



BOUNTIFUL

City of Beautiful Homes and Gardens

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Bountiful City Ordinance No. 2017-03

An Ordinance adopting a six-month temporary land use regulation prohibiting the processing, consideration and approval of applications for zone changes, new development and construction within the area bounded by 400 North, 500 South, 400 East, and 200 West commonly referred to as “Plat A.”

It is the finding of the Bountiful City Council that:

1. The Historic Downtown area contained within the boundaries of the original “Plat A” is the cultural and civic heart of Bountiful City. The Plat A neighborhood has experienced tremendous changes over the past several years as redevelopment has occurred along Main Street and the surrounding neighborhood. Residents and business owners throughout the City and within the Plat A neighborhood have expressed concern over preserving the character of Bountiful’s historic downtown and desire that the City Council conduct a thorough review of the allowed uses and allowed density of development in the Plat A neighborhood. In response, the City Council wishes to have time to evaluate current zoning and development standards to determine whether or not modifications to zoning and development standards in the Plat A neighborhood are warranted. This thorough review by the City Council with help of City Staff, residents and business owners is necessary to protect the health, safety and general welfare of the residents and business owners of the City.
2. Section 10-9a-504 of the Utah Code empowers the Bountiful City Council to enact, without a public hearing and without prior consideration or recommendation from the Planning Commission, an ordinance establishing a temporary zoning regulation for any part or all of the area within a municipality, which may be in effect for a time not to exceed six months.
3. Section 10-8-84 of the Utah Code empowers the Bountiful City Council to pass all ordinances as are necessary and proper to provide for the safety and preserve the health, promote the prosperity, improve the morals, peace and good order, comfort, and convenience of the City and its inhabitants.
4. For the reasons stated in herein, this temporary land use ordinance is of compelling, countervailing public interest.

Therefore, it is ordained by the City Council of Bountiful, Utah, as follows:

Section 1. There is hereby imposed a six (6) month moratorium prohibiting the processing, consideration and approval of applications for zone changes, new development and construction within the area bounded by 400 North, 500 South, 400 East, and 200 West commonly

referred to as Plat A. The moratorium shall not include the construction of legally permitted single family homes on lots existing on the effective date of this Ordinance.

Section 2. If any provision of this ordinance is declared invalid by a court of competent jurisdiction, the remainder shall not be affected thereby.

Section 3. This ordinance shall take effect immediately upon first publication, and remain in effect for a period of six months unless sooner repealed.

Adopted this 28th day of March, 2017.

BOUNTIFUL CITY

Randy C. Lewis, Mayor

ATTEST:

Shawna Andrus, City Recorder