

THE CITY OF WEST JORDAN, UTAH

**ORDINANCE NO. 26-03**

**AN ORDINANCE AMENDING THE 2009 WEST JORDAN CITY CODE;  
AMENDING SECTIONS 13-7G-1, 13-7G-2, 15-3-9, 15-3-10, AND 15-5-3,  
REMOVING THE PUBLIC HEARING AND PUBLIC NOTICING REQUIREMENTS  
FOR VARIANCES AND APPEALS TO THE LAND USE APPEAL AUTHORITY,  
AND MAKING OTHER TECHNICAL REVISIONS AND CLARIFICATIONS**

WHEREAS, the City of West Jordan (“**City**”) adopted West Jordan City Code (“**City Code**”) in 2009; and the City Council of the City (“**Council**” or “**City Council**”) desires to amend City Code Sections 13-7G-1, 13-7G-2, 15-3-9, 15-3-10, and 15-5-3 (removing the Public Hearing and Public Noticing Requirements for Variances and Appeals to the Land Use Appeal Authority, and making other technical revisions and clarifications), to be collectively referred to as “**proposed City Code amendments**”; and

WHEREAS, the Planning Commission of the City (“**Planning Commission**”) held a public hearing and provided a recommendation on December 9, 2025, regarding the proposed City Code amendments; and determined the following, pursuant to City Code Section 13-7D-6B:

1. The proposed City Code amendments conform to the General Plan and are consistent with the adopted goals, objectives and policies described therein;
2. The proposed City Code amendments are appropriate given the context of the request and there is sufficient justification for a modification to the land use titles;
3. The proposed City Code amendments will not create a conflict with any other section or part of the land use titles or the General Plan; and
4. The proposed City Code amendments do not relieve a particular hardship, nor do they confer any special privileges to a single property owner or cause, and they are only necessary to make a modification to the land use titles in light of corrections or changes in public policy; and

WHEREAS, the City Council held a public hearing on January 13, 2026, regarding the proposed City Code amendments, and finds it to be in the best interest of the public health, safety, and welfare of the residents of the City to adopt the proposed City Code amendments.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WEST JORDAN, UTAH AS FOLLOWS:

**Section 1. Approval of proposed City Code amendments.** The proposed City Code amendments are approved, as shown in Attachments A (legislative version) and B (clean version) to this Ordinance.

**Section 2. Severability.** If any provision of this Ordinance is declared to be invalid by a court of competent jurisdiction, the remainder shall not be affected thereby.

**Section 3. Effective Date.** This Ordinance shall become effective immediately upon posting or publication as provided by law and upon (i) the Mayor signing the Ordinance, (ii) the City Council duly overriding the veto of the Mayor as provided by law, or (iii) the Mayor failing to sign or veto the Ordinance within fifteen (15) days after the City Council presents the Ordinance to the Mayor.

PASSED BY THE CITY COUNCIL OF THE CITY OF WEST JORDAN, UTAH, THIS 13<sup>TH</sup> DAY OF JANUARY 2026.

CITY OF WEST JORDAN

By: Bob Bedore  
Bob Bedore

Council Chair

ATTEST:

Cindy M. Quick 

Cindy M. Quick, MMC  
Council Office Clerk

**Voting by the City Council**

	"YES"	"NO"
Chair Bob Bedore	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Vice Chair Jessica Wignall	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Council Member Annette Harris	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Council Member Zach Jacob	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Council Member Chad Lamb	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Council Member Kent Shelton	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Council Member Kayleen Whitelock	<input checked="" type="checkbox"/>	<input type="checkbox"/>

**PRESENTED TO THE MAYOR BY THE CITY COUNCIL ON JANUARY 23, 2026.**

Mayor's Action: X Approve        Veto

By: Dirk Burton  
Mayor Dirk Burton

Jan 27, 2026

Date

ATTEST:

Tangee Sloan 

Tangee Sloan, MMC, UCC  
City Recorder

**STATEMENT OF APPROVAL/PASSAGE (check one)**

The Mayor approved and signed Ordinance No. 26-03.

The Mayor vetoed Ordinance No. 26-03 on \_\_\_\_\_ and the City Council timely overrode the veto of the Mayor by a vote of \_\_\_\_\_ to \_\_\_\_\_.

