

ORDINANCE 21-15
(Amendments to Zoning Publication Notices)

AN ORDINANCE AMENDING TITLE 19, "ZONING", CHAPTER 19.17, "ORDINANCE AND MAP AMENDMENTS", SECTION 19.17.040, PUBLIC HEARINGS/LAND USE AUTHORITY ACTION" TO BE CONSISTENT WITH RECENTLY-AMENDED STATE REGULATIONS; PROVIDING FOR REPEALER; SEVERABILITY; AND AN EFFECTIVE DATE

WHEREAS, in a review of Title 19 Layton Municipal Code (LMC), respectively entitled Zoning and Land Use Development, it was determined that providing greater consistency with recently-amended State regulations will result in improved administrative processes; and

WHEREAS, the City further desires to keep its Land Use Development regulations and processes current with State law requirements to protect both the interests of the City and its residents; and

WHEREAS, the City Council has reviewed the Planning Commission's recommendation and has received pertinent information in the public hearing regarding the proposal; and

WHEREAS, at the conclusion of the public hearing and upon making the necessary reviews, the City Council of Layton City finds it to be in the best interest of the health, safety, and welfare of its citizens to make the proposed amendments to LMC Title 19;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF LAYTON, UTAH:

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 If any provisions of the City's Code previously adopted are inconsistent herewith they are hereby repealed.

SECTION 2: Enactment. Title 19, Chapter 19.17.040, Section 19.17.040, "Public Hearings/Land Use Authority Action" shall be amended to read as follows:

19.17.040 Public Hearings/Land Use Authority Action

A public hearing shall be held by the Planning Commission and the City Council to consider the adoption or any modification of a land use regulation.

1. The following steps shall be taken prior to any public hearing:
 - a. written notice of such hearing shall be published ~~in accordance with State law in at least one newspaper of general circulation in Layton~~ at least 10 days prior to such hearing; and
 - b. at least 10 days prior to ~~the any such City Council hearing~~, a minimum of one sign for each street frontage shall be posted on the subject property which states the proposed or requested action, and the date, time, and location of the hearing.
2. All proposed amendments shall be first submitted to the Planning Commission for its recommendation as provided in Section 19.17.030 of the Layton Municipal Code. After the required hearing on the proposed amendment, the City Council may adopt, modify, or reject such amendment.
3. Resubmission of an application for the same amendment shall not be allowed for a period of 12 months. Any such resubmission shall follow the same procedures as the original submission.

SECTION 3: Severability. If any section, subsection, sentence, clause, or phrase of this ordinance 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 ordinance.

SECTION 4: Effective Date. This ordinance shall become effective immediately upon publication or posting.

PASSED AND ADOPTED BY THE LAYTON CITY COUNCIL

June 17, 2021

	AYE	NAY	ABSENT	ABSTAIN
Joy Petro	_____	_____	_____	_____
Tom Day	✓_____	_____	_____	_____
Dave Thomas	✓_____	_____	_____	_____
Zach Bloxham	✓_____	_____	_____	_____
Clint Morris	✓_____	_____	_____	_____
Dawn Fitzpatrick	✓_____	_____	_____	_____

Presiding Officer

Joy Petro
JOY PETRO, Mayor, Layton City



Attest

Kimberly S Read
KIMBERLY S READ, City Recorder,
Layton City

Gary Crane
Gary Crane, City Attorney, Layton City

Chad Wilkinson
Chad Wilkinson, Community &
Economic Development Director,
Layton City