



Midway

PLANNING COMMISSION MEETING STAFF REPORT

DATE OF MEETING: May 10, 2022

NAME OF PROJECT: The Village

NAME OF APPLICANT: Midway Heritage Development, LLC

AUTHORIZED REPRESENTATIVE: Daniel Luster

AGENDA ITEM: The Village Phases 1-2 Final Approval and Conditional Use Permit

LOCATION OF ITEM: 541 East Main Street

ZONING DESIGNATIONS: C-2

ITEM: 4

Dan Luster, agent for Midway Heritage Development LLC, is seeking Final Approval for Phases 1 and 2 of The Village. The Village is a mixed-use development that contains both commercial and residential uses. The proposed phases include 83,184 SF of commercial space in seven buildings, 45 residential dwellings, park area, private streets with a public access easement, and private trails with a public access easement. Phase one is 6.54 acres in size, and phase two is 5.7 acres. Both phases have a combined common acreage of 9.4 acres. The property located at 541 East Main is in the C-2 zone.

BACKGROUND:

Dan Luster, agent for Midway Heritage Development LLC, is proposing preliminary approval of The Village Phases 1-2 for The Village which will 45 dwellings and seven commercial structures on 9.4 acres. The property is located at 541 East Main and encompasses 27.47 acres and contains 8.81 acres of open space. The proposal includes at least 44,128 square feet of commercial space in multiple buildings, 143 townhomes, park,

trails, pool, and sports club. The proposed plan is a mixed-use development that will be developed in five phases. The current proposal is for final approval of phases 1 and 2. Per the master plan agreement, the applicant cannot apply for preliminary approval of phases 4 and 5 until the correct ratios of required commercial square footage have been constructed (60% for phase 4, 80% for phase 5). The applicant also cannot apply for final approval of phase 3 until a traffic signal has been installed at the intersection of River Road and main Street. Mixed-use projects are conditional uses, so the applicant is also seeking approval of a conditional use permit.

The Village that was originally conceptually approved by the City Council on May 18, 2021. On August 17, 2021, the City Council approved a conditional zone map amendment that, once all conditions have been met, will rezone the entire property to C-2. The applicant then received approval to an amended concept master plan on December 7, 2021. Preliminary approval was granted for phases 1-3 on March 1, 2022.

The property has historically and is currently in agricultural production except the land occupied by the automotive shop, storage units, and dwelling. Sensitive land area located on the property will be left undisturbed as required by the land use ordinance. These sensitive lands include the sloped areas at the base of Memorial Hill.

The C-2 zone allows mixed-use development. The proposal is to create a mixed-use development that will include commercial uses along Main Street and residential uses on the remainder of the property. The application covers the largest commercial properties in town. Development of the property could increase the City's tax base and add more commercial space that has become increasingly more difficult to find in the past few years. The property is also very visible from Main Street, and because of its location at the base of Memorial Hill, many residents and visitors of Midway are familiar with the property. There are existing residents and commercial businesses in the area that will be impacted by the development and careful planning must be taken to mitigate negative impacts wherever reasonably possible. Because mixed-use projects are a conditional use, the City Council may require reasonable conditions to mitigate negative impacts to the neighbors and the area. Conditional uses are governed by the following standards:

- (a) A conditional use shall be approved if reasonable conditions are proposed, or can be imposed, to mitigate the reasonably anticipated detrimental effects of the proposed use in accordance with applicable standards.
- (b) If the reasonably anticipated detrimental effects of a proposed conditional use cannot be mitigated by the proposal or the imposition of reasonable conditions to achieve compliance with applicable standards, the conditional use may be denied.

