

THE CITY OF WEST JORDAN, UTAH

ORDINANCE NO. 22-32

AN ORDINANCE AMENDING THE 2009 WEST JORDAN CITY CODE
(ENACTING PET BOARDING AS A DEFINITION AND AS A CONDITIONAL USE IN
CERTAIN COMMERCIAL AND MANUFACTURING ZONES; SECTIONS 13-5E-3 AND 13-5F-
2, AND THE “KENNEL” AND “PET BOARDING” DEFINITIONS IN SEC. 13-2-3)

WHEREAS, the City of West Jordan (“City”) adopted West Jordan City Code (“City Code”) in 2009; and the City Council of the City (“City Council”) desires to amend certain sections of the City Code, regarding and related to Pet Boarding as a conditional use in certain commercial and manufacturing zones (“proposed City Code amendments”); and

WHEREAS, the Planning Commission of the City (“Planning Commission”) held a public hearing and provided a recommendation on May 17, 2022, regarding the proposed City Code amendments, which are all land use regulations, including City Code Sections 13-5E-3 and 13-5F-2, and the “kennel” and “pet boarding” definitions in Section 13-2-3; and

WHEREAS, the City Council held a public meeting on June 8, 2022 and a public hearing on June 22, 2022, and an additional public meeting on September 14, 2022, regarding the proposed City Code amendments; and

WHEREAS, the City Council finds it to be in the best interest of the public health, safety, and welfare of the residents of the City to adopt the following proposed City Code amendments.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WEST JORDAN, UTAH AS FOLLOWS:

Section 1. Amendment and Enactment of Code Provisions. City Code Sections 13-5E-3 and 13-5F-2, and the “kennel” definition in Section 13-2-3, are amended; and the “pet boarding” definition in Section 13-2-3 is enacted; to read as shown on Attachment 1.

Section 2. Severability. If any provision of this Ordinance is declared to be invalid by a court of competent jurisdiction, the remainder shall not be affected thereby.

Section 3. Effective Date. This Ordinance shall become effective immediately upon posting or publication as provided by law and upon (i) the Mayor signing the Ordinance, (ii) the City Council duly overriding the veto of the Mayor as provided by law, or (iii) the Mayor failing to sign or veto the Ordinance within fifteen (15) days after the City Council presents the Ordinance to the Mayor.


PASSED BY THE CITY COUNCIL OF THE CITY OF WEST JORDAN, UTAH, THIS 14th DAY OF SEPTEMBER 2022.

CITY OF WEST JORDAN

By: 
Kelvin Green

Acting Council Chair

ATTEST:

Cindy M. Quick, MMC
Council Office Clerk

(Continued on the next page)

Voting by the City Council

Council Chair Kayleen Whitelock
Council Vice-Chair Kelvin Green
Council Member Zach Jacob
Council Member Pamela Bloom
Council Member Christopher McConnehey
Council Member David Pack
Council Member Melissa Worthen

"YES" **"NO"**
~ absent ~

~ absent ~



PRESENTED TO THE MAYOR BY THE CITY COUNCIL ON SEPTEMBER 19, 2022.

Mayor's Action: X Approve Veto

By: 
Mayor Dirk Burton

 Sep 19, 2022
Date

ATTEST:



 
Tangee Sloan, CMC
City Recorder

STATEMENT OF APPROVAL OR PASSAGE (check one)

 X The Mayor approved and signed Ordinance No. 22-32.

 The Mayor vetoed Ordinance No. 22-32 on _____ and the City Council timely overrode the veto of the Mayor by a vote of _____ to _____.

 Ordinance No. 22-32 became effective by operation of law without the Mayor's approval or disapproval.

 
Tangee Sloan, CMC
City Recorder

CERTIFICATE OF PUBLICATION

I, Tangee Sloan, certify that I am the City Recorder of the City of West Jordan, Utah, and that a short summary of the foregoing ordinance was published on the Utah Public Notice Website on the 21st day of September, 2022. The fully executed copy of the ordinance is retained in the Office of the City Recorder pursuant to Utah Code Annotated, 10-3-711.



Tangee Sloan, CMC
City Recorder

(Attachment on the following pages)

Attachment 1

[Attachment to ORDINANCE NO. 22-32

**AN ORDINANCE AMENDING THE 2009 WEST JORDAN CITY CODE
(ENACTING PET BOARDING AS A DEFINITION AND AS A CONDITIONAL USE IN
CERTAIN COMMERCIAL AND MANUFACTURING ZONES; SECTIONS 13-5E-3 AND 13-5F-
2, AND THE “KENNEL” AND “PET BOARDING” DEFINITIONS IN SEC. 13-2-3)]**

Legislative Version:

13-2-3: DEFINITIONS:

[Amended Definition]

KENNEL 1 : A licensed, commercial establishment where domestic animals are ~~boarded~~ housed or temporarily sheltered.