Ordinance No. 26-03 became effective by operation of law without the Mayor's approval or disapproval.

  


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Tangee Sloan, MMC, UCC  
City Recorder

**CERTIFICATE OF PUBLICATION**

I, Tangee Sloan, certify that I am the City Recorder of the City of West Jordan, Utah, and that a short summary of the foregoing ordinance was published on the Utah Public Notice Website on the 3rd day of February 2026. The fully executed copy of the ordinance is retained in the Office of the City Recorder pursuant to Utah Code Annotated, 10-3-711.

  


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Tangee Sloan, MMC, UCC  
City Recorder

*[Attachments on the following pages.]*

**Attachments A and B to  
ORDINANCE NO. 26-03**

**AN ORDINANCE AMENDING THE 2009 WEST JORDAN CITY CODE;  
AMENDING SECTIONS 13-7G-1, 13-7G-2, 15-3-9, 15-3-10, AND 15-5-3,  
REMOVING THE PUBLIC HEARING AND PUBLIC NOTICING REQUIREMENTS  
FOR VARIANCES AND APPEALS TO THE LAND USE APPEAL AUTHORITY,  
AND MAKING OTHER TECHNICAL REVISIONS AND CLARIFICATIONS**

**Attachment A – Legislative Version**

**Attachment B - Clean Version**

*[See the following pages.]*

## **Attachment A to Ordinance 26-03**

**Proposed City Code Text Amendment – Legislative**  
**Removal of Public Hearing Requirements, Including Notice Requirements,**  
**for Variances and Appeals to the Land Use Appeal Authority**

### 13-7G-1: DECISION MAKING BODY:

Petitions for variances shall be reviewed and a final decision made by the Land Use Appeal Authority at a public hearing. A public hearing is not required. The Land Use Appeal Authority may approve, approve with conditions, or deny a variance request. (2001 Code § 89-5-406; amd. Ord. 24-58, 12-18-2024)

## 13-7G-2: PETITION; REQUIRED INFORMATION:

Any person seeking a variance shall submit to the development services department a written petition containing the following information: architectural

A. An application for a variance on a form provided by the city, accompanied by a filing fee as established by resolution of the city council;

B. A statement citing specific reasons and justification for the variance based on the criteria established in section 13-7G-3 of this article;

C. A detailed site plan at a scale of one inch equals ~~twenty~~ 20 feet (~~1"-20'~~) or larger, which shows the dimensions of the lot, building setbacks, existing or proposed buildings on the lot, and adjacent property owners. The area of the requested variance shall be highlighted on the site plan; and

D. If the variance is requested to allow construction of a new building, building addition, or structure, conceptual elevation for such building, building addition, or structure; and

~~E. A list of all property owners within a radius of three hundred feet (300') of the boundaries of the subject property. The list shall be based on the most current assessment rolls prepared by the Salt Lake County assessor and shall be accompanied by addressed, stamped, envelopes ready for mailing to all names on the list. (2001 Code § 89-5-406; amd. 2009 Code; Ord. 19-50, 12-11-2019, Effective at 12 noon on January 6, 2020)~~

15-3-9: PUBLIC HEARING REQUIRED:

A. Public Hearing Defined: For purposes of this title, "public hearing" shall mean any special meeting, either required by law or deemed necessary by the city council, planning commission, ~~Land Use Appeal Authority~~ or zoning administrator, for which public notice is required to solicit public input on matters under discussion. Notices of public hearings required by this title before the city council, planning commission, ~~Land Use Appeal Authority~~ or zoning administrator shall be given in a manner as set forth in section 15-3-10 of this chapter.

