

CITY OF HOLLADAY

ORDINANCE NO. 2022-03

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HOLLADAY AMENDING PORTIONS OF TITLE 13 RELATING TO COMMERCIAL PRESCHOOLS/DAYCARES

WHEREAS, the City recently received a joint application from property owners within the City requesting an amendment to the current zoning regulations relating to the location of preschool/daycare operations; and

WHEREAS, City staff has reviewed the request and proposed the following amendments to Title 13 Chapter 76 and Chapter 13.100 APPENDIX A; and

WHEREAS, the Planning Commission has held a public hearing and has recommended that the City Council adopt the proposed amendments and the City Council has held a public hearing and now desires to adopt the proposed amendments;

NOW, THEREFORE, BE IT ORDAINED by the Municipal Council of the City of Holladay, Utah as follows:

Section 1. Amendment. Section 13.76.260 of the City Code of the City of Holladay is hereby amended to read in its entirety as follows:

13.76.260: COMMERCIAL DAYCARE/COMMERCIAL PRESCHOOL FACILITIES:

Commercial daycare/preschool facilities, as defined in section 13.04.040 of this title, shall be subject to the following conditions:

- A. Compatibility: Must be compatible with existing and proposed land uses in the vicinity;
- B. State Recommendation: Receive recommendation of the state department of social services;
- C. Parking: Provide required parking spaces on the site and an adequate pick-up and delivery area;
- D. Design and Scale: New construction must be compatible in design and scale of building with existing development in the area; and
- E. Frontage: Site must have frontage on a street with an existing or proposed right of way of sixty feet (60') or greater, as identified on the road widening and improvement map attached to the ordinance codified herein and available in the planning commission office (except where the site is located in the P, R-M, C-1, C-2, or O-R-D zone).

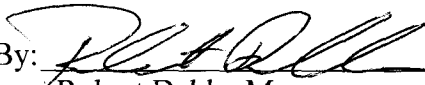
Section 2. Amendment. Chapter 13.100 APPENDIX A - ALLOWED USES of the City Code of the City of Holladay is hereby amended to read in its entirety as shown on Exhibit A, attached hereto and incorporated herein by reference.

Section 3. Severability. If any section, part or provision of this Ordinance is held invalid or unenforceable, such invalidity or unenforceability shall not affect any other portion of this Ordinance, and all sections, parts and provisions of this Ordinance shall be severable.

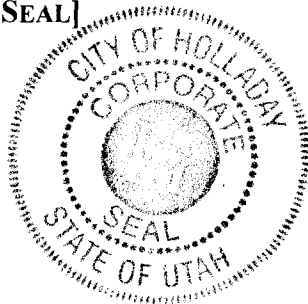
Section 5. Effective Date. This Ordinance shall take effect upon publication or posting or thirty (30) days after passage, whichever occurs first.

PASSED AND APPROVED this 20th day of January, 2022.

HOLLADAY CITY COUNCIL

By: 
Robert Dahle, Mayor

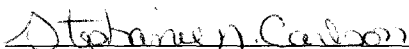
[SEAL]



VOTING:

Ty Brewer	Yea <u>X</u>	Nay <u> </u>
Matt Durham	Yea <u>X</u>	Nay <u> </u>
Paul Fotheringham	Yea <u>X</u>	Nay <u> </u>
Drew Quinn	Yea <u>X</u>	Nay <u> </u>
Dan Gibbons	Yea <u>X</u>	Nay <u> </u>
Robert Dahle	Yea <u>X</u>	Nay <u> </u>

ATTEST:


Stephanie N. Carlson, MMC
City Recorder

DEPOSITED in the office of the City Recorder this 20th day of January, 2022.

RECORDED this 20th day of January, 2022.

