

**ORDINANCE 25-02**

**NOTICE OF INTENT TO ADOPT AN IMPACT FEE ENACTMENT; ADJUSTING LOGAN CITY  
WASTEWATER TREATMENT IMPACT FEES FOR RESIDENTIAL MULTIFAMILY UNITS**

WHEREAS, Nibley City is a municipal corporation duly organized and existing under the laws of the State of Utah; and

WHEREAS, Nibley City finds that in conformance with the provision of UCA 11-36a et seq., the City has in the past enacted and promulgated certain impact fees within Nibley City; and

WHEREAS, Nibley City finds that it is in the public welfare and for the benefit of the City and its residents to adopt an impact fee to provide for the future Water, Sewer, Wastewater Treatment and Parks needs of Nibley City; and

WHEREAS, in conformance with the provisions of UCA 11-36a-303, Logan City has prepared a written Impact Fee Analysis for wastewater treatment; and

WHEREAS, Nibley City Council has reviewed the Impact Fee Facilities Plan, and finds and concludes that the analysis provides a reasonable plan on which to impose and base a decrease of impact fees.

NOW, THEREFORE, BE IT ORDAINED BY THE NIBLEY CITY COUNCIL OF NIBLEY, UTAH THAT:

1. Nibley City accepts the Amended Wastewater Impact Fee Analysis and Impact Fee Facilities Plan prepared by LRB Public Finance Advisors Dated November 2024.
2. The attached amendments to Nibley City Code 17.08.040 be adopted, setting the Multifamily Wastewater Treatment Impact Fee to \$1703.00.
3. All ordinances, resolutions, and policies of the City, or parts thereof, inconsistent herewith, are hereby repealed, but only to the extent of such inconsistency. This repealer shall not be construed as reviving any law, order, resolution, or ordinance, or part thereof.
4. This ordinance, and the adoption of the new impact fee, shall take effect within 90 days after the adoption of this ordinance by the City Council.
5. Should any provision, clause, or paragraph of this ordinance or the application thereof to any person or circumstance be declared by a court of competent jurisdiction to be invalid, in whole or in part, such invalidity shall not affect the other provisions or applications of this ordinance or the Nibley City Municipal Code to which these amendments apply. The valid part of any provision, clause, or paragraph of this ordinance shall be given independence from the invalid provisions or applications, and to this end the parts, sections, and subsections of this ordinance, together with the regulations contained therein, are hereby declared to be severable.

PASSED BY THE NIBLEY CITY COUNCIL THIS 20 DAY OF February, 2025.

ATTEST:

  
Cheryl Bodily, City Recorder



  
Larry Jacobsen, Mayor