

ORDINANCE 23-24
MODIFICATIONS TO THE DEFINITION OF DWELLING UNIT AND LIMITS TO SINGLE
FAMILY DESIGNATION

WHEREAS, Nibley City regulates land use within Nibley City boundaries; and

WHEREAS, Utah Code 10-9a-550(2) places limits on the maximum number of unrelated individuals that the City may regulate for a single dwelling; and

WHEREAS, Nibley City Code includes regulations which are based upon dwelling units.

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

1. The attached Nibley City Code 19.24.070 be adopted and amendments to Nibley City Code 19.04.010, 19.34.020 and 19.34.030 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 All ordinances, resolutions, and policies of the City, or parts thereof, inconsistent herewith, are hereby repealed, but only to the extent of such inconsistency.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 8 DAY OF June, 2023.

ATTEST:

Cheryl Bodily
Cheryl Bodily, City Recorder



LARRY JACOBSEN
Larry Jacobsen, Mayor