LAND USE SUMMARY – PHASES 1 & 2:

- 9.4 acres (27.47 for the entire master plan)
- 8.44 acres of open space (for the entire master plan)
- C-2 zone
- Two phases
- 45 residential units (143 for the entire master plan)
- Seven commercial buildings
- Private roads (public access easement), alleys, parking areas, and open space will be maintained by the HOA or POA

ANALYSIS:

Water Rights – Master plans require that water rights be held in escrow with the City before the master plan agreement can be recorded. The developer has submitted the required water rights and they are now in escrow. The required water rights per phase are then dedicated to the City before the recording of each plat. The Water Advisory Board has approved an estimated 166.6 acre-feet will be required for the five phases of the project (see attached Exhibit B). Water rights will need to be dedicated per phase/plat as follows:

Phase 1:	32.44 acre-feet
Phase 2:	38.57 acre-feet
Phase 3:	41.18 acre-feet
Phase 4:	37.37 acre-feet
<u>Phase 5:</u>	<u>17.04 acre-feet</u>
Total:	166.6 acre-feet

The water rights dedicated per phase will be cited on the plat with specific water rights requirements noted for each commercial building. If a use is proposed in a commercial building and the proposed use requires more water rights than has been dedicated, the applicant proposing the use will need to dedicate the needed water rights before the use is approved.

Roads and Traffic Circulation – Each phase of the subdivision must meet access requirements. All three phases comply with access requirements.

Traffic Study – A traffic study has been submitted to the City for review. The study has determined the impact of traffic generated from the proposal on the surrounding

UDOT and City streets. One significant finding is a third access is required for better traffic distribution and to lower the impact on the intersection of River Road and Main Street. The third access will be from River Road. The Fire District has also reviewed the application and has recommended that a third access is needed. A third access is a requirement for the conditional approval of the zone map amendment.

Alley Access – The proposed plan has street access to each unit but there is also additional alley access proposed for parking access. The alley access areas will be private and will be owned and maintained by the HOA or POA. Snow removal and storage from the alley is a concern and staff has asked that a snow removal and storage plan is prepared for review and approval. The applicant has provided an area on the site plan where snow will be stored in the central open space area. The developer has provided a will-serve letter from Wasatch County Solid Waste for the current plan. The Fire District did meet with staff and the developer to review all fire related issues, including alley access. The proposed plan has been modified to address concerns raised in that meeting.

Main Street Improvements – The developer will be required to improve Main Street to UDOT requirements. Staff has asked the applicant to supply documentation of UDOT approval. Minutes from a preliminary meeting were submitted that shows the process for approval has commenced. A final approval from UDOT will be required before approval is granted.

Density – The maximum number of residential units is 143 as per the condition of the conditionally approved rezone of the property. The residential density per phase is as follows:

Phase 1:	10 units
Phase 2:	35 units
Phase 3:	43 units
Phase 4:	40 units
<u>Phase 5:</u>	<u>15 units</u>
Total:	143 units

Trails – There are no planned trails on the property as per the Trails Master Plan though all trails shown on the will have a public trail easement. The master plan requires the developer to pursue approval of a trail connection from the development to Memorial Hill. Wasatch County, owner of Memorial Hill, would need to approve the trail. It is anticipated that if a trail is built, it would be a backcountry soft surface trail to minimize the impact on Memorial Hill and to limit a visual impact when looking at the hill. Staff's concern is that without a trail plan and design, the public will create their own trails that may have a visual impact and create an erosion impact on Memorial Hill. There are trails and sidewalks throughout the proposal and all will have a public access easement including the trail through the central open space area.

Architecture Theme – The developer is required to receive architectural approval of all structures in the mixed-use development, this includes all commercial and

residential buildings, along with any other features that require architectural approval. Specific review of each building will be required through the building permit approval process.

Parking – The developer is providing 184 commercial stalls and 90 residential stalls for a total of 274 parking stalls in phases 1-2. Of the residential stalls, two stalls per unit will be provided in the garage of the unit. The code requires another 23 stalls to be provided that have not been identified on the plans. To meet the requirement, the developer may need to installation of some temporary parking stalls until later phases are developed, which contain the additional required parking. The parking assigned to each commercial building will be noted on the plat for each commercial building. If a use is proposed in a commercial building and the proposed use requires more parking than has been provided, the applicant proposing the use will need to provide the required parking before the use is approved.

