

Local Referendum Application:

TO PLACE A CITIZEN'S REFERENDUM TO REPEAL ORDINANCE NO. Z09-22

To the Honorable Tara Silver, Spanish Fork City Recorder:

On May 17, 2022, the Spanish Fork City Council adopted Ordinance No. Z09-22, entitled, AN ORDINANCE CHANGING THE ZONING DESIGNATION AND AMENDING THE OFFICIAL ZONING MAP OF SPANISH FORK CITY, FOR THE MODERA ZONE CHANGE.

We, the undersigned citizens of Utah, respectfully order that the decision of the Spanish Fork City Council on May 17, 2022 for subject property known as Modera (the "Property") located in the area of 2000 West 1900 South Spanish Fork to rezone from Rural Residential to Commercial 2 and Residential 4, be referred to a vote of the people for their approval or rejection at the next general election to be held in November 2023 or at an earlier election as allowed by Utah law.

The proposed referendum will ask Spanish Fork City residents to repeal Spanish Fork City Council's enactment of Ordinance No. Z09-22, with the result of not rezoning the Property known as Modera (the "Property") as Commercial 2 and Residential 4 set forth as depicted in the exhibit attached hereto. If the proposed referendum passed, the Property's former zoning reinstated.

This application is being filed with the clerk of Spanish Fork City, in accordance with Utah Referendum Code 20A-7-Part 6. It is being submitted by seven sponsors of the referendum petition whose names are below and whose signatures pages and certificates are included.

Persons gathering signatures for the petition to follow this application may be paid for gathering signatures.

Submitted on: 5/23/2022 @ 1:49pm JL

By the following Sponsors:

1. Jackie Marie Larson
2. Cindy S. Smith
3. Susan W. Larson
- Gary Larson

Janice S. Harris  
Daniel C. Davis  
Haley Davis



LOCAL REFERENDUM APPLICATION:

SPONSOR STATEMENT

I, Jackie Marie Larson, affirm that I am a resident of Utah, am registered  
Name of Sponsor to vote in the State of Utah, and have voted in a  
regular general election in Utah within the last  
three years.

Residence Address: 350 North 100 East

City, State, Zip: Spanish Fork, UT 84660 Phone: (801)995-2451

Email: (optional) jackiemlarson@gmail.com

Sponsor's Signature: Jackie Marie Larson

Subscribed and affirmed before me this 22 day of May, 2022

By Ellalouder  
Notary Public

Notary Seal



ELLA LOWDER  
Notary Public, State of Utah  
Commission #717342  
My Commission Expires  
03/16/2025



ELLA LOWDER  
Notary Public, State of Utah  
Commission #717342  
My Commission Expires  
03/16/2025

LOCAL REFERENDUM APPLICATION:

SPONSOR STATEMENT

I, Cindy S. Smith, affirm that I am a resident of Utah, am registered  
Name of Sponsor to vote in the State of Utah, and have voted in a  
regular general election in Utah within the last  
three years.

Residence Address: 1307 S 2000 W.

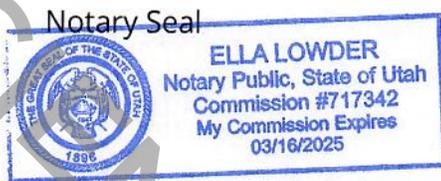
City, State, Zip: Spanish Fork, UT 84600 Phone: 801-361-2557

Email: (optional) \_\_\_\_\_

Sponsor's Signature Cindy S. Smith

Subscribed and affirmed before me this 27 day of May, 2022.

By Ella Lowder  
Notary Public



LOCAL REFERENDUM APPLICATION:

SPONSOR STATEMENT

I, Suzan W. Larson, affirm that I am a resident of Utah, am registered  
Name of Sponsor to vote in the State of Utah, and have voted in a  
regular general election in Utah within the last  
three years.

Residence Address: 7557 So 1400 W

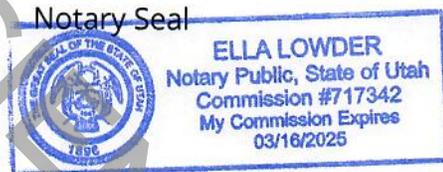
City, State, Zip: Spanish Fork UT 84600 Phone: 801 376 1476

Email: (optional) suzanlarson@gmail.com

Sponsor's Signature: Suzan Larson

Subscribed and affirmed before me this 22 day of May, 2022.

By  
Ella Lowder  
Notary Public



LOCAL REFERENDUM APPLICATION:

SPONSOR STATEMENT

Gary Larson  
Name of Sponsor

affirm that I am a resident of Utah, am registered to vote in the State of Utah, and have voted in a regular general election in Utah within the last three years.

