

# **WEST BOUNTIFUL CITY**

ORDINANCE #417-19

## **AN ORDINANCE AMENDING WBMC 17.82.040 TO REQUIRE THAT CONDITIONS OUTLINED IN AN ACCESSORY DWELLING UNIT CONDITIONAL USE PERMIT BE RECORDED IN THE OFFICE OF THE COUNTY RECORDER.**

**WHEREAS**, Utah Code Annotated §10-9a-101 et seq., also known as the “Municipal Land Use, Development, and Management Act,” grants authority to the West Bountiful City Council to make changes to its Zoning Ordinances; and

**WHEREAS**, West Bountiful City currently allows property owners to have an Accessory Dwelling Unit (ADU) within or attached to a single-family dwelling as long as it complies with the provisions of WBMC 17.82.; and

**WHEREAS**, ADUs are a conditional use in all residential zones; and

**WHEREAS**, it is important that both current and future property owners are aware of the conditions outlined in the ADU Conditional Use Permit; and

**WHEREAS**, the West Bountiful Planning Commission held a properly noticed public hearing on October 8, 2019, to consider appropriate modifications; and

**WHEREAS**, the West Bountiful Planning Commission has recommended adoption of proposed amendments to WBMC 17.82.040 requiring conditions outlined in a Conditional Use Permit be recorded in the office of the county recorder.

**NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF WEST BOUNTIFUL THAT WBMC 17.82.040, BE MODIFIED AS SHOWN BELOW.**

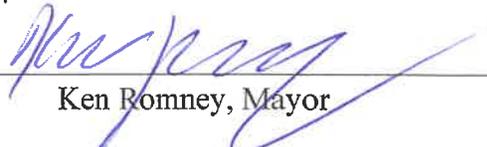
### ***17.82.040 Conditional Use***

*Any ADU shall conform to the development standards of Section 17.82.050 and shall constitute a conditional use in all residential zones subject to the approval and issuance of a conditional use permit by the Planning Commission and recording of the permit with the County Recorder.*

This ordinance will become effective upon signing and posting.

Adopted this 15<sup>th</sup> day of October 2019.

By:

  
\_\_\_\_\_  
Ken Romney, Mayor

<u>Voting by the City Council:</u>	<u>Aye</u>	<u>Nay</u>
Councilmember Ahlstrom	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Councilmember Bruhn	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Councilmember Enquist	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Councilmember Preece	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Councilmember Williams	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Attest:

  
\_\_\_\_\_  
Cathy Brightwell, City Recorder

**CERTIFICATE OF PASSAGE  
AND POSTING ORDINANCE**

*I, the duly appointed and acting recorder for the City of West Bountiful,  
do hereby certify that the foregoing Ordinance No. 417-19 was duly  
passed and published, or posted at three public places within the municipality  
on October 16, 2019 which public places are:*

- 1) West Bountiful City Hall,*
- 2) West Bountiful City Park Bowery, and*
- 3) Lakeside Golf Course.*

*Cathy Brightwell*  
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*Cathy Brightwell, City Recorder*

DATE: 10/16/19