Required Commercial Square Footage – The mixed-use code requires 20% of the gross square footage of all structures (except residential garages) is deed restricted as commercial. The plan presented appears to meet the requirements of the code as outlined on page 4 of the submitted plans dated January 12, 2022, for the entire development. At build out, the developer is proposing at a minimum 44,128 square feet of commercial and 81,401 square feet of residential based on building pad area and one-story buildings above grade. Most likely, most structures will be two stories above grade and the commercial building area will be 83,184 square feet and the residential space will be 242,731 square feet (the residential number is based on 143 units and excludes garage area). To assure that the commercial square feet requirement is met, the master plan requires that approvals of phases 4 and 5 (which are fully residential) are not submitted for preliminary approval until the commercial structures are built out at the ratios outlined in the master plan approval. These details are outlined in the master plan agreement.

The following are examples of potential areas of the residential and commercial buildings. It is most likely the actual area of the buildings will be different from what is represented but the 80% and 20% ratios must be met and will be monitored through the building permit approval process.

Building	Description	Overall	Footprint	Usable	Usable 1st Floor	Retail	Office	Storage
1	Restaurant	6,412	3,206.00	4,132	1,877	0		3,206
2	Retail	10,600	5,300.00	7,422	3,711	5,300		5,300
3	Restaurant	4,786	2,393.00	3,572	1,786	0		2,393
4	Restaurant	2,800	1,400.00	1,784	834	0		1,400
5	Office	4,786	2,393.00	3,572	1,786	0	4,786	0
6	Office	2,800	1,400.00	1,784	834	0	2,800	0
7A	Gym	27,788	13,894	20,016				
	Gym							
7B	Restaurant	6,412	3,206	4,132				3,206

	Gym							
7C	Restaurant	2,800	1,400	1,784				1,400
8	Pool & Patio	14,000	14,000	14,000				
Total		83,184	48,592	62,198		5,300	7,586	16,905

Ratio of Commercial to Residential	Residential Space			
Ratio Commercial/Residential		Units	143	
		Unit Size	2,350	
		Total Residential sf	336,050	
Ratio Commercial/Residential		(sf)	(%)	
	Total Residential Space	336,050	80.2%	
	Total Commercial Space	83,184	19.8%	
	Total Built Space	419,234		

Open Space – The project is required to provide 8.32 acres of total open space. The developer is providing a total of 8.44 acres to comply with the requirement.

Setbacks – The proposed development is required to meet the setback requirements for the mixed-use code and the conditions placed on the project through the rezoning approval. All commercial buildings are required to have an 8' setback and all residential structures are required to have a 10' setback. Residential setbacks along the western boundary are a minimum of 36' and residential setbacks along the eastern boundary are a minimum of 100'.

Height of structures – Structures cannot exceed 35' in height, measured from natural grade to the roof. Architectural elements may exceed the 35' limit as per code.

Transient Rental Overlay District – The transient rental overlay district (TROD) covers the roughly 600' area of the project north of Mains Street. Per the conditional approval of the rezone of some of the project area, only units that fall completely in the rezone area may be rented as short-term nightly rentals, and only if the units comply with all requirements (see exhibit D).

One Property Owners Association – All residential phases of the master plan are required to be part of one property owner's association. The commercial areas will all be required to be part of one property owner's association. This is required to maintain all private areas including, private roads, alleys, roads, and common areas.

The requirement to be part of one POA is to reduce conflict in the future. Sometimes in phased developments, phases are sold to different developers and the new developers of a phase do not want to be part of the POA. This has created issues in other phased developments in Midway and for that reason the code requires that all phases be part of one POA. We have not yet received a draft of the Declaration of Covenants, Conditions and Restrictions which needs to be reviewed by the City Attorney.

