

ORDINANCE NO. 23-15

AN ORDINANCE AMENDING SECTIONS 3.14.060 AND 3.14.070 OF
THE MURRAY CITY MUNICIPAL CODE RELATING TO IMPACT FEE
ADJUSTMENTS

BE IT ORDAINED BY THE MURRAY CITY MUNICIPAL COUNCIL:

Section 1. Purpose. The purpose of this Ordinance is to amend sections 3.14.060 and 3.14.070 of the Murray City Municipal Code relating to impact fee adjustments.

Section 2. Amendment of sections 3.14.060 and 3.14.070 of the Murray City Municipal Code. Sections 3.14.060 and 3.14.070 of the Murray City Municipal Code relating to impact fee adjustments shall be amended to read as follows:

3.14.060: ADJUSTMENT OF IMPACT FEES:

- A. The City may adjust the impact fees imposed in accordance with this chapter at the time the fee is charged, as necessary, in order to:
1. Respond to unusual circumstances in specific cases;
 2. Respond to a request for a prompt and individualized impact fee review for the development activity of the state, a school district, or a charter school and an offset or credit for a public facility for which an impact fee has been or will be collected; and
 3. Ensure that the impact fees are imposed fairly.
- B. The City may adjust the standard impact fee for one or more services at the time the fee is charged based, in whole or in part, upon studies and data submitted by the developer. (Ord. 21-27)
- C. The Director of Finance and Administration shall have the authority to make such adjustments. If the applicant, person or entity is not satisfied with the decision of the Director of Finance and Administration, a further appeal may be made under the procedures set forth in Section 3.14.050.

3.14.070: IMPACT FEE CREDIT:

- A. The Director of Finance and Administration may approve an impact fee credit if an applicant:
1. Dedicates land for a system improvement;

2. Builds and dedicates some or all of a system improvement; or

3. Dedicates a public facility that the City and the developer agree will reduce the need for a system improvement.

B. The City shall provide an impact fee credit for any dedication of land for, improvement to, or new construction of, any system improvements provided by the applicant if the facilities:

1. Are system improvements; or

2. Are dedicated to the public and offset the need for an identified system improvement. (Ord. 21-27)

3.14.080: IMPACT FEE MANAGEMENT:

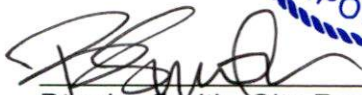
The impact fees collected pursuant to this chapter shall be deposited into separate interest-bearing ledger accounts and may only be used for system improvements identified in the impact fee facilities plan and for the specific public facility type for which the fee was collected. The accounting, expenditure and possible refund of all such impact fees collected shall be handled in accordance with the provisions of the Utah Impact Fees Act. Impact fees adjusted or credited shall be reported to the City Council within 30 days of such adjustment or credit. (Ord. 21-27)

Section 3. Effective date. This Ordinance shall take effect upon first publication.

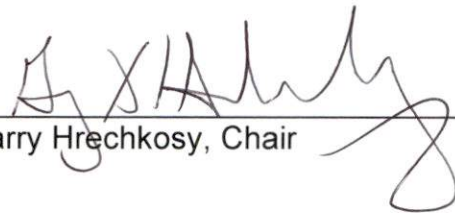
PASSED, APPROVED AND ADOPTED by the Murray City Municipal Council on this 12th day of September, 2023.



ATTEST:


Brooke Smith, City Recorder

MURRAY CITY MUNICIPAL COUNCIL


Garry Hrechkosy, Chair

Transmitted to the Office of the Mayor of Murray City on this 26th day of September, 2023.

MAYOR'S ACTION: Approved

DATED this 26th day of September, 2023.


Brett A. Hales, Mayor

ATTEST:


Brooke Smith, City Recorder

CERTIFICATE OF PUBLICATION

I hereby certify that this Ordinance or a summary hereof was published according to law on the 26th day of September, 2023.


Brooke Smith, City Recorder