B. Public Hearing Required: This code and Utah Code Annotated title 10, chapter 9a 20, requires certain applications to go through a public hearing prior to any decision being made by the city. Those applications include, but are not limited to, the following:

40        1. General plan adoption and amendments, including, but not limited to, general plan land use  
41 map amendments and the adoption of master plans and station area plans;

42        2. Land use ordinance and land use regulation adoption and amendments, including, but not  
43 limited to, zoning map amendments;

44        3. Vacation, alteration or amendment of a public right of way;

45        4. Preliminary subdivisions and amendments;

46        5. Preliminary plats for multi-family, commercial or industrial developments;

47        6. Variancees; Preliminary site plans; and

48        7. Conditional use permits. (2009 Code § 15-3-8; amd. Ord. 10-09, 2-24-2010; Ord. 24-58, 12-18-  
49 2024)

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51        15-3-10: PUBLIC HEARING NOTICE REQUIREMENTS:

52        A. Public Hearing Notice Standards: All public notices shall follow the standards found below,  
53 unless otherwise stated in this section:

54        1. Notice Time And Scope: At least ten (40) days prior to the date of the public hearing, a notice  
55 of the hearing may be mailed to all property owners within three hundred 300 feet (300) of the subject  
56 property; ~~provided, that the notice for variances shall be to all property owners within one hundred feet~~  
57 ~~(100)~~. The list of property owners shall be compiled from the most current assessment rolls prepared  
58 by the Salt Lake County assessor. Notice of public hearing shall be sent to property owners by mail for  
59 city initiated amendments to the zoning map.

60        2. Content Of Public Hearing Notice: All notices of public hearings shall begin with the heading  
61 "Notice Of Public Hearing" in bold type at the top of the sheet, shall provide a brief explanation of the  
62 purpose of the hearing, the location of the subject property and shall indicate the date, time and  
63 location of the public hearing. If specific property or properties are the subject of the application, the  
64 address of such property shall also be included in the notice.

65        3. Notice To Neighboring Property Owners Is Courtesy: Public hearing notices mailed to  
66 neighboring property owners of a proposed action is a courtesy notice, and any defect in or failure to  
67 receive such a courtesy notice shall not affect or invalidate any public hearing or action by the city  
68 council or any board, administrator or commission.

69        B. Notice Of Public Hearings And Public Meetings For Amendments To Text Of General Plan Or  
70 Zoning Land Use Ordinance: Prior to conducting any public meeting before either the planning  
71 commission or city council relating to adopting, amending or repealing any part of the general plan or  
72 zoning land use ordinance, the following notice shall be provided:

73        1. Posted Notice: A notice of public meeting shall be posted in at least three (3) public places in  
74 the city or on the city website at least ten (40) days prior to the date of the public hearing.

75        2. Published Notice: A notice of public meeting shall be published on the state notice website  
76 pursuant to Utah Code section 45-1-101 at least ten (40) days prior to the date of the public hearing.

77       C. Notice Of Public Hearings And Public Meetings For Amendments To General Plan Land Use  
78       Map Or Zoning Map: Notice of a public meeting to review amendments to the general plan land use  
79       map or zoning map shall be provided as follows:

80       1. Planning Commission: Ten ~~(10)~~ days prior to the date of a planning commission public  
81       meeting, a notice may be mailed to all property owners within ~~three hundred~~ 300 feet ~~(300')~~ of the  
82       subject property. The list of property owners shall be compiled from the most current assessment rolls  
83       prepared by the Salt Lake County assessor.

84       2. City Council: Prior to holding a public meeting relating to an amendment to the general plan  
85       land use map or zoning map, a notice:

86           a. Shall be posted in at least three ~~(3)~~ public places in the city at least ten ~~(10)~~ days prior to the  
87       date of the public hearing;

88           b. Shall be published on the state notice website pursuant to Utah Code section 45-1-101 at least  
89       ten ~~(10)~~ days prior to the date of the public hearing; and

90           c. May be mailed to all property owners, as shown on the most current assessment rolls  
91       prepared by the Salt Lake County assessor, within ~~three hundred~~ 300 feet ~~(300')~~ of the subject  
92       property.

93       D. Vacating Or Amending Subdivision Plat: Review, public hearings, and public notice of  
94       applications requesting amendments to, or vacation of, all or part of a subdivision plat shall be  
95       consistent with Utah Code ~~Annotated~~ sections ~~10-9a-207 and 10-9a-608~~ 10-20-207, 10-20-812, and  
96       10-20-813 or related or successor sections.

