

**PERRY CITY
ORDINANCE 25-P**

HIGHWAY 89 – TRANSPORTATION PLAN

**AN ORDINANCE OF PERRY CITY, UTAH, ADOPTING THE HIGHWAY
89 MASTER PLAN AS AN ELEMENT OF THE GENERAL PLAN;
SEVERABILITY; AND EFFECTIVE DATE**

WHEREAS, Perry City (hereafter “City”) is a municipal corporation, duly organized and existing under the laws of the state of Utah;

WHEREAS, *Utah Code Annotated* §10-8-84 and §10-8-60 allow municipalities in the State of Utah to exercise certain police powers and nuisance abatement powers, including but not limited to providing for safety and preservation of health, promotion of prosperity, improving community well-being, peace and good order for the inhabitants of the City;

WHEREAS, Title 10, Chapter 9a, of the *Utah Code Annotated*, as amended, enables municipalities to regulate land use and development and to adopt the Transportation Elements of the General Plan;

WHEREAS, the City finds it necessary to adopt the Highway 89 Master Plan as an Element of the General Plan;

WHEREAS, after publication of the required notice the Planning Commission held its public hearing on September 9, 2025, to take public comment on this proposed Ordinance, after which the Planning Commission gave its recommendation to approve this Ordinance;

WHEREAS, the City Council received the recommendation from the Planning Commission and held its public meeting on September 4, 2025;

NOW, THEREFORE, be it ordained by the City Council as follows:

- Section 1. Repealer.** Any ordinance or portion of the municipal code inconsistent with this Ordinance is hereby repealed and any reference thereto is hereby vacated.
- Section 2. Adoption.** The City Council has reviewed and hereby adopts the Perry City Highway 89 Master Plan dated March 27, 2025, attached hereto as Exhibit “A” and incorporated herein by this reference as the “Highway 89 Transportation Element of the City’s General Plan”.
- Section 3. 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 remainder shall continue in full force and effect.

Section 3. Effective Date. This Ordinance shall be effective immediately after posting or publication.

PASSED AND ADOPTED by the City Council on this 9th day of October, 2025.

Mayor

VOTING:

Tueller	Yea X Nay ____
Wright	Yea X Nay ____
Ostler	ABSENT
Walker	Yea X Nay ____
Young	ABSENT

ATTEST:

City Recorder

RECORDED this ____ day of _____, 2025.

PUBLISHED OR POSTED this ____ day of _____, 2025.

CERTIFICATE OF PASSAGE AND PUBLICATION OR POSTING

In accordance with Utah Code Annotated §10-3-713, 1953 as amended, I, the City Recorder, hereby certify that foregoing Ordinance was duly passed and published or posted at: 1) _____, 2) _____, and 3) _____ on the referenced date.

City Recorder

DATE: _____

EXHIBIT “A”

**Highway 89 Master Plan -
Transportation Element to
the General Plan**