[New Definition]

PET BOARDING: Licensed commercial indoor/outdoor facilities where household pets are housed and cared for on a temporary basis, and where pets are kept in pens, not in cages. Outdoor recreation area equaling at least 25% of the square footage of the building(s) shall be provided and at least 50% of the enclosed floor area of the building(s) shall be used for open recreation.

13-5E-3: PERMITTED AND CONDITIONAL USES:

Uses allowed in commercial zones are listed in the table below. Those uses identified as "permitted" (P) are allowed by right; provided, that they comply with all other requirements of this article, and all other applicable requirements of this title. Uses identified as "conditional" (C) must be approved by the Planning Commission pursuant to the standards and procedures for conditional uses set forth in chapter 7, article E of this title and title 15 of this Code, and comply with all other applicable requirements of this title. Uses identified as "administrative conditional uses" (AC) shall be approved by the Zoning Administrator pursuant to the standards set forth in chapter 7, article E of this title, except that the public hearing shall be conducted by the Zoning Administrator, and shall comply with title 15 of this Code, and all other applicable requirements of this title. Uses not specifically listed in this section shall not be allowed in commercial zones.

PERMITTED AND CONDITIONAL USES IN COMMERCIAL ZONES

GENERAL NOTE: Any permitted or conditional alcoholic beverage uses allowed in these zones are listed in the use table in section 17-10-4, with any applicable definitions, starting with the words "alcoholic beverage," being listed in section 17-1-6.

Legend:

P	=	Permitted use				
C	=	Conditional use				
AC	=	Administrative conditional use				
Use		C-G	C-M	SC-1	SC-2	SC-3
Adult daycare, general		C	C	C	C	C
Adult daycare, limited		C		C		
Agricultural sales and service			P			
Animal husbandry services			C			
Auditorium or stadium			C			P
Automated car wash		P	P	C	P	P
Bail bonds and pawnbrokers		C				
Bank or financial institution		P		P	P	P
Building moved from another site (see section 13-8-12 of this title)		C	C	C	C	C
Business service		P	P		P	P
Car wash		P	P		P	P
Check cashing credit services		C			C	
Construction sales and service			AC			
Cultural service		C				P
Daycare, general		AC	C	AC	C	C
Daycare, limited		AC		AC		
Farmers' market					P	P
Funeral home		C			C	
Gasoline and fuel storage and sales		C	C		C	C
Use		C-G	C-M	SC-1	SC-2	SC-3
Gasoline service station		P	P	P	P	P
Government service				P	P	P

Health and fitness facility	P	P	P	P	P
Helipads ¹	C	C	C	C	C
Hotel or motel	C			C	C
Large scale public utilities	C	C	C	C	C
Laundry and dry cleaning, limited	P		P	P	P
Laundry service		C			
Manufacturing, general		P			
Manufacturing, limited		P			
Mass transit railway system	P	P	P	P	P
Massage therapy	P	P	P	P	P
Media service	P	P	C	P	P
Medical service (excluding blood banks)	P		P	P	P
Motor vehicle sales and service, new	C			C	P
Motor vehicle sales and service, used	C			C	C
Office	P	P	P	P	P
Parking, commercial		P		P	P
Personal care service	P	P	P	P	P
Personal instruction service	P	P	P	P	P
<u>Pet boarding</u>				C	C
Pet groomer	P	P	AC	P	P
Post Office substation			P	P	P
Preschool	AC	C	AC	C	C
Printing and copying, limited	P		P	P	P
Printing, general	P	P			
Protective service	P		P	P	P
Public Park	P			P	
Recreation and entertainment, indoor	C	P	C	C	C

Recreation and entertainment, outdoor		C			C
Repair service, general		P			
Repair service, limited	P		P	P	P
Research service		P			
Restaurant, fast food (general)	AC	AC	AC	AC	AC
Restaurant, fast food (limited)	AC	AC	AC	AC	AC
Restaurant, general	P	P	P	P	P
Retail, general	P	P	P	P	P
School, K - 12	C	C	C	C	C
School, vocational	P			P	
Secondhand store	C	P		C	
Small equipment rental	P	P	P	P	P
Tattoo and body engraving service					C
Temporary office	P	P	P	P	P
Transportation service	C	P			
Utility, major	C	C	C	C	C
Utility, minor	P	P	P	P	P
Vehicle and equipment repair, general		C			
Vehicle and equipment repair, limited	P	P		C	AC
Veterinary service (small animals only)	C	C	C	C	C
¹ See code sections 13-19-1 through 13-19-6 ; a helipad shall not be located within 1,000 feet of the nearest residential building or the site of a public or private school.					

