

ORDINANCE 24-03

DEVELOPMENT AGREEMENT WITH R & W ENTERPRISES INC, TOGETHER WITH PROJECT VALOR TO ALLOW CONSTRUCTION OF ONE (1) CASITA ON PARCEL 03-020-0018, LOCATED AT 110 W 2600 S, TO HOUSE TRANSITIONING AND/OR HOMELESS VETERANS WITHIN A LEGALLY NON-CONFORMING MOBILE HOME PARK, SETTING FORTH CONDITIONS AND STANDARDS FOR ITS CONSTRUCTION

WHEREAS, UCA 10-9-532(2)(a)(iii) provides that the City may enter into a development agreement which includes provisions which the City Code would otherwise prohibit provided that the agreement is approved in accordance with the same procedures for enacting a land use regulation under UCA 10-9a-502 ; and

WHEREAS, Allowing for the Casita, as presented, is in support of Nibley City General Plan Residential Development and Housing Goal 3 and Moderate-Income Housing Plan Strategy 7.

WHEREAS, The Casita is expected to have minimal impact on surrounding properties and be compatible with surrounding land uses.

WHEREAS, The setback and size limitations of the proposed casita are within constraints of Nibley City's standards for accessory dwelling units.

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

1. The attached NIBLEY CITY DEVELOPMENT AGREEMENT be approved.
2. The Agreement shall not take place until the Developer and City have signed the attached Agreement.
3. All ordinances, resolutions and polices of the City, or parts thereof, inconsistent herewith, are hereby repealed, but only to the extent of such inconsistency.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 and law, order, resolution or ordinance or part thereof.

PASSED BY THE NIBLEY CITY COUNCIL THIS 14 DAY OF March, 2024.


Larry Jacobsen, Mayor

ATTEST:


Cheryl Bodily, City Recorder

