

Ordinance 2023-22

SHORT TITLE:

AN ORDINANCE AMENDING PROVO CITY CODE REGARDING DOWNTOWN PARKING IN SECTIONS 14.21A.150 AND 14.21B.140. CITYWIDE APPLICATION. (PLOT20230094)

I PASSAGE BY MUNICIPAL COUNCIL

ROLL CALL

DISTRICT	NAME	FOR	AGAINST	OTHER
CW 1	KATRICE MACKAY	✓		
CW 2	DAVID SHIPLEY	✓		
CD 1	BILL FILLMORE	✓		
CD 2	GEORGE HANDLEY			Excused
CD 3	SHANNON ELLSWORTH	✓		
CD 4	TRAVIS HOBAN	✓		
CD 5	RACHEL WHIPPLE	✓		
TOTALS		6	0	

This ordinance was passed by the Municipal Council of Provo City, on the 6th day of June 2023, on a roll call vote as described above. Signed this 21st day of August 2023.



Chair

II APPROVAL BY MAYOR

This ordinance is approved by me this 24th day of August 2023.



Mayor

Ordinance 2023-22

III

CITY RECORDER'S CERTIFICATE AND ATTEST

This ordinance was signed and recorded in the office of the Provo City Recorder on the

24th day of August 2023 and was published on the Utah Public Notice Website on the 7th day

of June 2023. I hereby certify and attest that the foregoing constitutes a true and accurate record of

proceedings with respect to Ordinance Number 2023-22.



A handwritten signature in cursive script, reading "Heidi Ellman", is written over a horizontal line.

City Recorder

ORDINANCE 2023-22

AN ORDINANCE AMENDING PROVO CITY CODE REGARDING
DOWNTOWN PARKING IN SECTIONS 14.21A.150 AND 14.21B.140.
CITYWIDE APPLICATION. (PLOT20230094)

WHEREAS, it is proposed that Provo City Code 14.21A.150 and 14.21B.140 be
amended; and

WHEREAS, on May 10, 2023, the Planning Commission held a duly noticed public
hearing to consider the proposed amendment, and after such meeting, the Planning Commission
recommended approval to the Municipal Council by a vote of 5:0; and

WHEREAS, on June 6, 2023, the Municipal Council met to ascertain the facts regarding
this matter and receive public comment, which facts and comments are found in the public
record of the Council's consideration; and

WHEREAS, after considering the Planning Commission's recommendation and facts and
comments presented to the Municipal Council, the Council finds (i) Provo City Code should be
amended as described herein and (ii) the proposed amendment reasonably furthers the health,
safety and general welfare of the citizens of Provo City.

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

PART I:

Provo City Code 14.21A.150 and 14.21B.140 are hereby amended as set forth in Exhibit
A

PART II:

A. If a provision of this ordinance conflicts with a provision of a previously adopted
ordinance, this ordinance shall prevail.

B. This ordinance and its various sections, clauses and paragraphs are hereby declared to
be severable. If any part, sentence, clause or phrase is adjudged to be unconstitutional
or invalid, the remainder of the ordinance shall not be affected thereby.

The Municipal Council hereby directs that the official copy of the Provo City Code
be updated to reflect the provisions enacted by this ordinance.

C. This ordinance shall take effect immediately after it has been posted or published in
accordance with Utah Code 10-3-711, presented to the Mayor in accordance with Utah
Code 10-3b-204, and recorded in accordance with Utah Code 10-3-713.

D.

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48 END OF ORDINANCE.

Exhibit A

14.21A.150

Parking, Loading, and Access.

(1) Each lot or parcel in the DT1 zone shall provide a minimum of seventy-five percent (75%) of the required off-street parking as set forth in Chapter 14.37, Provo City Code, except:

(a) Buildings or portions of buildings located in the required sixty (60) foot transitional setback

shall comply with the following parking requirements:

(i) Residential units shall have a minimum of one and one-half (1 1/2) spaces for one (1)

bedroom units and two and one-quarter (2 1/4) spaces for units with two (2) or more bedrooms. This requirement does not include any disabled parking spaces required by

Section 14.37.110, Provo City Code; and

(ii) Commercial uses shall provide the minimum parking required by Chapter 14.37, Provo

City Code.

(2) Residential parking may be reduced to one (1) space per unit for one (1) bedroom units and to

one and one-quarter (1 1/4) spaces for units with two (2) or more bedrooms subject to Planning

Commission approval of a Transportation Demand Management (TOM) program as described in

Section 14.37.050(2), Provo City Code.

(3) Existing structures on properties described in Subsection (3)(a) shall not be required to provide

any new off-street parking due to a change in use so long as the building is not being expanded.

(a) The above parking exception in Subsection (3) shall apply to properties that front Center

Street between 500 West and 100 East, and properties that front University Avenue between

Center Street and 300 North.

(4) *Parking Design.* Parking shall be designed to the requirements of Section 14.37.100, Provo

City Code.

(a) Surface parking shall not be provided within thirty (30) feet of a front or street side yard

property line of any property adjacent to a primary street. Surface parking is not permitted within

the first six (6) feet of properties fronting secondary streets and must be separated from the

street by a six (6) foot wide berm that is a minimum of twenty-four (24) inches in height.

14.21B.140

n **Parking, Loading, and Access.**

(1) Each lot or parcel in the DT2 zone shall provide a minimum of seventy-five percent (75%) of the required off-street parking as set forth in Chapter [14.37](#), Provo City Code.

(2) Residential parking may be reduced to one (1) space per unit for one (1) bedroom units and to

one and one-quarter (1 1/4) spaces for units with two (2) or more bedrooms subject to Planning

Commission approval of a Transportation Demand Management (TOM) program as described in

Section [14.37.050\(2\)](#), Provo City Code.

(3) Existing structures on properties described in Subsection (3)(a) shall not be required to provide

any new off-street parking due to a change in use so long as the building is not being expanded.

(a) The above parking exception in Subsection (3) shall apply to properties that front Center

Street between 500 West and 100 East, and properties that front University Avenue between

Center Street and 300 North.

(4) *Parking Design.* Parking shall be designed to the requirements of Section [14.37.100](#), Provo City Code.

(a) Surface parking shall not be provided within thirty (30) feet of a front or street side yard

property line of any property adjacent to a primary street. Surface parking is not permitted within

the first six (6) feet of properties fronting secondary streets and must be separated from the

street by a six (6) foot wide berm that is a minimum of twenty-four (24) inches in height.