97       E. Additional Notice: This section is not intended to preclude the giving of additional notice that  
98       may be deemed necessary by the planning commission, Land Use Appeal Authority, or city council.  
99       Each review body may have its own bylaws, rules, policies, and procedures, and these could provide  
100      additional noticing procedures not inconsistent with this title.

101       F. Challenge To Notice: If notice given under authority of this section is not challenged as provided  
102       by state law within ~~thirty~~ 30 days from the date of the meeting for which notice was given, the  
103       notice is considered adequate and proper. Failure of a property owner to receive mailed notice as  
104       provided in this section shall not invalidate any hearing or action taken pursuant thereto; provided, that  
105       the procedures in this chapter were followed. (2009 Code § 15-3-9; amd. Ord. 10-09, 2-24-2010; Ord.  
106       11-30, 9-28-2011; Ord. 19-52, 12-11-2019, Effective at 12 noon on January 6, 2020; Ord. 21-17, 5-26-  
107       2021; Ord. 24-58, 12-18-2024)

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### 109      15-5-3: APPEALS TO LAND USE APPEAL AUTHORITY:

110       A. Right Of Appeal: Appeals to the Land Use Appeal Authority may be taken by any person  
111       aggrieved by any administrative decision or action of city staff or the planning commission on matters  
112       pertaining to the interpretation and application of titles 5, 8 through 15 inclusive, or 17 of this code.  
113       The Land Use Appeal Authority does not hear appeals on fees or any conditional use decision.

114           1. The appeal shall be filed within ~~fifteen~~ (15) 15 calendar days following the decision at issue;  
115       and

116           2. The person filing the appeal shall file written notice with community development department  
117       specifying the reasons for the appeal. The community development staff shall, without delay, transmit

118 to the Land Use Appeal Authority all documents and records constituting the record upon which the  
119 action appealed from is taken; and

120 3. An appeal meeting with the Land Use Appeal Authority does not require a public hearing.

121 B. Land Use Decisions: Unless otherwise set forth in this code, land use decisions applying to titles  
122 5, 8 through 15 inclusive, or 17 of this code may be appealed to the Land Use Appeal Authority.

123 1. A person may not appeal, and the Land Use Appeal Authority may not consider, any land use  
124 ordinance amendments, zoning map amendments, future land use map amendments, or general plan  
125 amendments; and

126 2. Appeals may not be used to waive or modify the terms or requirements of this code.

127 C. Burden Of Proof ("Error Standard"); And Scope Of Review ("On the Record"): The person  
128 making the appeal has the burden of proving that an error has been made and shall present every theory  
129 of relief that the person could raise in district court. The appeal shall be "on the record", not "de novo",  
130 if the decision by the planning commission or the zoning administrator was based upon substantial  
131 evidence in the record; otherwise, the appeal shall be "de novo".

132 D. Standard Of Review: The standard of review is the substantial evidence standard.

133 E. Stay Of Proceedings: An appeal to the Land Use Appeal Authority stays all proceedings in  
134 furtherance of the action appealed from, unless the officer from whom the appeal is taken certifies to  
135 the Land Use Appeal Authority after the notice of appeal has been filed that, by reason of facts stated  
136 in the certification, a stay would, in the officer's opinion, cause imminent peril to life or property. In  
137 such case proceedings shall not be stayed except by a restraining order granted by the district court on  
138 application and notice and on due cause shown.

139 F. Time And Notice Of Appeal Meeting Hearing: The Land Use Appeal Authority shall fix a  
140 reasonable time for a meeting regarding the hearing of the appeal, give ~~public notice of the appeal as~~  
141 ~~well as~~ notice to the parties in interest, and ~~shall~~ decide the appeal within a reasonable time. At the  
142 appeal meeting, Upon the hearing, a party may appear in person, ~~or~~ by agent, or by attorney.

143 G. Reverse Of Decision: The Land Use Appeal Authority, according to its own rules, may reverse  
144 any order, requirement, or determination of an administrative officer and may decide in favor of the  
145 appellant.

146 H. Other Possible Action: The Land Use Appeal Authority, after reviewing the decision of city staff  
147 or the planning commission, may affirm, reverse, alter, or postpone any determination until further  
148 study can be conducted. This may include referring the matter back to city staff or the planning  
149 commission for additional review.

