

ORDINANCE 22-16

**EXEMPTION TO SUBDIVISION REQUIREMENTS FOR COMBINING LOTS AND AMENDING
SUBDIVISION PLAT AMENDMENT APPROVAL AUTHORITY**

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

WHEREAS, UCA 10-9a-601 provides that a legislative body may adopt a land use regulation that specifies that combining lots does not require a subdivision plat amendment; and

WHEREAS, combining lots will, as a general rule, not create a condition of non-compliance with Nibley City's Land Use Ordinance; and

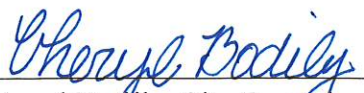
WHEREAS, it is appropriate to assign the approval authority for a subdivision plat amendment to the same approval authority that originally approved the plat.

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

1. The proposed amendments to NCC 21.08.030 and NCC 21.06.060 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 All ordinances, resolutions, and policies of the City, or parts thereof, inconsistent herewith, are hereby repealed, but only to the extent of such inconsistency.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 SEPTEMBER, 2022.

ATTEST:


Cheryl Bodily, City Recorder




Larry Jacobsen, Mayor