



## ORDINANCE 2020-03

### AN ORDINANCE AMENDING TITLE 16 OF THE MIDWAY CITY CODE REGARDING OFF-STREET PARKING AND LOADING, AND RELATED MATTERS

**WHEREAS**, the City Council of Midway City desires to amend public parking requirements in its commercial zones; and

**WHEREAS**, the City Council now desires to amend Title 16 of the Midway City Municipal Code to accomplish these purposes.

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

Subsection 10 of Section 16.13.390 of the Midway City Code is hereby amended to read as follows:

#### Section 16.13.390 Off-Street Parking and Loading

10. Restaurants and cafes shall have one parking space per two hundred (200) square feet of dining room floor space. No additional parking is required for any outdoor dining area (open-air dining) which totals less than 50% of the indoor dining area. In cases where the outdoor dining area totals more than 50% of the indoor dining area, the additional parking required for the portion of the outdoor dining area exceeding 50% of the total of the indoor dining area shall be calculated at one parking space per 250 square feet of the outdoor dining area.

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 City Council.
2. 75% of the required parking may be located off-site at a city approved and designated area. 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 and designated area. 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. The required fee will be adopted by the City Council as part of the City's fee schedule.

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 7<sup>th</sup> day of April 2020.

	AYE	NAY
Council Member Steve Dougherty	<u>  X  </u>	<u>          </u>
Council Member Jeff Drury	<u>  X  </u>	<u>          </u>
Council Member Lisa Orme	<u>  X  </u>	<u>          </u>
Council Member Kevin Payne	<u>  X  </u>	<u>          </u>
Council Member JC Simonsen	<u>  X  </u>	<u>          </u>

APPROVED:

  
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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 7 April 2020 the Midway City Council adopted Ordinance 2020-03 (Outside Dining and Parking).

I certify that a full, true, and correct copy of the ordinance was posted on 20 May 2020 at the following locations:

Midway City Office Building  
United States Post Office (Midway)  
Ridley's Express  
7-Eleven (Midway)

I further certify that a summary of the ordinance was published in The Wasatch Wave on 27 May 2020.

A handwritten signature in blue ink, appearing to read "Brad Wilson", is written over a horizontal line.

Brad Wilson, Midway City Recorder

Dated 27 May 2020