150 I. Variances: ~~Considering Hearing~~ and deciding requests for variances from the terms of titles 5, 8  
151 through 15 inclusive, or 17 of this code, shall be as described in title 13, chapter 7, article G of this  
152 code, or successor provisions.

153 J. Creation Of Record: The Land Use Appeal Authority shall develop a detailed record with  
154 appropriate records, findings, and conclusions as part of the final order. (2009 Code; §15-5-4, amd.  
155 Ord. 19-52, 12-11-2019, Effective at 12 noon on January 6, 2020; Ord. 21-11, 3-24-2021; Ord. 23-11,  
156 6-14-2023; Ord. 24-58, 12-18-2024)

## **Attachment B to Ordinance 26-03**

### **Proposed City Code Text Amendment – Clean**

### **Removal of Public Hearing Requirements, Including Notice Requirements,**

### **for Variances and Appeals to the Land Use Appeal Authority**

#### **13-7G-1: DECISION MAKING BODY:**

Petitions for variances shall be reviewed and a final decision made by the Land Use Appeal Authority. A public hearing is not required. The Land Use Appeal Authority may approve, approve with conditions, or deny a variance request. (2001 Code § 89-5-406; amd. Ord. 24-58, 12-18-2024)

#### **13-7G-2: PETITION; REQUIRED INFORMATION:**

Any person seeking a variance shall submit to the development services department a written petition containing the following information:

- A. An application for a variance on a form provided by the city, accompanied by a filing fee as established by resolution of the city council;
- B. A statement citing specific reasons and justification for the variance based on the criteria established in section 13-7G-3 of this article;
- C. A detailed site plan at a scale of one inch equals 20 feet or larger, which shows the dimensions of the lot, building setbacks, existing or proposed buildings on the lot, and adjacent property owners. The area of the requested variance shall be highlighted on the site plan; and
- D. If the variance is requested to allow construction of a new building, building addition, or structure, conceptual architectural elevation for such building, building addition, or structure.

(2001 Code § 89-5-406; amd. 2009 Code; Ord. 19-50, 12-11-2019, Effective at 12 noon on January 6, 2020)

#### **15-3-9: PUBLIC HEARING REQUIRED:**

A. Public Hearing Defined: For purposes of this title, "public hearing" shall mean any special meeting, either required by law or deemed necessary by the city council, planning commission, or zoning administrator, for which public notice is required to solicit public input on matters under discussion. Notices of public hearings required by this title before the city council, planning commission, or zoning administrator shall be given in a manner as set forth in section 15-3-10 of this chapter.

B. Public Hearing Required: This code and Utah Code title 10, chapter 20, require certain applications to go through a public hearing prior to any decision being made by the city. Those applications include, but are not limited to, the following:

1. General plan adoption and amendments, including, but not limited to, general plan land use map amendments and the adoption of master plans and station area plans;

2. Land use ordinance and land use regulation adoption and amendments, including, but not limited to, zoning map amendments;
3. Vacation, alteration, or amendment of a public right of way;
4. Preliminary subdivisions and amendments;
5. Preliminary plats for multi-family, commercial, or industrial developments;
6. Preliminary site plans; and
7. Conditional use permits. (2009 Code § 15-3-8; amd. Ord. 10-09, 2-24-2010; Ord. 24-58, 12-18-2024)

#### 15-3-10: PUBLIC HEARING NOTICE REQUIREMENTS:

A. Public Hearing Notice Standards: All public notices shall follow the standards found below, unless otherwise stated in this section:

1. Notice (Time And Scope): At least ten days prior to the date of the public hearing, a notice of the hearing may be mailed to all property owners within 300 feet of the subject property. The list of property owners shall be compiled from the most current assessment rolls prepared by the Salt Lake County assessor. Notice of public hearing shall be sent to property owners by mail for city-initiated amendments to the zoning map.

2. Content Of Public Hearing Notice: All notices of public hearings shall begin with the heading "Notice Of Public Hearing" in bold type at the top of the sheet, shall provide a brief explanation of the purpose of the hearing, the location of the subject property and shall indicate the date, time, and location of the public hearing. If specific property or properties are the subject of the application, the address of such property shall also be included in the notice.