Residence Address: 7553 S 1400 W

City, State, Zip: Spanish Fork UT 84660 Phone: 801-319-7057

Email: (optional) Gary Ted Larson@Gmail.Com

Sponsor's Signature: Gary Larson

Subscribed and affirmed before me this 22 day of May, 2022.

By Elia Lowder  
Notary Public



**LOCAL REFERENDUM APPLICATION:**

**SPONSOR STATEMENT**

I, Janice S. Harris, affirm that I am a resident of Utah, am registered  
Name of Sponsor to vote in the State of Utah, and have voted in a  
regular general election in Utah within the last  
three years.

Residence Address: 7357 S. 1400 W.

City, State, Zip: Spanish Fork, UT 84660 Phone: 801 234-9896

Email: (optional) harrisfamclan@gmail.com

Sponsor's Signature: Janice S. Harris

Subscribed and affirmed before me this 22 day of May, 2022.

By

Ella Lowder  
Notary Public

Notary Seal



LOCAL REFERENDUM APPLICATION:

SPONSOR STATEMENT

I, Daniel C. Davis, affirm that I am a resident of Utah, am registered  
Name of Sponsor to vote in the State of Utah, and have voted in a  
regular general election in Utah within the last  
three years.

Residence Address: 1196 So Mill Rd

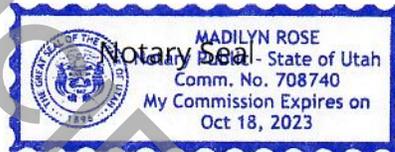
City, State, Zip: Spanish Fork Phone: 801 369 7692

Email: (optional) \_\_\_\_\_

Sponsor's Signature: [Signature]

Subscribed and affirmed before me this 23 day of May 2022, 20    .

By [Signature]  
Notary Public



LOCAL REFERENDUM APPLICATION:

SPONSOR STATEMENT

I, Halley Davis, affirm that I am a resident of Utah, am registered  
Name of Sponsor to vote in the State of Utah, and have voted in a  
regular general election in Utah within the last  
three years.

Residence Address: 1196 S. Mill Rd

City, State, Zip: Spanish Fork, UT 84660 Phone: 435.590.8311

Email: (optional) \_\_\_\_\_

Sponsor's Signature: Halley Davis

Subscribed and affirmed before me this 23 day of May, 2022.

By Jessica Marie Lewis  
Notary Public



**REFERENDUM  
APPLICATION  
EXHIBIT**

# ORDINANCE No. Z09-22

## ROLL CALL

VOTING	YES	NO	ABSENT	ABSTAIN
MIKE MENDENHALL <i>Mayor (votes only in case of tie)</i>				
CHAD ARGYLE <i>Councilmember</i>	X			
STACY BECK <i>Councilmember</i>	X			
BRANDON B. GORDON <i>Councilmember</i>	X			
SHANE MARSHALL <i>Councilmember</i>	X			
KEVIN OYLER <i>Councilmember</i>	X			

I MOVE this ordinance be adopted: Councilmember Beck

I SECOND the foregoing motion: Councilmember Gordon

## ORDINANCE No. Z09-22

### AN ORDINANCE CHANGING THE ZONING DESIGNATION AND AMENDING THE OFFICIAL ZONING MAP OF SPANISH FORK CITY, FOR THE MODERA ZONE CHANGE.

WHEREAS the Modera Zone Change is located in the vicinity of 2000 West 1900 South;

WHEREAS it is desirable to change the zoning of the properties from R-R to R-4 and C-2;

WHEREAS the proposal has been referred to the Planning Commission for consideration in accordance with law;

WHEREAS the Planning Commission held a public hearing on April 6, 2022, wherein public comment was received; and

WHEREAS a public hearing was held before the Spanish Fork City Council on April 19, 2022, wherein public comment was received;

NOW, THEREFORE, be it ordained by the City Council of Spanish Fork City as follows:

**Section 1. Spanish Fork City Zoning Map Designation.** The parcels as identified on Exhibit A, attached hereto and incorporated herein by this reference, are hereby designated to R-4 and C-2.

**Section 2. Effective Date.** This Ordinance shall become effective 20 days after passage and publication.

PASSED AND ORDERED PUBLISHED BY THE CITY COUNCIL OF SPANISH FORK, UTAH: May 17, 2022.

  
Mike Mendenhall, Mayor

Attest:

  
Tara Silver, City Recorder



Exhibit A

