

ORDINANCE NO. 24-13

AN ORDINANCE OF SOUTH OGDEN CITY, UTAH, REZONING ALL CITY PARKS TO OPEN SPACE-1 (O-1); AMENDING THE ZONING MAP OF THE CITY; AND PROVIDING FOR AN EFFECTIVE DATE.

SECTION I - RECITALS:

WHEREAS, South Ogden City ("City") is a municipal corporation duly organized and existing under the laws of the State of Utah; and,

WHEREAS, in conformance with Utah Code ("UC")§ 10-3-717, and UC§ 10-3- 701, the governing body of the city may exercise all administrative and legislative powers by resolution or ordinance; and,

WHEREAS, in conformance with UC § 10-9a-502 the governing body of the city may enact a zoning ordinance establishing regulations for land use and development within the city; and,

WHEREAS, the City Council has designated the Planning Commission as the Land Use Authority as pertaining to zoning and land use matters; and,

WHEREAS, the City Council may make no amendment to the city's zoning ordinance or zoning maps unless the amendment was proposed by the Planning Commission or is first submitted to the planning commission for its recommendation; and,

WHEREAS, the Planning Commission has considered the rezone of all City Parks to Open Space-1 (O-1) and held the required public hearing to receive and consider comments from South Ogden City residents; and,

WHEREAS, the City Council finds that the City Planning Commission now recommends that all City Parks be rezoned to the O-1 zone and the zoning map be modified accordingly;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF SOUTH OGDEN CITY, UTAH, THAT:

SECTION II - PARKS REZONED:

The Following City Parks Are Rezoned From Their Current Zoning To O-1 As Set Out In **Attachment “A”** And By This Reference Incorporated Herein:
40th Street Park, Club Heights Park, Madison Park, Burch Creek Park, Farrell Park, Glasmann Park, Meadows Park, And The Portion Of Nature Park That Is Not Already Zoned O-1. The City Zoning Map Shall Also Be Amended Accordingly.

SECTION III - REPEALER OF CONFLICTING ENACTMENTS:

All orders, ordinances and resolutions regarding the changes herein enacted and adopted which have heretofore been adopted by the City, or parts thereof, which conflict with this Ordinance, are, for such conflict, repealed, except this repeal shall not be construed to revive any act, order or resolution, or part thereof, heretofore repealed.

SECTION IV - PRIOR ORDINANCES AND RESOLUTIONS:

The body and substance of all prior Ordinances and Resolutions, with their specific provisions, where not otherwise in conflict with this Ordinance, are reaffirmed and readopted.

SECTION V - SAVINGS CLAUSE:

If any provision of this Ordinance shall be held or deemed to be or shall be invalid, inoperative or unenforceable for any reason, such reason shall not render any other provision or provisions hereof invalid, inoperative or unenforceable to any extent whatever, this Ordinance being deemed to be the separate independent and severable act of the City Council of South Ogden City.

SECTION VI - DATE OF EFFECT

This Ordinance shall be effective on the 1st day of October, 2024, and after publication or posting as required by law.

PASSED AND ADOPTED BY THE CITY COUNCIL OF SOUTH OGDEN CITY, STATE OF UTAH, on this 1st day of October, 2024.

SOUTH OGDEN, a municipal corporation

Russell L. Porter

Attested and recorded:

Leesa Kapetanov, MMC
City Recorder

ATTACHMENT “A”

ORDINANCE NO. 24-13

An Ordinance Of South Ogden City, Utah, Rezoning All City Parks To Open Space-1 (O-1); Amending The Zoning Map Of The City; And Providing For An Effective Date.

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SOUTH OGDEN CITY ZONING MAP

EXISTING O-1 ZONES ARE SHOWN IN GREEN

