



ORDINANCE 2025-19

AN ORDINANCE TO AMEND SECTION 16.13.390(B)(2) OF THE MIDWAY CITY CODE REGARDING PARKING AGREEMENTS.

WHEREAS, pursuant to Utah Code Section 10-9a-509, the Midway City Council may formally initiate proceedings to amend city ordinances; and

WHEREAS, Midway City Code Section 16.13.390 governs off-street parking and loading, and its subsection (B) specifically governs the location and control of parking facilities; and

WHEREAS, the City desires to amend the language of Section 16.13.390(B)(2) to clarify that the City will not enter into parking agreements for parking in the City right-of-way, and to further clarify that renewal of existing parking agreements entered into by the City are automatic unless the City determines a review is warranted; and

WHEREAS, the City has considered allowing below natural grade parking in certain circumstances and under certain conditions and desires to amend the language of Section 16.13.390 (B) to add subsection (3) to restrict commercial building areas above parking at or above natural grade within 50' of the edge of right-of-way of Main Street, Center Street, River Road, any collector or arterial roads as shown on the Master Street Plan, or from roads fronting the Town Square;

NOW, THEREFORE, be it ordained by the City Council of Midway City, Utah, as follows:

Section 16.13.390(B) shall be amended to read as follows:

16.13.390 Off-Street Parking and Loading

- B. Location and Control of Parking Facilities. The off-street parking facilities required by this Ordinance shall be located on the same lot or parcel of land as the use they are intended to serve except if the following apply:

1. A cross parking agreement has been entered into with a neighboring party; said agreement must be approved by the City Council.
2. 75% of the required parking may be located off-site at a city approved area that is not in the right-of-way. If outdoor dining required parking stalls, 100% of the required parking for the outside dining area may be located off-site at a city approved area that is not in the right-of-way. A parking stall fee will be assessed with the approval of the initial issuance of the business license and an annual fee per required stall will be assessed at the time of business license renewal each year. Renewal is automatic, unless the City determines a review is warranted, in which case renewal shall be at the discretion of the City Council. The required fee will be adopted by the City Council as part of the City's fee schedule.
3. Parking at or above natural grade shall not have building area above such parking within 50' of the edge of the right-of-way of the following: Main Street, Center Street, River Road, any collector or arterial roads as shown on the Master Street Plan, or from roads fronting the Town Square, which includes the following:
 - a. 100 North (100 West to 200 West),
 - b. 100 West (Main Street to 100 North), and
 - c. 200 West (Main Street to 200 North).

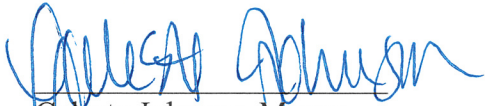
Other permitted and conditional uses must occupy the ground floor between the edge of the right-of-way and the streets listed above.

This Ordinance shall take effect upon publication as required by law.

PASSED AND ADOPTED by the City Council of Midway City, Wasatch County, Utah this 15th day of July 2025.

Council Member Jeff Drury	<u>Aye</u>
Council Member Lisa Orme	<u>Aye</u>
Council Member Kevin Payne	<u>Aye</u>
Council Member Craig Simons	<u>Aye</u>
Council Member JC Simonsen	<u>Aye</u>

APPROVED:


Celeste Johnson, Mayor

ATTEST:


Brad Wilson, City Recorder

APPROVED AS TO FORM:


Corbin Gordon, City Attorney





Certificate of Passage, Posting and Publication

I certify that on 15 July 2025 the Midway City Council adopted Ordinance 2025-19 (Parking Agreements).

I certify that a copy of the ordinance was deposited in the office of the municipal recorder.

I certify that a summary of the ordinance was posted on 4 December 2025 at the following locations:

Midway City Office Building
Midway Community Center
United States Post Office (Midway)
The Market Express
7-Eleven (Midway)

I certify that a summary of the ordinance was published on the Utah Public Notice Website on 4 December 2025.

I certify that a summary of the ordinance was also published on Midway City's website on 4 December 2025.

Brad Wilson, Midway City Recorder

Dated 4 December 2025