13-5F-2: PERMITTED AND CONDITIONAL USES:

Uses allowed in Manufacturing Zones are listed in the table below. Those uses identified as "permitted" (P) are allowed by right; provided, that they comply with all other requirements of this article, and all other applicable requirements of this title. Uses identified as "conditional" (C) must be approved by the Planning Commission pursuant to the standards and procedures for conditional uses set forth in chapter 7, article E of this title and title 15 of this Code, and comply with all other applicable requirements of this title. Uses identified as "administrative conditional uses" (AC) shall be approved by the Zoning

Administrator pursuant to the standards set forth in chapter 7, article E of this title, except that the public hearing shall be conducted by the Zoning Administrator, and shall comply with title 15 of this Code, and all other applicable requirements of this title. Uses not specifically listed in this section shall not be allowed in Manufacturing Zones.

PERMITTED AND CONDITIONAL USES IN MANUFACTURING ZONES

GENERAL NOTE: Any permitted or conditional alcoholic beverage uses allowed in these zones are listed in the use table in section 17-10-4, with any applicable definitions, starting with the words "alcoholic beverage," being listed in section 17-1-6.

Legend:

P = Permitted use
 C = Conditional use
 AC = Administrative conditional use

Use	M-P	M-1	M-2
Agricultural sales and service		P	P
Animal crematorium		P	
Animal crematorium located within 100 feet of any Residential Zone or structure		C	
Basic industry (nonhazardous or offensive)		P	
Building moved from another site (see section 13-8-12 of this title)	C	C	C
Business, equipment rental and supplies		P	P
Business service	P	P	P
Cannabis production establishments:			P2
Church or place of worship	AC	AC	
College or university	P	P	P
Construction sales and rental		P	P
Data center		P	
Freight terminal		P	P
Gasoline and fuel storage sales		P	P
Gasoline service station		P	P
Government service	P	P	P
Helipads ³	C	C	C
Junk or salvage yard		C	C
Large scale public utilities	C	C	C
Laundry service		P	
Manufacturing, general	P	P	P
Manufacturing, limited	P	P	P
Mass transit railway system	P	P	P
Massage therapy	P	P	P
Media service	P	P	P

Medical or dental laboratory	P	P	
Military facility		C	
Motor vehicle sales and service, new and used		AC	
Office	P	P	P
Parking, commercial		P	
Parking, commercial (no fee)	P	P	
Personal care service	P	P	P
Personal instruction service	AC	C	
<u>Pet boarding</u>	<u>C</u>	<u>C</u>	<u>C</u>
Pet groomer		P	
Printing, general:	P	P	P
Public park:	P	P	P
Recreation and entertainment, indoor:	C		
Recycling collection station:	C	C	C
Recycling facility:	C	C	C
Repair services, general:		P	P
Repair services, limited:		P	P
Research service:	P	P	P
Restaurant, fast food (general):		AC	AC
Restaurant, fast food (limited):		AC	AC
Schools, K-12:	C	C	C
Schools, vocational:	P	P	P
Sexually oriented business:			C1
Small equipment rental:	P	P	P
Temporary office:	P	P	P
Transportation service:		P	P
Transportation service (office only):		P	P
Utility, major:	C	C	C
Utility, major (office only):	P	P	P
Vehicle and equipment repair, general:		P	P
Vehicle and equipment repair, limited:		P	P
Warehouse, self-service storage:		C	
Wholesale and warehousing, general:		P	P
Wholesale and warehousing, limited:	P	P	P

Notes:

1. See also section 4-2I-6 of this Code.
2. A cannabis production establishment may not be located:
 - (a) Within 1,000 feet of a public or private school, a licensed child-care facility or preschool, a church, a public library, a public playground, or a public park; or
 - (b) in a district, or within 600 feet of a district that is zoned as primarily residential.

The proximity requirements shall be measured from the nearest entrance to the cannabis production establishment by following the shortest route of ordinary pedestrian travel to the property boundary of the community location or residential area.

3. See code sections 13-19-1 through 13-19-6; a helipad shall not be located within 1,000 feet of the nearest residential building or the site of a public or private school.

(2001 Code § 89-3-703; amd. 2009 Code; Ord. 10-09, 2-24-2010; Ord. 11-35, 11-22-2011; Ord. 12-05, 2-22-2012; Ord. 14-09, 5-14-2014; Ord. 16-31, 7-13-2016; Ord. 17-25, 6-28-2017; Ord. 19-18, 5-1-2019; Ord. 19-35, 11-13-2019; Ord. 21-31, 8-25-2021; Ord. 22-03, 1-27-2022; Ord. 22-15, - -2022)












Ordinance No. 22-32 Pet Boarding Amendment

Final Audit Report

2022-09-20


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