

Ordinance No. _____

Date: September ___, 2024

**AN ORDINANCE OF THE CITY OF KEARNS COUNCIL AMENDING
SUBDIVISION PROVISIONS AND PROCEDURES**

RECITALS

WHEREAS, the City of Kearns is a municipality and has authority to regulate subdivisions in general pursuant to Utah Code Ann. Section 10-9a-601 et seq.; and

WHEREAS, the City of Kearns passed an ordinance amending its Subdivision Ordinance on January 8, 2024; and

WHEREAS, revisions to the existing Subdivision Ordinance of the City of Kearns are required to comply with House Bill 476 (2024); and

WHEREAS, City of Kearns has authority to adopt subdivision regulations and procedures in accordance with the Municipal Land Use, Development, and Management Act, Title 10, Chapter 9a, Utah Code, to establish procedures and standards for subdivisions and other provisions as necessary and appropriate to comply with House Bill 476 (2024); and

WHEREAS, the Council deems it necessary to amend its ordinances accordingly, and for the protection and preservation of the public health, safety, and general welfare.

BE IT ORDAINED BY THE CITY OF KEARNS COUNCIL as follows:

1. Title 18 is repealed and replaced to read as shown on **Attachment A** to this Ordinance:
2. Severability. If a court of competent jurisdiction determines that any part of this Ordinance is unconstitutional or invalid, then such portion of this Ordinance, or specific application of this Ordinance, shall be severed from the remainder, which shall continue in full force and effect.
3. Effective Date. This Ordinance will take effect immediately upon posting and publication as required by law.

[execution on following page]

PASSED AND ADOPTED this ____ day of September 2024.

CITY OF KEARNS COUNCIL

By: Kelly Bush, Mayor

ATTEST

Nicole Smedley, Clerk/Recorder

Voting:

Council Member Bush voting	_____
Council Member Butterfield voting	_____
Council Member Peterson voting	_____
Council Member Schaeffer voting	_____
Council Member Snow voting	_____

(Complete as Applicable)

Date ordinance summary was published in accordance with Utah Code §10-3-711:

Effective date of ordinance: _____

SUMMARY OF
CITY OF KEARNS
ORDINANCE NO. 2024-01-02

On September __, 2024, the City of Kearns Council enacted Ordinance No. _____, amending its subdivision provisions procedures as set forth in Title 18 of the City of Kearns Code.

CITY OF KEARNS COUNCIL

By: Kelly Bush, Mayor

ATTEST

APPROVED AS TO FORM:

METRO TOWNSHIP ATTORNEY

Nicole Smedley, Clerk/Recorder

Voting:

Council Member Bush voting	___
Council Member Butterfield voting	___
Council Member Peterson voting	___
Council Member Schaeffer voting	___
Council Member Snow voting	___

A complete copy of Ordinance No. _____ is available in the office of the City of Kearns Clerk, 2001 South State Street, N2-700, Salt Lake City, Utah.

ATTACHMENT A