

ORDINANCE 22-01

AMENDING ACCESSORY DWELLING UNIT, TWO-FAMILY HOUSING AND MIXED-USE PROVISIONS

WHEREAS, UCA 10-9a-230 provides limitations for cities to regulate internal accessory dwelling units; and

WHEREAS, The impacts of internal accessory dwelling units and other two-family dwellings are sufficiently similar and should be managed and regulated as such;

WHEREAS, Nibley City promotes the provision of a variety of affordable moderate-income housing options; and

WHEREAS, Nibley City promotes the preservation of existing neighborhoods, while providing for population growth within the City.

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

1. The attached amendments to NCC 19.04.010, 19.24.160, and 19.24.250 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 All ordinances, resolutions, and policies of the City, or parts thereof, inconsistent herewith, are hereby repealed, but only to the extent of such inconsistency.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. 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.
4. This ordinance shall become effective upon posting as required by law.

PASSED BY THE NIBLEY CITY COUNCIL THIS 13 DAY OF JANUARY, 2022.

LARRY JACOBSEN

Larry Jacobsen, Mayor

ATTEST:

Cheryl Bodily
Cheryl Bodily, City Recorder