3. Notice To Neighboring Property Owners Is Courtesy: Public hearing notices mailed to neighboring property owners of a proposed action is a courtesy notice, and any defect in or failure to receive such a courtesy notice shall not affect or invalidate any public hearing or action by the city council or any board, administrator, or commission.

B. Notice Of Public Hearings And Public Meetings For Amendments To Text Of General Plan Or Land Use Ordinance: Prior to conducting any public meeting before either the planning commission or city council relating to adopting, amending, or repealing any part of the general plan or land use ordinance, the following notice shall be provided:

1. Posted Notice: A notice of public meeting shall be posted in at least three public places in the city or on the city website at least ten days prior to the date of the public hearing.

2. Published Notice: A notice of public meeting shall be published on the state notice website pursuant to Utah Code section 45-1-101 at least ten days prior to the date of the public hearing.

C. Notice Of Public Hearings And Public Meetings For Amendments To General Plan Land Use Map Or Zoning Map: Notice of a public meeting to review amendments to the general plan land use map or zoning map shall be provided as follows:

1. Planning Commission: Ten days prior to the date of a planning commission public meeting, a notice may be mailed to all property owners within 300 feet of the subject property. The list of

property owners shall be compiled from the most current assessment rolls prepared by the Salt Lake County assessor.

2. City Council: Prior to holding a public meeting relating to an amendment to the general plan land use map or zoning map, a notice:

- a. Shall be posted in at least three public places in the city at least ten days prior to the date of the public hearing;
- b. Shall be published on the state notice website pursuant to Utah Code section 45-1-101 at least ten days prior to the date of the public hearing; and
- c. May be mailed to all property owners, as shown on the most current assessment rolls prepared by the Salt Lake County assessor, within 300 feet of the subject property.

D. Vacating Or Amending Subdivision Plat: Review, public hearings, and public notice of applications requesting amendments to, or vacation of, all or part of a subdivision plat shall be consistent with Utah Code sections 10-20-207, 10-20-812, and 10-20-813 or related or successor sections.

E. Additional Notice: This section is not intended to preclude the giving of additional notice that may be deemed necessary by the planning commission, Land Use Appeal Authority, or city council. Each review body may have its own bylaws, rules, policies, and procedures, and these could provide additional noticing procedures not inconsistent with this title.

F. Challenge To Notice: If notice given under authority of this section is not challenged as provided by state law within 30 days from the date of the meeting for which notice was given, the notice is considered adequate and proper. Failure of a property owner to receive mailed notice as provided in this section shall not invalidate any hearing or action taken pursuant thereto; provided, that the procedures in this chapter were followed. (2009 Code § 15-3-9; amd. Ord. 10-09, 2-24-2010; Ord. 11-30, 9-28-2011; Ord. 19-52, 12-11-2019, Effective at 12 noon on January 6, 2020; Ord. 21-17, 5-26-2021; Ord. 24-58, 12-18-2024)

### 15-5-3: APPEALS TO LAND USE APPEAL AUTHORITY:

A. Right Of Appeal: Appeals to the Land Use Appeal Authority may be taken by any person aggrieved by any administrative decision or action of city staff or the planning commission on matters pertaining to the interpretation and application of titles 5, 8 through 15 inclusive, or 17 of this code. The Land Use Appeal Authority does not hear appeals on fees or any conditional use decision.

1. The appeal shall be filed within 15 calendar days following the decision at issue; and
2. The person filing the appeal shall file written notice with community development department specifying the reasons for the appeal. The community development staff shall, without delay, transmit to the Land Use Appeal Authority all documents and records constituting the record upon which the action appealed from is taken; and
3. An appeal meeting with the Land Use Appeal Authority does not require a public hearing.

B. Land Use Decisions: Unless otherwise set forth in this code, land use decisions applying to titles 5, 8 through 15 inclusive, or 17 of this code may be appealed to the Land Use Appeal Authority.

1. A person may not appeal, and the Land Use Appeal Authority may not consider, any land use ordinance amendments, zoning map amendments, future land use map amendments, or general plan amendments; and

2. Appeals may not be used to waive or modify the terms or requirements of this code.

C. Burden Of Proof ("Error Standard"); And Scope Of Review ("On the Record"): The person making the appeal has the burden of proving that an error has been made and shall present every theory of relief that the person could raise in district court. The appeal shall be "on the record", not "de novo", if the decision by the planning commission or the zoning administrator was based upon substantial evidence in the record; otherwise, the appeal shall be "de novo".

