

OAKLEY CITY

ORDINANCE No. 2021-05

AN ORDINANCE ADOPTING THE GENERAL PLAN AND RELATED MAPS, ZONING AND SENSITIVE OVERLAY MAPS, AND THE OAKLEY CITY LAND MANAGEMENT AND DEVELOPMENT CODE

WHEREAS, the “Municipal Land Use, Development, and Management Act,” UTAH CODE ANN. §10-9a-101 et seq., as amended (the “Act”), provides that each municipality shall prepare and adopt a comprehensive, long-range general plan; and

WHEREAS, the Act also requires the municipality’s planning commission to prepare the general plan and submit it to the municipality’s legislative body and

WHEREAS, the Act also provides certain procedures for the municipality’s legislative body to adopt and amend the general plan and related maps; and

WHEREAS, in accordance with UTAH CODE ANN. §10-9a-101 et seq., the City is empowered to enact ordinances, resolutions et.al. that the municipality considers necessary or appropriate for the use and development of land within the municipality; and

WHEREAS, following all required notices, one or more public hearings were held before the Planning Commission and City Council concerning the proposed Master Plan, related maps, and the Oakley City Land Management and Development Code, where citizens were given the opportunity to provide written or oral comment concerning the General Plan, related maps, including zoning and sensitive overlay maps and the Oakley City Land Management and Development Code.

WHEREAS, a copy of the Master Plan, Maps and the Oakley City Land Management and Development Code is available at the following web address and is incorporated herein:
<https://www.oakleycity.com/planning>

WHEREAS, following such public hearing(s), the Planning Commission voted to recommend that City Council approve the General Plan, related maps, including zoning and sensitive overlay, and the Oakley City Land Management and Development Code; and

WHEREAS, thereafter, the City Council solicited and received additional public comment concerning the General Plan, related maps, including zoning and sensitive overlay, and the Oakley City Land Management and Development Code at one or more public meetings of the City Council; an

WHEREAS, the City Council met in regular meeting 12 May 2021 to consider, among other things, approving and adopting the General Plan, related maps, including zoning and sensitive overlay, and the Oakley City Land Management and Development Code; and

WHEREAS, after careful consideration of the recommendations of the Planning Commission, the comments at the public hearings and public meetings, and other pertinent information, and otherwise being fully advised, the City Council has determined that it is in the best interest of health, safety, and welfare of the citizens of the City to adopt the

General plan, related maps, including zoning and sensitive overlay, and the Oakley City Land Management and Development Code as proposed;

NOW, THEREFORE, BE IT ORDAINED by the city council of Oakley City as follows:

Section 1. Adoption of the General Plan, all related Maps, and the Oakley City Land Management and Development Code. The City Council hereby approves and adopts the General Plan and all related Maps, including zoning and sensitive overlay maps, and the Oakley City Land Management and Development Code.

Section 2. Future Amendment of General Plan and the Oakley City Land Management and Development Code. Pursuant to the authority granted in the Act, the City Council shall have, and hereby expressly reserves, the right to amend the General Plan, the Oakley City Land Management and Development Code, and related maps, hereafter further at any time or from time to time hereafter for any purpose upon recommendation by the Planning Commission following all appropriate public notices and hearings required by the Act.

Section 3. Action of Officers. All actions of the officers, agents and employees of the City that are in conformity with the purpose and intent of this Ordinance, whether taken before or after the adoption hereof, are hereby ratified, confirmed and approved.

Section 4. Severability. All parts of this Ordinance are severable, and if any section, paragraph, clause, or provision of this Ordinance shall, for any reason, be held to be invalid or unenforceable, the invalidity or unenforceability of any such section, paragraph, clause, or provision shall not affect the remaining sections, paragraphs, clauses or provisions of this Ordinance.

Section 5. Repealer. All ordinances or parts thereof in conflict with this Ordinance are, to the extent of such conflict, hereby repealed.

Section 6. Effective Date. This Ordinance, assigned no 2021-05, shall take immediate effect as soon as it shall be published or posted as required by law and deposited and recorded in the office of the City Recorder, or such later date as may be required by Utah statute.

PASSED AND APPROVED this 12th day of May 2021.

ATTEST:

OAKLEY CITY COUNCIL

By: Amy Rydalch
Amy Rydalch, Recorder

By: Wade Woolstenhulme
Wade Woolstenhulme, Mayor



VOTING:

Joe Frazier	Yea <u>X</u>	Nay ___
Kelly Kimber	Yea <u>X</u>	Nay ___
Dave Neff	Yea <u>✓</u>	Nay ___
Tom Smart	Yea <u>✓</u>	Nay ___
Steve Wilmoth	Yea <u>✓</u>	Nay ___

DEPOSITED in the Recorder's office this 12th day of May 2021.

POSTED this ____ day of May 2021.

AFFADAVIT OF POSTING

OAKLEY CITY, SUMMIT COUNTY, STATE OF UTAH

I, the City Recorder of Oakley City, by my signature below, certify that copies of Ordinance 2021-05 for Oakley City, which **Passed and Adopted by the Oakley City Council, State of Utah on the 12th day of May, 2021**, was posted at the following places: Oakley City Hall Notice Board, The Oakley Post Office, the Oakley City website www.oakleycity.com and the city's social media pages.

Posted: May 12th 2021



A handwritten signature in blue ink, which appears to read "Amy Rydalch", is written over a horizontal line. The signature is fluid and cursive.

Amy Rydalch, City Recorder