

ORDINANCE 23-12

AN ORDINANCE AMENDING TITLE 10, CHAPTER 10.30, SECTION 10.30.040 OF THE MORGAN CITY CODE BY AMENDING THE TOTAL WIDTH ALLOWED FOR DRIVEWAYS; PROVIDING FOR REPEALER; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on June 27, 2023 the City Council adopted and approved the Morgan City Development, Design, and Construction Standards (hereinafter referred to as “City Standards”); and

WHEREAS, due to the amendments made to the City Standards it is necessary to amend Section 10.30.040 of the Morgan City Code to reflect the new width of thirty-six feet (36’) allowed for driveways; and

WHEREAS, the City Council of Morgan City deems it to be in the best interest of the citizens of Morgan City to amend Section 10.30.040 of the Morgan City Code to reflect the new width allowed for driveways.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF MORGAN, UTAH:

SECTION 1 Repealer. If any provisions of the Morgan City Code heretofore adopted are inconsistent herewith they are hereby repealed.

SECTION 2. Enactment. Title 10, Chapter 10.30, Section 10.30.040 the Morgan City Code is hereby amended to read as follows:

10.30.040 ACCESS REQUIREMENTS

- A. Required: Adequate ingress and egress to and from all uses shall be provided
- B. Residential: Each residential lot that has frontage on a public right of way shall have its own driveway.
 - 1. The maximum slope of all driveways shall not exceed twelve percent (12%);
 - 2. All driveways shall drain toward the street at a minimum of one-half percent (0.5%). At a minimum, and when topographically feasible, this applies to the first twenty five feet (25') of each driveway measured from the street right of way;
 - 3. Each residential driveway shall be a minimum of twenty five feet (25') in length as measured from the public right of way, or as measured from a required sidewalk in a private development, or thirty feet (30') from the near edge of a private road;
 - 4. There shall be not more than two (2) driveways, the total width of which does not exceed one-half (1/2) of the linear frontage of the lot, or **fiftythree six** feet (**5036'**), whichever is less.
 - 5. Driveway(s) shall be no closer than three feet (3') from a side property line on an interior lot and twenty feet (20') from a corner lot line.

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SECTION 3. Severability. If any section, subsection, sentence, clause or phrase of this ordinance is declared invalid or unconstitutional by a court of competent jurisdiction, said portion shall be severed and such declaration shall not affect the validity of the remainder of this ordinance.


SECTION 4. Effective Date. This ordinance shall become effective immediately upon posting.

PASSED AND ADOPTED by the City Council of Morgan, Utah, this 22nd day of August, 2023.



STEVE GALE, Mayor

ATTEST:



DENISE WOODS, City Recorder



CITY COUNCIL VOTE AS RECORDED:

	Aye	Nay	Excused
Councilmember London	<u>X</u>	___	___
Councilmember Wardell	<u>X</u>	___	___
Councilmember Turner	<u>X</u>	___	___
Councilmember Richins	<u>X</u>	___	___
Councilmember Alexander	<u>X</u>	___	___

(In the event of a tie vote of the Council):

Mayor Gale ___ ___