

# WEST BOUNTIFUL CITY

ORDINANCE #448-21

## **AN ORDINANCE AMENDING WBMC CHAPTER 17.14 and SECTION 17.04.030 ADDING LANDSCAPE SUPPLY AS A NEW USE IN THE AGRICULTURAL SPECIALTY DISTRICT, A-S**

**WHEREAS**, Utah Code Annotated §10-9a-101 et seq., also known as the “Municipal Land Use, Development, and Management Act,” grants authority to the West Bountiful City Council to make changes to its Land Use Ordinances; and

**WHEREAS**, the West Bountiful Planning Commission received a request to add a new permitted use in the Agricultural Specialty District; and

**WHEREAS**, after reviewing the request, the West Bountiful Planning Commission held a properly noticed public hearing on September 28, 2021, to consider adding “Landscape Supply” as a new Permitted Use in the Agricultural Specialty District; and

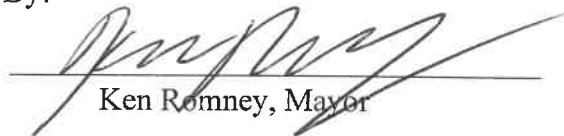
**WHEREAS**, the West Bountiful Planning Commission has recommended adoption of proposed modifications to WBMC Chapter 17.14 (A-S District) and Section 17.04.030 (Definitions) as reflected in the attached Exhibit A.

**NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF WEST BOUNTIFUL THAT WBMC CHAPTERS 17.14 AND 17.04.030 BE MODIFIED AS SHOWN IN ATTACHED EXHIBIT A.**

This ordinance will become effective upon signing and posting.

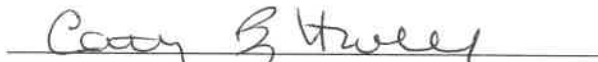
Adopted this 5<sup>th</sup> day of October 2021.

By:

  
Ken Romney, Mayor

Voting by the City Council:	Aye	Nay
Councilmember Ahlstrom	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Councilmember Bruhn	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Councilmember Enquist	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Councilmember Preece	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Councilmember Wood	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Attest:

  
Cathy Brightwell, City Recorder



**17.14 Agricultural Specialty District, A-S**

17.14.010 Purpose

17.14.020 Permitted Uses

17.14.030 Conditional Uses

17.14.040 Area And Frontage Regulations

17.14.045 Every Dwelling To Be On A Lot; Exceptions

17.14.050 Yard Regulations

17.14.060 Height Regulations

17.14.070 Density

17.14.080 Farm Animal Regulations

17.14.090 Landscape Supply Regulations

**17.14.010 Purpose**

The purpose of the A-S agricultural specialty district is to promote and preserve in appropriate areas conditions favorable to agriculture and maintaining greenbelt open spaces. This district is intended to include activities normally and necessarily related to agricultural use, and to protect the district from the intrusion of uses harmful to the continuance of agricultural activity. It is intended to allow associated residential uses, the keeping of limited numbers of animals and fowl, and reduced requirements for public utilities.

**17.14.020 Permitted Uses**

The following uses are permitted in the A-S agricultural specialty district:

- A. Agricultural;
- B. Single family dwelling;
- C. Farm Animals;
- D. Home Occupations;
- E. Accessory dwelling units (ADU);
- E.F. Landscape Supply;
- F.G. Medical cannabis pharmacy, as defined in Chapter 17.62; and
- G.H. Cannabis production establishment, as defined in Chapter 17.62.

**17.14.030 Conditional Uses**

The following uses are conditional in the A-S agricultural specialty district:

- A. Equestrian facilities, commercial stables;
- B. Public or quasi-public uses;
- C. Child day care or nursery (pursuant to Chapter 5.28 Home Occupations);
- D. Flag lots;
- E. Kennels (pursuant to Chapter 5.28 Home Occupations), and ;

F. Restricted Lots (see definitions, Section 17.04.).

**17.14.090 Landscape Supply Regulations**

- A. The outdoor storage regulations in Chapter 17.92, and specifically as applied to the C-H Zoning District, shall apply.
  - B. Topsoil preparation, landscape rock preparation, or other processing activities must occur in an enclosed structure.
  - C. Outdoor lighting on the site must be downlighting, with no light fixture at a height greater than 20 feet.
  - D. Deliveries and exports of soil, gravel, and rocks must be covered loads.
  - E. A SWPPS plan must be submitted at time of business license application.
  - F. No processing or deliveries on the site shall be allowed before 7:00 am or after 10 pm.
- 

**17.04.030 Definitions**

“Landscape Supply” is a business that provides landscaping services and supplies, including trees, shrubs, flowering plants, groundcovers, sod, mulches (organic and inorganic), decorative landscape rock, topsoil preparation, and decorative landscape rock preparation.

**CERTIFICATE OF PASSAGE  
AND POSTING ORDINANCE**

*I, the duly appointed and acting recorder for the City of West Bountiful,  
do hereby certify that the foregoing Ordinance No. 448-21 was duly  
passed and published, or posted at three public places within the municipality  
on October 8, 2021 which public places are:*

- 1) West Bountiful City Hall,*
- 2) West Bountiful City Park Bowery, and*
- 3) Lakeside Golf Course.*

*Cathy Brightwell*  
\_\_\_\_\_  
*Cathy Brightwell, City Recorder*

DATE: 10/8/21