

ORDINANCE 23-36

DEVELOPMENT AGREEMENT WITH WESLEY NELSON FARMS INC, ALLOWING FOR A FOUR LOT SUBDIVISION OF PARCEL #03-007-0019, 03-007-0030, AND 03-007-0031, LOCATED AT 2600 S HWY 89/91, SETTING FORTH CONDITIONS AND STANDARDS THAT WILL APPLY TO THE SUBDIVISION AND FUTURE COMPLETION OF SUBDIVISION IMPROVEMENTS

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, The Development Agreement provides appropriate provisions to ensure that required public improvements which are provided in connection with development or future subdivision of the subject property.

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

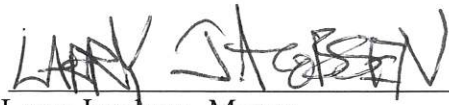
1. The attached NIBLEY CITY DEVELOPMENT AGREEMENT – FOUR LOT PLAT be approved.
2. The Agreement shall not take place until the Developer and City have signed the attached Agreement.
3. All ordinances, resolutions and polices of the City, or parts thereof, inconsistent herewith, are hereby repealed, but only to the extent of such inconsistency.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 9 DAY OF November, 2023.

ATTEST:


Cheryl Bodily, City Recorder




Larry Jacobsen, Mayor