after considering the input of the public, Mayfield Town adopted the finding, conclusions, and recommendations of the Impact Fee Analysis which included an increase on the zoning permit fee and water connection costs; and

WHEREAS, on September 8, 2021 the Council held a public hearing regarding the Impact Fee, which included the Water Connection Fee, and Zoning Permit Fee change; and

WHEREAS, the fees established by this ordinance are reasonably related to the costs of providing such public facilities necessitated by anticipated future growth within the Town and do not exceed the highest fee justified by the written analysis; and

WHEREAS, after consideration of all the relevant factors, the Mayfield Town Council finds and determines that it is in the best interests of the health, safety, and general welfare of its current and future residents to adopt this ordinance in order to provide for adequate public facilities to

service anticipated future growth and development, the need for which is reasonably related to and created by the anticipated future growth, to provide for the calculation and collection of such fees, and to provide for an appeal process and an accounting and reporting method of the same.

NOW, THEREFORE, BE IT ORDAINED by the Mayfield Town Council as follows:

Section 1. Finding. The Council finds and determines as follows:

1.1 All required notices have been given and made and public hearings conducted as requested by the Impact Fees Act with respect to the Impact Fee Analysis and this Impact Fee Ordinance (this "Ordinance").

1.2 Growth and Development activities in Mayfield Town will create additional demands on its infrastructure. The facility improvement requirements that have been analyzed and the Impact Fee Analysis are the direct result of the additional facility needs caused by future development activities. The persons responsible for growth and development activities should pay a proportionate share of the costs of the facilities needed to serve the growth and development activity.

Section 2. Amending Mayfield Town Code Chapter 15.16.080 Imposition, calculation and collection of impact fees.

2.1 Section 15.16.080 B. Until and unless modified by a subsequent resolution or ordinance by the Town Council, an impact fee shall be imposed with respect to any new development to be connected to the system as follows:

Water Impact Fee	\$4,000.00
Roads Impact Fee	\$1,000.00
Parks & Recreation	\$ 800.00
Total Impact Fees	\$5,800.00

Section 3. Adjustment of Zoning Fee

3.1 Zoning Permits require a site plan and review by the Zoning Administrator. To cover said costs, a fee of \$250.00 shall be imposed.

Section 4. Amending Mayfield Town Code Chapter 13.04.100 Rates designated.

4.1 Section 13.01.100 B. Connection Fee. Water connection fee to the Mayfield Town culinary water system will be \$4,000.00. (If having to cross under a road is necessary, the homeowner will be responsible for the additional cost.)

Section 5. Effective Date

5.1 The Municipal Council of the Town of Mayfield specifically finds that it is necessary for the immediate preservation of the health, safety, and welfare of the present and future inhabitants of the Town that this ordinance take effect immediately, and therefore this ordinance shall take effect immediately after passage by the Town Council and subsequent publication and posting as required by law.

PASSED and ADOPTED by the Municipal Council of the Town of Mayfield this _____ day of _____, 2021.

AYES:

NAYS:

ABSENT:

Steve N. Anderson, Mayor

ATTEST:

Amanda Bennett, Town Recorder