

WEST BOUNTIFUL CITY

ORDINANCE #404-18

AN ORDINANCE AMENDING WBMC TITLE 17 CLARIFYING CHILD DAY CARE OR NURSERY AS HOME OCCUPATIONS IN RESIDENTIAL ZONES

WHEREAS, Utah Code Annotated §10-9a-101 et seq., also known as the “Municipal Land Use, Development, and Management Act,” grants authority to the West Bountiful City Council to make changes to its Zoning Ordinances; and

WHEREAS, the West Bountiful Planning Commission regularly reviews the city’s land use code, including permitted and conditional uses in its residential zones, and determined that an amendment is necessary to clarify child day care and nurseries should be limited to home occupations in these zones, and

WHEREAS, the West Bountiful Planning Commission held a properly noticed public hearing on April 10, 2018, to consider and receive public input on necessary and appropriate modifications; and,

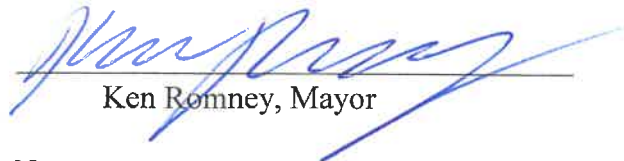
WHEREAS, following the public hearing, the West Bountiful Planning Commission unanimously voted to recommend to the City Council adoption of amendments to the A-1, R-1-22, and R-1-10 residential districts.

NOW THEREFORE BE IT ORDAINED by the City Council of West Bountiful that Sections 17.16.030, 17.20.030, and 17.24.030, be modified as shown in attached Exhibit A.

This ordinance will become effective upon signing and posting.


Adopted this 17th day of April, 2018.

By:


Ken Romney, Mayor

Voting by the City Council:	Aye	Nay
Councilmember Ahlstrom	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Councilmember Bruhn	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Councilmember Enquist	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Councilmember Preece	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Councilmember Williams	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Attest:


Cathy Brightwell, City Recorder



17.16.030 Conditional Uses

The following uses are conditional in the agricultural district A-1:

- A. Equestrian facilities, commercial stables;
- B. Public or quasi-public uses;
- C. Child day care or nursery (*pursuant to Chapter 5.28 Home Occupations*);
- D. Flag lots;
- E. Natural resource extraction;
- F. Residential facility for elderly persons;
- G. Kennels;
- H. Residential facility for Elderly Persons;
- I. Restricted Lots (see definitions, Section 17.04.030); and
- J. Accessory Dwelling Units (ADU).

17.20.030 Conditional Uses

The following uses are conditional in the residential district R-1-22:

- A. Child day care or nursery (*pursuant to Chapter 5.28 Home Occupations*);
- B. Flag lot;
- C. Public, quasi-public uses;
- D. Residential facility for elderly persons;
- E. Accessory Dwelling Units (ADU); and
- F. Restricted lots (see Definitions - Section 17.04.030).

17.24.030 Conditional Uses

The following uses are conditional in the residential district R-1-10:

- A. Public, quasi-public uses;
- B. Residential facility for elderly persons;
- C. Accessory Dwelling Units (ADU);
- D. Restricted lots, (see Definitions (Section 17.04.030));
- E. Flag lots; and
- F. Child day care or nursery (*pursuant to Chapter 5.28 Home Occupations*).

**CERTIFICATE OF PASSAGE
AND POSTING ORDINANCE**

*I, the duly appointed and acting recorder for the City of West Bountiful,
do hereby certify that the foregoing Ordinance No. 404-18
was duly passed and published, or posted at three public places within the
municipality on April 20, 2018, which public places are:*

- 1) West Bountiful City Hall,*
- 2) West Bountiful City Park Bowery, and*
- 3) Lakeside Golf Course.*

Cathy Brightwell
Cathy Brightwell, City Recorder

DATE: 4/20/18

