

Hinckley Town, Utah

ORDINANCE 2026-04-23

AN ORDINANCE AMENDING TITLE 1, ADMINISTRATION; TITLE 2, BOARDS AND COMMISSIONS; TITLE 3, BUSINESS AND LICENSE REGULATIONS; TITLE 4, PUBLIC HEALTH AND SAFETY; TITLE 5, POLICE REGULATIONS; TITLE 6, MOTOR VEHICLES AND TRAFFIC; TITLE 7, PUBLIC WAYS AND PROPERTY; TITLE 8, WATER AND SEWER; TITLE 9, BUILDING REGULATIONS; TITLE 10, ZONING REGULATIONS; TITLE 11, SUBDIVISION REGULATIONS; AND TITLE 12, FLOOD CONTROL; PROVIDING FOR REPEALER, SEVERABILITY, AND AN EFFECTIVE DATE

WHEREAS, pursuant to §10-8-84 of Utah State Code (as amended) the legislative body may pass all ordinances and rules, and may make all regulations, not repugnant to law, necessary for carrying into effect or discharging all powers and duties conferred by this chapter, and as are necessary and proper to provide for the safety and preserve the health, and promote the prosperity, improve the morals, peace and good order, comfort, and convenience of the Town and its inhabitants, and for the protection of property in the Town; and

WHEREAS, the Town Council finds that it is necessary to update the Town’s Municipal Code to update terminology, correct conflicts, provide additional context and clarity, remove obsolete information, and to update relevant policies to reflect various changes in Utah State Code (as amended); and

WHEREAS, §10-20-501 of Utah State Code (as amended) allows the legislative body of the Town to weigh policy considerations, enact land use regulations, and requires the legislative body to create or amend zoning districts including designating the general uses allowed in each zoning district; and

WHEREAS, §10-20-503 of Utah State Code (as amended) allows the legislative body of the Town to amend the number, shape, boundaries, area, or general uses of any zoning district; any regulation of or within the zoning district; or any other provision of a land use regulation; and

WHEREAS, §10-20-801 of Utah State Code (as amended) allows the legislative body of the Town to enact ordinances requiring that a subdivision plat comply with the provisions of the Town’s ordinances and Part 8 of the Municipal Land Use, Development, and Management Act of Utah State Code (as amended) before the subdivision plat may be filed and recorded and lots may be sold; and

WHEREAS, Hinckley Town desires to update its policies pertaining to land use and zoning found in Title 10, Zoning Regulations; and Title 12, Flood Control of the Town’s Municipal Code to ensure consistency and compliance with the Municipal Land Use, Development, and Management Act of Utah State Code (as amended); and

WHEREAS, Hinckley Town desires to update its policies pertaining to subdivisions found in Title 11, Subdivision Regulations of the Town’s Municipal Code to ensure consistency and compliance with the Municipal Land Use, Development, and Management Act of Utah State Code (as amended); and

WHEREAS, Pursuant to the process described in §10-20-502 of Utah State Code (as amended), the Planning Commission provided notice and held a duly noticed public hearing as required by §10-20-

205 of Utah State Code (as amended) to consider objections and recommended approval of the proposed amendments to Title 10, Zoning Regulations; and Title 12, Flood Control of the Town's Municipal Code to the Town Council for adoption; and

WHEREAS, Pursuant to the process described in §10-20-802 of Utah State Code (as amended), the Planning Commission provided notice and held a duly noticed public hearing as required by §10-20-205 of Utah State Code (as amended) to consider objections and recommended approval of the proposed amendments to Title 11, Subdivision Regulations of the Town's Municipal Code to the Town Council for adoption; and

WHEREAS, after holding a duly noticed public meeting, and upon making its necessary reviews, the Town Council found it to be in the best interest of the Town to update Titles 1, Administration; Title 2, Boards and Commissions; Title 3, Business And License Regulations; Title 4, Public Health And Safety; Title 5, Police Regulations; Title 6, Motor Vehicles And Traffic; Title 7, Public Ways And Property; Title 8, Water And Sewer; Title 9, Building Regulations; Title 10, Zoning Regulations; Title 11, Subdivision Regulations; and Title 12, Flood Control of the Town's Code for the above stipulated reasons.

