

ORDINANCE 23-33

AMENDING PUBLIC IMPROVEMENTS REQUIRED WITH COMMERCIAL, INDUSTRIAL, AND INSTITUTIONAL SITE PLAN APPROVAL

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

WHEREAS, commercial, industrial and institutional developments impose an impact upon adjacent streets and other infrastructure regardless of whether a subdivision is required for the development; and

WHEREAS, requiring public improvements commensurate with the impact of development is in accordance with State Code and the Nibley City General Plan.

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

1. The attached amendments to Nibley City Code 19.14 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 All ordinances, resolutions, and policies of the City, or parts thereof, inconsistent herewith, are hereby repealed, but only to the extent of such inconsistency.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 26 DAY OF October, 2023.

ATTEST:

Cheryl Bodily
Cheryl Bodily, City Recorder



LARRY JACOBSEN
Larry Jacobsen, Mayor