Ordinance 2018-15

SHORT TITLE:

An ordinance making proposed changes to Provo City Code regarding the Downtown Neighborhood. (18-038)

I

PASSAGE BY MUNICIPAL COUNCIL

ROLL CALL

DISTRICT	NAME		FOR	AGAINST	OTHER
CW 1	DAVID SEWELL		√		
CW 2	GEORGE STEWART	2	√		
CD 1	GARY WINTERTON	Ī	√		
CD 2	GEORGE HANDLEY	7	√		
CD 3	DAVID KNECHT		√		
CD 4	KAY VAN BUREN		√		
CD 5	DAVID HARDING		√		
<u> </u>		TOTALS	7	0	

This ordinance was passed by the Municipal	Council of Provo (City, on the 24 th da	y of April 2018,
on a roll call vote as described above. Signe	this 2nd day of	May 2018 Yary The	(-)
		your syn	merco

II

APPROVAL BY MAYOR

This ordinance is approved by me this 3rd day of May 2018

Mayor Mayor

Chair

Ordinance 2018-15

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CITY RECORDER'S CERTIFICATE AND ATTEST

This ordinance was signed and recorded in the office of the Provo City Recorder on the

4th day of May 2018 , with a short summary being published on the 28th day of April

2018, in The Daily Herald, a newspaper circulated in Provo, Utah. I hereby certify and attest that the foregoing constitutes a true and accurate record of proceedings with respect to Ordinance

Number 2018-15.



City Recorder

1	ORDINANCE 2018-15.
2	
3	AN ORDINANCE MAKING PROPOSED CHANGES TO PROVO CITY
4	CODE REGARDING THE DOWNTOWN NEIGHBORHOOD. (18-038)
5	
6	WHEREAS, it is proposed to amend Provo City Code Chapter 2.29 (Neighborhood
7	Program) to adjust the makeup of representation on the Neighborhood Advisory Board for the
8	Downtown Neighborhood's businesses and residents; and
9	
10	WHEREAS, with more mixed-use development in the Downtown Neighborhood, the
11	number of residents in the neighborhood is increasing, creating an imbalance in representation
12	within the neighborhood; and
13	
14	WHEREAS, the Neighborhood Advisory Board, in consultation with the Downtown
15	Neighborhood Chair, is proposing to have representation for residents and businesses within the
16	neighborhood to ensure representation for both interests; and
17	normal and the transfer of the
18	WHEREAS, on April 10, 2018 and April 24, 2018, the Municipal Council met to
19	ascertain the facts regarding this matter and receive public comment, which facts and comments
20	are found in the public record of the Council's consideration; and
21	with resident in the public resident of the country of the country will
22	WHEREAS, after considering the facts presented to the Municipal Council, the Council
23	finds (i) Provo City Code Chapter 2.29 should be amended as set forth below, and (ii) this action
24	reasonably furthers the health, safety, and general welfare of the citizens of Provo City.
25	Tous of the state
26	NOW, THEREFORE, be it ordained by the Municipal Council of Provo City, Utah, as
27	follows:
28	
29	PART I:
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31	Provo City Code Chapter 2.29 is hereby amended as set forth below:
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33	2.29.030. Organization
34	· · · · · · · · · · · · · · · · · · ·
35	(1) Neighborhood. Each Neighborhood shall be guided by the provisions of this Subsection.
36	
37	
38	•••
39	(b) Exceptions to Subsection (1)(a) of this Section shall be made in the Downtown, East
40	Bay, and University Neighborhoods. In the Downtown and East Bay Neighborhoods,
41	Downtown Provo, Inc., and the East Bay Association, respectively, shall appoint the
42	Chair, and business owners may vote at Neighborhood meetings. In the University
43	Neighborhood, the President of Brigham Young University is the Chair and may appoint
44	one (1) or more Vice-Chairs as designated representatives. In the Downtown
45	Neighborhood, there shall be two Chairs: one Chair shall be appointed by Downtown
46	Provo, Inc. and one Chair shall be elected by Neighborhood residents in accordance with
	215.5, and and one chair share of elected by the ghooth our residents in accordance with

Subsection (1)(a). The Chairs of the Downtown Neighborhood shall each have all of the
 responsibilities and duties of a Neighborhood Chair described in this Chapter.

(c) Except for the Downtown and East Bay Neighborhoods, Eeach Neighborhood, in a meeting held under the direction of the Municipal Council Executive Director, shall allow owners of the businesses located within the Neighborhood to elect a representative who shall serve as the Business Liaison to represent their interests at Neighborhood meetings and in presentations to the Municipal Council. Business Liaisons shall not be eligible to fill in for the Neighborhood Chair in matters representing the voice of the Neighborhood residents.

PART II:

A. If a provision of this ordinance conflicts with a provision of a previously adopted ordinance, this ordinance shall prevail.

B. This ordinance and its various sections, clauses and paragraphs are hereby declared to be severable. If any part, sentence, clause or phrase is adjudged to be unconstitutional or invalid, the remainder of the ordinance shall not be affected thereby.

C. The Municipal Council hereby directs that the official copy of the Provo City Code be updated to reflect the provisions enacted by this ordinance.

D. This ordinance shall take effect immediately after it has been posted or published in accordance with Utah Code 10-3-711, presented to the Mayor in accordance with Utah Code 10-3b-204, and recorded in accordance with Utah Code 10-3-713.

END OF ORDINANCE.