

**RESOLUTION 2023-R-18**

**A RESOLUTION AUTHORIZING THE MAYOR TO SIGN AN  
AMENDMENT TO THE MIDVALE MILLS DEVELOPMENT  
AGREEMENT**

**WHEREAS**, pursuant to Utah Code Annotated Sections 10-9a-102 (2) of the Utah State Code, Midvale City (the "City") is authorized as follows: "To accomplish the purposes of this chapter, municipalities may enact all ordinances, resolutions, and rules and may enter into other forms of land use controls and development agreements that they consider necessary or appropriate for the use and development of land within the municipality, including ordinances, resolutions, rules, restrictive covenants, easements, and development agreements governing uses, density, open spaces, structures, buildings, energy efficiency, light and air, air quality, transportation and public or alternative transportation, infrastructure, street and building orientation and width requirements, public facilities, fundamental fairness in land use regulation, considerations of surrounding land uses and the balance of the foregoing purposes with landowner's private property interests, height and location of vegetation, trees, and landscaping, unless expressly prohibited by law"; and

**WHEREAS**, new land has been acquired for The Midvale Mills project; and

**WHEREAS**, an amendment to the existing Midvale Mills development agreement was required to include the new land; and

**WHEREAS**, the parties have negotiated such agreement, and, as of the date of this Resolution, agree to enter into said agreement; and

**WHEREAS**, the City Council has reviewed said Development Agreement and agrees that entering into such agreement will help further the goals of the Midvale City General Plan 2016 and compliance with the Overlay Zone land use regulations.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF  
MIDVALE CITY, STATE OF UTAH, AS FOLLOWS:**

**Section 1.** The Midvale City Council has reviewed the attached Development Agreement between Midvale City Corporation and Midvale Mill Investments LC, a Utah limited liability company, Midvale Mill Development, Corp., a Utah Corporation (collectively "Developer").

**Section 2.** The Midvale City Council, through its understanding of the goals of the Midvale City General Plan and the RM-12 land use regulations and the proposed Midvale Mills,

believes it is in the best interest of the Developer and the City to enter into such Development Agreement.


**Section 3.** The Midvale City Council on this date does hereby authorize the Mayor to enter into the attached agreement on behalf of the City.

**PASSED AND APPROVED** this 2nd day of May, 2023



  
\_\_\_\_\_  
Marcus Stevenson, Mayor

ATTEST:

  
\_\_\_\_\_  
Roki Andreason, MMC  
City Recorder

Voting by City Council	"Aye"	"Nay"
Quinn Sperry	<input checked="" type="checkbox"/>	_____
Paul Glover	<input checked="" type="checkbox"/>	_____
Heidi Robinson	<input checked="" type="checkbox"/>	_____
Bryant Brown	<input checked="" type="checkbox"/>	_____
Dustin Gettel	_____	<input checked="" type="checkbox"/>

