

ORDINANCE 23-11

ADOPTING AN IMPACT FEE ANALYSIS AND ADJUSTING IMPACT FEES FOR WATER, SEWER AND PARKS

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 and Parks needs of Nibley City; and

WHEREAS, in conformance with the provisions of UCA 11-36a-303, Nibley City has prepared a written Impact Fee Analysis and a summary of the impact fee analysis for Water, Sewer and Parks, designed to be understood by a lay person; and

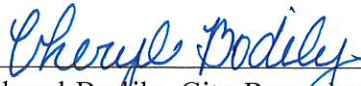
WHEREAS, Nibley City Council has reviewed the Impact Fee Analysis and the summary of that analysis, and finds and concludes that the analysis provides a reasonable plan on which to impose and base an increase of impact fees; and

WHEREAS, Nibley City finds that the new impact fee schedule for Water, Sewer and Park should be adopted and incorporated into City code alongside the existing Transportation Impact Fees.

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

1. The attached amendments to Nibley City Code 17.06 be adopted.
2. All ordinances, resolutions, and policies of the City, or parts thereof, inconsistent herewith, are hereby repealed, but only to the extent of such inconsistency.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.
3. Nibley City accepts the impact fee analysis for the Water, Sewer and Parks.
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 9 DAY OF March, 2023.

ATTEST: 
Cheryl Bodily, City Recorder




Larry Jacobsen, Mayor

17.06.050.A.1. Facilities Impact Fee

Parks Impact Fee	\$4,500 <u>\$9,003.00</u> per single-family unit' \$4,500 <u>\$6,613.00</u> per multi-family unit & ADU
Sanitary Sewer Impact Fee	\$1,725 <u>\$1,425.00</u> (1-inch meter) \$1,189 <u>(multi-family unit per door & ADU)</u> \$3,450 <u>(1 1/2-inch meter)</u> \$5,520 <u>\$4,629.00</u> (2-inch meter) \$10,349 <u>\$8,685.00</u> (3-inch meter) \$20,698 <u>\$14,478.00</u> (4-inch meter) (Based on the size of the culinary water meter).
Culinary Water Impact Fee	\$1,950 <u>\$3,363.00</u> (1-inch meter) \$3,900 <u>(1 1/2-inch meter)</u> \$6,241 <u>\$2,757.00</u> (multi-family unit per door & ADU) \$6,241 <u>\$10,733.00</u> (2-inch meter) \$11,701 <u>\$20,137.00</u> (3-inch meter) \$23,403 <u>\$33,568.00</u> (4-inch meter) (Based on the size of the culinary water meter).