

VIRGIN TOWN  
1ST DRAFT ORDINANCE NO. 2025-

AN ORDINANCE AMENDING VMC TITLE 16 TO INCLUDE DEFINITIONS OF PARKING LOTS, PROHIBITING COMMERCIAL AND PUBLIC PARKING LOTS IN ALL ZONES, INSERTING SECTION 44.11 PROHIBITED USES, AND INCLUDING MUNICIPAL PARKING LOTS AS A CONDITIONAL USE IN ALL ZONES.

**WHEREAS**, Virgin Town (“the Town”) is a Utah municipal corporation and political subdivision of the State of Utah, and

**WHEREAS**, the Virgin Town Council (“Town Council”) is the legislative and governing body of the Town, and

**WHEREAS**, the Town Council with advice of the Virgin Town Planning and Zoning Commission (“Planning Commission”), in addition to being the legislative and governing body of the Town, is also the Land Use Authority (“LUA”) vested with the power to enact all Land Use Regulations and make all Land Use Decisions within the Town unless the latter administrative power is delegated to another body or person, and

**WHEREAS**, the Planning Commission held a public hearing on this ordinance on , 20 ; and

**WHEREAS**, the Virgin Town Planning and Zoning Commission recommended in a to vote that the Town Council [approve / deny] these amendments on , 20 ; and

**WHEREAS**, the Town is in the process of amending its ordinances to encourage dense, vital, interactive and pedestrian-friendly business areas in its commercial zones, and

**WHEREAS**, parking lots which are not accessory to nearby business, but rather serve those riding buses or shuttles to other locations, tend to interrupt shopping areas and walkability, and

**WHEREAS**, development of so-called “park’n ride” lots may have the effect of sending tourist dollars away from Virgin Town businesses; and

**WHEREAS**, Virgin’s LUA finds it to be in the best interests of the health, safety, and welfare of residents and visitors to the Town to amend its regulations;

**NOW THEREFORE**, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF VIRGIN, UTAH AS FOLLOWS:

**SECTION 1. AMENDMENT TO TITLE 16 SECTION 2.12 ADOPTING PARKING LOT DEFINITIONS**

Add the following definitions for Accessory Parking Lot, Commercial Parking Lot, Municipal Parking Lot and Public Parking lot.

**Accessory Parking Lot-** a non-fee parking area for parking three or more vehicles for use only by employees and customers of the commercial entity or entities to which it is accessory.

**Commercial Parking Lot-** a parking area for parking three or more vehicles that is not owned by a governmental entity and provides parking for a fee.

**Municipal Parking Lot.** A parking area for parking three or more vehicles which is owned by a governmental entity and is available for parking to the public. There may or may not be a fee.

**Public Parking Lot.** A parking area for parking three or more vehicles which is owned by a governmental entity other than the Town of Virgin and is available for parking to the public. There may or may not be a fee.

**SECTION 2. ADD COMMERCIAL AND PUBLIC PARKING LOTS TO PROHIBITED USES IN SECTIONS 32.09, 34.07, 38.07, AND 40.12**

**SECTION 3. ADD MUNICIPAL PARKING LOTS TO CONDITIONAL USES IN SECTIONS 32.08, 34.06, 38.06, 40.10, AND 44.10**

**SECTION 4. AMEND VMC 16 CHAPTER 44 TO INCLUDE NEW SECTION LISTING PROHIBITED USES AS FOLLOWS:**

**44.11: PROHIBITED USES**

A. COMMERCIAL PARKING LOTS

B. PUBLIC PARKING LOTS

**SECTION 5. SEVERABILITY, EFFECTIVE DATE, REPEALER**

**Severability Clause:** Should any part or provision of this Ordinance be declared by the courts to be unconstitutional or invalid, such decision shall not affect the validity of the Ordinance as a whole or any part thereof other than the part so declared to be unconstitutional or invalid.

**Effective Date:** This Ordinance shall be in full force and effect from \_\_\_\_\_, 20\_\_\_\_ and after the required approval and publication according to law.

**Repealer Clause:** All Virgin Town ordinances or resolutions or parts thereof, which are in conflict herewith, are hereby repealed.

PASSED AND ADOPTED BY THE TOWN COUNCIL OF VIRGIN TOWN, STATE  
OF UTAH, ON THE \_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_.

Attest:

\_\_\_\_\_  
Jean Krause, Mayor, Virgin Town Krystal Percival, Recorder, Virgin Town

VIRGIN TOWN COUNCIL

Vote as recorded: AYE NAY ABSENT

|                      |       |       |       |      |
|----------------------|-------|-------|-------|------|
| Councilmember Luwe   | _____ | _____ | _____ |      |
| Councilmember Baird  | _____ | _____ | _____ |      |
| Councilmember Wenz   | _____ | _____ | _____ | SEAL |
| Councilmember McKeon | _____ | _____ | _____ |      |
| Mayor Krause         | _____ | _____ | _____ |      |

RECORDED this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

PUBLISHED OR POSTED this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

**CERTIFICATE OF PASSAGE AND PUBLICATION OR POSTING**

In accordance with Utah Code Annotated §63G-30-102 as amended, I, the Town Clerk/Recorder of Virgin, Utah, hereby certifies that the foregoing Ordinance was duly passed and published or posted via Class A Notice at:

- 1) *Utah Public Notice website*
- 2) *Virgin Town website, [www.virgin.utah.gov](http://www.virgin.utah.gov)*
- 3) *Virgin Town Hall*

\_\_\_\_\_  
Krystal Percival, Town Clerk/Recorder  
Virgin Town, Utah