

Perry City
ORDINANCE 26-Q

SPECIAL RESIDENTIAL FACILITIES

SPECIAL RESIDENTIAL FACILITIES AMENDMENTS

WHEREAS, Utah Code Section 10-20 grants Perry City certain powers and duties regarding land use and zoning;

WHEREAS, the local land use codes of Perry City must conform with the Federal Fair Housing Act;

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

SECTION 1: Repealer. If any provisions of the municipal code previously adopted are inconsistent herewith they are hereby repealed.

SECTION 2: Amendment. Section "15.08.010" is hereby amended as follows.

...

b. Be consistent with ... of the desired location.

c. Not exceed 3,500 ... than five (5) years.

d. Provide twenty-four (24) hour supervision of ~~not more than eight (8)~~ elderly persons living in a family-type arrangement, and in limited number based upon safety or health-related occupancy standards that apply neutrally to all housing.

e. Conform with applicable state standards.

f. Be duly licensed ... and any local authority.

...

a. A minimum of ... couple shall be provided.

b. The facility shall ... change its residential character.

c. No ~~person being treated for alcoholism or drug abuse shall be placed in this facility~~ alcohol or unlawful drug use is permitted in this facility.

d. Placement in this ... in a correctional facility.

e. The land use ... code, or other code.

...

SECTION 3: Amendment. Section "15.08.020" is hereby amended as follows.

1. Policy. This Section ... be interpreted as such.

2. Code. The facility ... to similar dwellings, and:

a. The operator shall provide twenty-four (24) hour supervision for a limited number of disabled residents based upon safety or health-related occupancy standards that apply neutrally to all housing.

b. Not exceed 3,500 ... than five (5) years.

c. Not be located ... of a similar facility.

...

g. The facility shall ... change its residential character.

h. The facility shall ... or its successor statutes.

i. No ~~person being treated for alcoholism or drug abuse shall be placed in this facility.~~ alcohol or unlawful drug use is permitted in this facility.

j. No person who ... placed in this facility.

k. Placement in this ... in a correctional facility.

...

SECTION 4: 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 5: Effective Date. This ordinance being necessary for the peace, health, and safety of Perry City, shall go into effect at the expiration of the 20th day after publication or posting or the 30th day after final passage as noted below or whichever of said days is the more remote from the date of passage thereof.

****Signatures On Next Page****

PASSED AND ADOPTED by Perry City Council this **22nd day of October, 2026.**



KEVIN JEPPSEN, Mayor
Perry City

Attest:



SHANNA JOHNSON, City Recorder
Perry City

City Council Vote as Recorded:	AYE	NAY	ABSTAIN	ABSENT
Nathan Tueller	<u>X</u>	—	—	—
Toby Wright	<u>X</u>	—	—	—
Blake Ostler	<u>X</u>	—	—	—
Ashley Young	<u>X</u>	—	—	—
Dave Walker	<u>X</u>	—	—	—



RECORDED this 26th day of October, 2026.
PUBLISHED OR POSTED this 26th day of October, 2026.

CERTIFICATE OF PASSAGE AND PUBLICATION OR POSTING

In accordance with Utah Code Annotated §10-3-713, 1953 as amended, I, the City Recorder of Perry City, hereby certifies that the foregoing Amendment was duly passed and published or posted at:

- 1. City Hall
- 2. Perry City Website
- 3. Utah Public Notice Website

on the above referenced dates.



SHANNA JOHNSON, City Recorder
Perry City