

ORDINANCE 19-03

AN ORDINANCE ADOPTING A RESIDENTIAL PLANNED UNIT DEVELOPMENT OVERLAY ZONE

WHEREAS, the Nibley General Plan states that, "Nibley will emphasize the conservation of open space and, using that conservation process, will incorporate a variety of housing forms"; and

WHEREAS, the Nibley General Plan states an update and adoption of a new Planned Unit Development Ordinances as a listed goal for Residential Development and Housing.

WHEREAS, Nibley City wishes to conserve, protect and create unique spaces within the City that will be visually and physically accessible to the public; and

WHEREAS, Nibley City wants to allow more affordable options within the City while enhancing the community charter and amenities available to Nibley residents.

WHEREAS, Nibley City wants to maintain its rural character while allowing property owners to use their property to its highest and best use.

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

1. The attached Residential Planned Unit Development Overlay Zone Ordinance is 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 All ordinances, resolutions, and policies of the City, or parts thereof, inconsistent herewith, are hereby repealed, but only to the extent of such inconsistency.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 23 DAY OF May, 2019.


Shaun Dustin, Mayor

ATTEST: 
David Zook, City Recorder

