

Midway City Council
15 February 2022
Regular Meeting

Ordinance 2022-10 /
Development Moratorium



ORDINANCE 2022-10

AN ORDINANCE AUTHORIZING A SIX-MONTH EXTENSION OF THE BUILDING MORATORIUM IN CERTAIN SPECIFIED ZONES WITHIN THE CORPORATE LIMITS OF MIDWAY CITY, AND RELATED MATTERS.

WHEREAS, on August 17, 2021, the Midway City Council found there was good cause for imposing a six (6) month building moratorium in certain specified zones within the corporate limits of Midway City; and

WHEREAS, City Staff has worked diligently during the moratorium to review and revise its General Plan and Land Use Code to better meet the needs of a growing and evolving Midway City; and

WHEREAS, the moratorium is set to expire on February 17, 2022, but City Staff needs additional time to conclude the work it has undertaken regarding moderate income housing; and

WHEREAS, because it is in the best interest of the City and its residents to implement policies and procedures regarding moderate income housing, the Midway City Council desires to extend the moratorium an additional six (6) months, or until August 2022.

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

From the date of the adoption of this ordinance until the City Council has adopted an ordinance repealing it, or in six months from the date of adoption, whichever comes first, no new land development applications will be accepted by Midway City in any of the following zones: residential subdivisions (excepting small scale, rural preservation and density reduction subdivisions that are designed to go through a minimal approval process, thus taking up less of staff's available time); residential planned unit developments; all mixed-use projects, projects requiring a master plan, or other large-scale residential developments (as defined in the current zoning ordinance); all applications for new commercial construction; resort

development; any applications proposing to amend annexation agreements, master plan and development agreements; and citizen initiated code text amendments.

Further, Midway City also gives notice that it will not accept for further consideration any petition for annexation filed during the period that this temporary zoning ordinance is in effect.

This resolution does not affect any development application currently filed or pending with the City on or before the date of this ordinance. Neither does this resolution affect requests for will serve letters from properties outside of the City limits seeking to receive culinary service. Further, this resolution does not affect applications for building permits within developments approved by the City prior to the date of this ordinance or within developments covered by applications described in the previous sentence.

The following applications are not deemed to be affected by this moratorium: plat amendment, application for conditional use, lot line adjustments, or building permits.

This ordinance shall be effective immediately upon passage. A copy of this ordinance shall be posted at each of three (3) public places within the corporate limits of Midway City and a summary published in a paper of local circulation.

PASSED AND ADOPTED by the City Council of Midway City, Wasatch County, Utah
this day of 2022.

Council Member Steve Dougherty _____
Council Member Jeff Drury _____
Council Member Lisa Orme _____
Council Member Kevin Payne _____
Council Member JC Simonsen _____

APPROVED:

Celeste Johnson, Mayor

ATTEST:

APPROVED AS TO FORM:

Brad Wilson, City Recorder

Corbin Gordon, City Attorney

(SEAL)

DRAFT