

ORDINANCE # \_\_\_\_\_

AN ORDINANCE AMENDING TITLE 15A OF THE REVISED  
ORDINANCES OF SANDY CITY (THE LAND DEVELOPMENT CODE),  
2008, BY AMENDING CHAPTER 2, "GENERAL PROVISIONS" TO ADD  
AUTHORIZATION TO ENTER INTO DEVELOPMENT AGREEMENTS

WHEREAS, Pursuant to Section 10-9a-102 of the Utah Code, the City is authorized to enter into development agreements considered necessary or appropriate for the use and development of land; and

WHEREAS, development agreements protect the health, welfare and safety of the citizenry by the following: (1) addressing proposed development projects and the impacts of such development projects that may not have been contemplated by Sandy City ordinances, regulations and standards; (2) addressing issues of the density of a development when required to balance competing interests; (3) refining uses within a development; and (4) setting forth the specific requirements, elements and any other aspects of a development for the benefit of Sandy City and its citizens.

WHEREAS, the Sandy City Council finds that the safety, health, morals and welfare of the residents of the City will be advanced by the amendments proposed in this Ordinance.

NOW, THEREFORE, BE IT ORDAINED by the City Council of Sandy City, State of Utah, as follows:

Section 1. Amendment. Section 15a-02-23, "Development Agreements" of Chapter 2, "General Provisions" of Title 15A of the Revised Ordinances of Sandy City is hereby adopted as follows:

**15A-02-23 Development Agreements**

- A. The City may enter into a development agreement to set forth requirements of a development that are in the best interest of the City.
- B. The development agreement shall be executed prior to any zone change.
- C. The City zoning map shall be revised to reflect the development agreement as a condition of the zone.
- D. All development agreements, upon proper execution, shall be recorded with the Salt Lake County Recorder's Office, shall run with the land, and shall be binding on all successors in the ownership of the affected property.
- E. Remedies against the City shall not include damages but may include only specific performance and injunctive relief.

F. Such other terms as may be proposed and agreed to between the city, property owner(s) and developer.

Section 2. Severable. The provisions of this ordinance shall be severable; and if any provision thereof, or the application of such provision under any circumstances is held invalid, it shall not affect any other provision of this ordinance, or the application in a different circumstance.

Section 3. Effective. This ordinance shall become effective upon publication of a summary thereof.

PASSED AND APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

\_\_\_\_\_  
\_\_\_\_\_, Chairman

ATTEST:

\_\_\_\_\_  
City Recorder

PRESENTED to the Mayor of Sandy City for his approval this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

\_\_\_\_\_  
Thomas M. Dolan, Mayor

ATTEST:

\_\_\_\_\_  
City Recorder

PUBLISHED this \_\_\_\_\_ day of \_\_\_\_\_, 2016.