RETAIL:																
Drugstore (pharmacy)	-	-	-	-	-	-	-	P	-	P	P	P	P	P	P ¹⁶	-
Gas station	-	-	-	-	-	-	-	-	-	C	C	C	C	C	-	-
Groceries/food	-	-	-	-	-	-	-	P	-	P	C	P	P	P	-	-
Mobile food court	-	-	-	-	-	-	-	-	C	-	C	C	C	C	C	-
Motor vehicle sales, rental (new only)	-	-	-	-	-	-	-	-	-	-	-	-	C	-	-	-
Motorcycle sales, rental	-	-	-	-	-	-	-	-	-	-	-	-	P	-	-	-
Neighborhood market, large	-	-	-	-	-	-	-	-	-	P	-	P	P	P	P	-
Neighborhood market, small	-	-	-	-	-	-	-	-	-	P	-	P	P	P	P	-
Nursery, garden center	-	-	-	-	-	-	-	C	-	-	-	P	P	-	-	-
Recreational vehicles sales, rental	-	-	-	-	-	-	-	-	-	-	-	-	C	-	-	-
Restaurant	-	-	-	-	-	-	-	P	-	P	P	P	P	P	P ¹⁶	-
Retail, general	-	-	-	-	-	-	-	P	-	P	C	P	P	P	P ¹⁶	-
Sexually oriented business	-	-	-	-	-	-	-	-	-	-	C	-	-	-	-	-
See SDMP See 13.63																
SERVICES:																
Banking and credit	-	-	-	-	-	-	-	-	-	P	P	P	P	P	-	P
Blood plasma facility	-	-	-	-	-	-	-	-	-	-	C	-	-	-	-	-
Commercial daycare, preschool	C ¹²	C ¹²	C ¹²	C ¹²	C ¹²	-	-	C ¹²	P ¹⁴	P ¹²	P ¹²	P ¹²	P ¹²	P ¹²	C	-
Commercial kennel	-	-	-	-	-	-	-	-	-	C	-	C	C	-	-	-
Commercial stable (on lots of 1 acre or more)	-	-	C	-	-	-	-	-	-	-	-	-	-	-	-	-
Dry Cleanings	-	-	-	-	-	-	-	-	-	C ¹⁸	-	P	P	-	-	-
Educational facility, private	-	-	-	-	-	C	-	C	P	C	C	C	-	-	-	P
Equipment rental and leasing	-	-	-	-	-	-	-	-	-	-	-	P	P	-	-	-
Funeral home, crematory	-	-	-	-	-	-	-	-	-	-	-	P	P	-	-	-
Hospital	-	-	-	-	-	-	-	-	-	C	C	-	C	-	-	-
Imaging center	-	-	-	-	-	-	-	-	-	-	P	-	-	-	-	-
Laundry, self-service	-	-	-	-	-	-	-	-	-	-	-	P	P	P	P ¹⁶	-
Medical, dental, and related health	-	-	-	-	-	-	-	P	-	P	-	P	P	P	P	P
Medical laboratory	-	-	-	-	-	-	-	-	-	-	C	-	-	-	-	-
Motor vehicle repair	-	-	-	-	-	-	-	-	-	-	-	C	P	-	-	-
Nonresidential treatment facility	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	C
Personal service	-	-	-	-	-	-	-	P	-	P	P	P	P	P	P ¹⁶	C
Pet grooming/pet daycare	-	-	-	-	-	-	-	-	-	P	-	P	P	P	P ¹⁶	C
Professional offices and business services	-	-	-	-	-	C	-	P	-	P	P	P	P	P	P	P
Public health center	-	-	-	-	-	-	-	-	-	-	P	-	-	-	-	-
Reception center	-	-	-	-	C	-	-	-	-	C	-	P	P	-	-	-
Small engine repair, appliance, electrical, and machine repair	-	-	-	-	-	-	-	-	-	-	-	C	P	-	-	-
Surgical out-patient facility	-	-	-	-	-	-	-	-	-	-	C	-	-	-	-	-
Veterinary services	-	-	-	-	-	-	-	-	-	P	-	P	P	-	-	-
See SDMP See 13.63																
Transportation, communications, and utility facilities:																
Local, suburban and interurban transportation	-	-	-	-	-	-	-	P	-	-	P	P	P	P	-	-
Public parking	-	-	-	-	-	-	-	P	P	P	P	P	P	P	P	P
Radio and television broadcasting studio	-	-	-	-	-	-	-	-	-	C	C	C	C	-	-	-
Utility company, public	C	C	C	C	-	-	-	C	C	P	P	P	P	-	-	P
Utility facility company	C	C	C	C	-	-	-	C	C	P	P	P	P	-	-	P
Wireless telecommunications	SEE TELECOMMUNICATION SECTION 13.83															
See SDMP See 13.63																