NOW, THEREFORE, BE IT ORDAINED by the Town Council of Hinckley, Utah:

SECTION 1: Repealer. If any provisions of the Town's Code previously adopted are inconsistent herewith they are hereby repealed.

SECTION 2: Enactment. Title 1, Administration, of the Town's Code is hereby enacted to read as follows in the attached Exhibit 'A' Administration.

SECTION 3: Amendment. Title 2, Boards And Commissions, of the Town's Code is amended to read as follows in the attached Exhibit 'B' Definitions.

SECTION 4: Amendment. Title 3, Business And License Regulations, of the Town's Code is hereby amended to read as follows in the attached Exhibit 'C' Administration And Personnel.

SECTION 5: Amendment. Title 4, Public Health And Safety, of the Town's Code is hereby amended to read as follows in the attached Exhibit 'D' Revenue And Finance.

SECTION 6: Amendment. Title 5, Police Regulations, of the Town's Code is hereby amended to read as follows in the attached Exhibit 'E' Business And License Regulations.

SECTION 8: Amendment. Title 6, Motor Vehicles And Traffic, of the Town's Code is hereby amended to read as follows in the attached Exhibit 'F' Public Safety, Nuisance, And Animals.

SECTION 9: Amendment. Title 7, Public Ways And Property, of the Town's Code is hereby amended to read as follows in the attached Exhibit 'G' Motor Vehicles And Traffic.

SECTION 10: Amendment. Title 8, Water And Sewer, of the Town's Code is hereby amended to read as follows in the attached Exhibit 'H' Public Ways, Facilities, And Property.

SECTION 11: Amendment. Title 9, Building Regulations, of the Town's Code is hereby amended to read as follows in the attached Exhibit 'I' Public Utilities.

SECTION 12: Amendment. Title 10, Zoning Regulations, of the Town's Code is hereby amended to read as follows in the attached Exhibit 'J' Building Regulation And Flood Control.

SECTION 13: Amendment. Title 11, Subdivision Regulations, of the Town's Code is hereby amended to read as follows in the attached Exhibit 'K' Land Use Regulations.

SECTION 14: Amendment. Title 12, Flood Control, of the Town's Code is hereby amended to be reserved for future use.

SECTION 15: Severability. If any section, subsection, sentence, clause, or phrase of this amendment is declared invalid or unconstitutional by a court of competent jurisdiction, said portion shall be severed and such declaration shall not affect the validity of the remainder of this amendment.

SECTION 16: Effective Date. For the general health, safety, and welfare of the Town's residents, this ordinance shall become effective immediately.

- *Signatures On Next Page* -

PASSED AND ADOPTED by the Town Council, Hinckley, Utah, this 23rd day of April, 2026.

ALAN MILLER, Mayor
Hinckley Town

Attest:

Tresa Taylor, Town Clerk
Hinckley Town

Vote As Recorded:	AYE	NAY	ABSTAIN	ABSENT
Chris Mork	_____	_____	_____	_____
Skip Taylor	_____	_____	_____	_____
Ron Black	_____	_____	_____	_____
Kristi Townsend	_____	_____	_____	_____

RECORDED this _____.

PUBLISHED OR POSTED this _____.

CERTIFICATE OF PASSAGE AND PUBLICATION OR POSTING

In accordance with Utah State Code, as amended, I, the Clerk of Hinckley Town, hereby certify that the foregoing ordinance was duly passed and published or posted at:

1. Hinckley Town Website www.hinckleytown.utah.gov
2. Utah Public Notice Website

on the above referenced dates.

Tresa Taylor, Town Clerk
Hinckley Town