D. Standard Of Review: The standard of review is the substantial evidence standard.

E. Stay Of Proceedings: An appeal to the Land Use Appeal Authority stays all proceedings in furtherance of the action appealed from, unless the officer from whom the appeal is taken certifies to the Land Use Appeal Authority after the notice of appeal has been filed that, by reason of facts stated in the certification, a stay would, in the officer's opinion, cause imminent peril to life or property. In such case proceedings shall not be stayed except by a restraining order granted by the district court on application and notice and on due cause shown.

F. Time And Notice Of Appeal Meeting: The Land Use Appeal Authority shall fix a reasonable time for a meeting regarding the appeal, give notice to the parties in interest, and decide the appeal within a reasonable time. At the appeal meeting, a party may appear in person, by agent, or by attorney.

G. Reverse Of Decision: The Land Use Appeal Authority, according to its own rules, may reverse any order, requirement, or determination of an administrative officer and may decide in favor of the appellant.

H. Other Possible Action: The Land Use Appeal Authority, after reviewing the decision of city staff or the planning commission, may affirm, reverse, alter, or postpone any determination until further study can be conducted. This may include referring the matter back to city staff or the planning commission for additional review.

I. Variances: Considering and deciding requests for variances from the terms of titles 5, 8 through 15 inclusive, or 17 of this code, shall be as described in title 13, chapter 7, article G of this code, or successor provisions.

J. Creation Of Record: The Land Use Appeal Authority shall develop a detailed record with appropriate records, findings, and conclusions as part of the final order. (2009 Code; §15-5-4, amd. Ord. 19-52, 12-11-2019, Effective at 12 noon on January 6, 2020; Ord. 21-11, 3-24-2021; Ord. 23-11, 6-14-2023; Ord. 24-58, 12-18-2024)

# Ordinance No. 26-03 Amd Title 13 and 15 Variances, LU Appeals, PH Noticing Req

Final Audit Report

2026-02-03

Created:	2026-01-23
By:	Cindy Quick (Cindy.quick@westjordan.utah.gov)
Status:	Signed
Transaction ID:	CBJCHBCAABAAhVh4NFkHYOvtNvMihTNBXbg8ASh7Xg

## "Ordinance No. 26-03 Amd Title 13 and 15 Variances, LU Appeals, PH Noticing Req" History

-  Document created by Cindy Quick (Cindy.quick@westjordan.utah.gov)  
2026-01-23 - 9:19:21 PM GMT
-  Document emailed to bob.bedore@westjordan.utah.gov for signature  
2026-01-23 - 9:22:34 PM GMT
-  Email viewed by bob.bedore@westjordan.utah.gov  
2026-01-26 - 3:43:06 PM GMT
-  Signer bob.bedore@westjordan.utah.gov entered name at signing as Bob Bedore  
2026-01-26 - 4:39:37 PM GMT
-  Document e-signed by Bob Bedore (bob.bedore@westjordan.utah.gov)  
Signature Date: 2026-01-26 - 4:39:39 PM GMT - Time Source: server
-  Document emailed to Cindy Quick (Cindy.quick@westjordan.utah.gov) for signature  
2026-01-26 - 4:39:41 PM GMT
-  Email viewed by Cindy Quick (Cindy.quick@westjordan.utah.gov)  
2026-01-26 - 6:49:46 PM GMT
-  Document e-signed by Cindy Quick (Cindy.quick@westjordan.utah.gov)  
Signature Date: 2026-01-26 - 6:49:54 PM GMT - Time Source: server
-  Document emailed to Dirk Burton (dirk.burton@westjordan.utah.gov) for signature  
2026-01-26 - 6:49:56 PM GMT
-  Email viewed by Dirk Burton (dirk.burton@westjordan.utah.gov)  
2026-01-28 - 3:21:21 AM GMT

 Document e-signed by Dirk Burton (dirk.burton@westjordan.utah.gov)

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