

**ORDINANCE 2025-O-\_\_**

Ordinance No. O-\_\_

Date: \_\_\_\_, 2025

**AN ORDINANCE OF THE EMIGRATION CANYON COUNCIL REPEALING  
AND REPLACING CHAPTER 19.88 NONCONFORMING USES AND  
NONCOMPLYING STRUCTURES**

**RECITALS**

**WHEREAS**, Emigration Canyon is a municipality and has authority to adopt land use regulations, pursuant to Utah Code § 10-9a-501 in accordance with the Municipal Land Use, Development, and Management Act, Title 10, Section 9a, Utah Code; and

**WHEREAS**, the Council deems it necessary to amend its land use ordinances update its code to comply with State Code and to update its Municipal Code to encourage conformity with the Emigration Canyon General Plan, promote ease of use for residents and staff, and preserve the unique character of the Emigration Canyon community; and for the protection and preservation of the public health, safety and general welfare.

**BE IT ORDAINED BY THE EMIGRATION CANYON CITY COUNCIL** as follows:

**Section 1. Repeal and Replace.** Chapter 19.88 Nonconforming Uses and Noncomplying Structures is hereby repealed and replaced in its entirety as shown in Exhibit 1 attached hereto.

**Section 2. Direction to Staff.** Staff are authorized and directed to take such steps as may be needed: (a) for this ordinance to become effective under Utah law, including but not limited to compliance with the requirements of Utah Code § 10-3-711; and (b) to finalize and post the ordinance to Municode, including but not limited to making non-substantive edits to correct any scrivener's, formatting, and numbering errors.

**Section 3. Effective Date.** This Ordinance will take effect immediately upon publication pursuant to Utah Code § 10-3-712.

**PASSED AND ADOPTED** this \_\_ day of \_\_\_\_\_ 2025.

EMIGRATION CANYON CITY COUNCIL

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By: Joe Smolka, Mayor

ATTEST

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Diana Baun, Recorder

Voting:

Mayor Smolka	voting ____
Deputy Mayor Hawkes	voting ____
Council Member Brems	voting ____
Council Member Harris	voting ____
Council Member Pinon	voting ____

*(Complete as Applicable)*

Date ordinance summary was posted to the [insert name] website, the Utah Public Notice website, and in a public place within [insert name] per Utah Code §10-3-711: \_\_\_\_\_

Effective date of ordinance: \_\_\_\_\_

**SUMMARY OF**  
**EMIGRATION CANYON CITY**  
**ORDINANCE NO. 2025-O-**

On \_\_\_\_\_, 2025, the Emigration Canyon Council enacted Ordinance No. 2025-O-\_\_\_\_, repealing and replacing Chapter 19.88.

\_\_\_\_\_  
By: Joe Smolka, Mayor

ATTEST

\_\_\_\_\_  
Diana Baun, Recorder

Voting:

Mayor Smolka	voting ____
Deputy Mayor Hawkes	voting ____
Council Member Brems	voting ____
Council Member Harris	voting ____
Council Member Pinon	voting ____

A complete copy of Ordinance No. \_\_\_\_\_ is available in the office of the Emigration Canyon Recorder, 860 Levoy Drive, Suite 300 Taylorsville, UT 84123.