

ORDINANCE 17-02

A PROPOSED CHANGE TO THE NIBLEY CITY SUBDIVISION-STREET ORDINANCE

WHEREAS, Nibley City desires to allow Low Impact Development (LID) practices for the collection and treatment of stormwater, which would allow Nibley City to be better able to follow state and federal stormwater guideline; and

WHEREAS, Low Impact Development (LID) practices can enhance the rural atmosphere of new subdivision, and creating and maintaining a rural atmosphere is encouraged by the General Plan.

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

1. The following be adopted as Nibley City Code in 11-5-D:
 4. Alternate curb and gutter cross sections may be proposed as part of Low Impact Development (LID) practices. Proposed alternates shall be in compliance with Nibley City Design Standards and include design drawings and engineering calculations showing the effectiveness of the proposed LID technique. Proposed alternates shall be reviewed and approved by the City Engineer and Public Works Director.
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 All ordinances, resolutions, and policies of the City, or parts thereof, inconsistent herewith, are hereby repealed, but only to the extent of such inconsistency.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 19 DAY OF January, 2017.



ATTEST:

City Recorder

Shaun Dustin, Mayor