Geotechnical Report – The City has received two geotechnical reports for the property. One from 2017 and one from 2021. The geotechnical report from 2017 found water in some of the test pits on the west side of the property. The report from 2021 did not find water in any of the test pits, including pits dug near the test pits with water from 2017. The master plan agreement requires piezometers are installed in multiple areas of the development to monitor water levels over the next few years, especially in the areas of phases 2-5. The piezometers will provide information regarding the water table over multiple years. This will give information regarding development of future phases.

Commercial Area Landscaping – The proposed development has a significant amount of frontage along Main Street. The view of Midway along Main Street is of high importance for the City for a couple of reasons. First, it is important to the residents of Midway that Main Street is aesthetically beautiful. Most residents of Midway use Main Street at least once a day and maintaining a beautiful corridor through town is of high priority. Second, the Midway economy is dependent on tourism and a clean and orderly Main Street is vital for creating the atmosphere needed to create a beautiful community that will attract tourists. For these reasons it is a requirement of the master plan that the commercial areas of the development be either kept in agricultural production until constructed or, once those areas are developed, the commercial pads and surrounding area are landscaped until the structures are built. The landscaping may be minimal with grass and an irrigation system, but they will need to be kept orderly and maintained. There are many examples of commercial developments where the commercial pads are not maintained and become weed infested and an eyesore for the community. It is important that this situation is avoided along Midway's main corridor.

Residential Area Landscaping – The applicant has submitted a final landscaping plan for the residential areas. The plans are more detailed than the conceptual plans that were submitted with preliminary approval. The more detailed plan makes it clearer to the future residents, developer, and the City on what landscaping is planned around each unit. Secondly, as part of the conditional use permit, landscaping will be used to help mitigate nuisances. Berms, landscaping, and walls will help mitigate light and noise from trespassing on to neighboring properties. The develop has committed to a masonry wall around the Wilde property which borders the southwest corner of the property.

A wall should be considered next to the southwest parking lot north of the Wilde property to mitigate light trespass from vehicles. Also, a wall is planned next to the east of the parking lot on the east boundary of the property. A berm with landscaping will be installed along the western boundary of phase 2. A berm and landscaping are also required in the northeast corner of the property to mitigate light trespass on the neighboring property. To the east of the open space area of phase 1 is a line of garages that staff feels should be shielded from view from Main Street and the center open area. Staff has suggested a berm and trees would help make the area more attractive. The developer has provided an updated plan that shows 23 trees in this area to help shield the view of the garages.

Temporary Connector Access – In phase two is a temporary connector access to provide emergency access and traffic circulation between phases 1 and 2. The access will be made of pavers that have been approved by the Fire District and by the City Engineer. Once phase 3 is built, the temporary access will be removed, unless the city and the developer both agree that the access is not only aesthetically pleasing but also a benefit to the community. If phase 3 is not approved within in a year of the temporary connector installation, then the temporary connector will be paved to a City standard and will not be removed until phase 3 is complete.

Mailbox Location – The mailbox location will be in the commercial building located east of unit 141.

Lighting Plan – Staff has asked for a lighting plan for street lighting, dwelling lights, and parking areas lighting. The purpose of the plan is to assure the proposed lights will comply with current code regarding light cut-off and to also assure that no light trespass will occur onto neighboring properties. The applicant has submitted a lighting plan for parking areas. It appears the parking lot lights do not have a full cut-off so they will be visible from surrounding properties. The applicant will need to modify the plan to assure that no light trespass occurs from the development to neighboring parcels.

Private Street Profile – Staff, the developer, and representatives from utility companies are working together to create a street profile for this mixed-use community that will be functional, aesthetically pleasing, and safe for the community. Several ideas have been discussed to help accomplish this which include narrowing the road, creating bulb-outs with trees, creating parallel parking areas between the bulb-outs, installing landscaping planter islands at the three entry points to The Village, and creating safer and pedestrian crossings throughout the neighborhood. Some of the proposed ideas have been included in the site plan and include the narrowing of the road, bulb-outs, defined parallel parking, landscaping planter islands at the three entry points to The Village (the planter island from the access from River Road is not present on the plans but has been agreed to by the applicant).

Automotive Shop – A requirement of the conditional approval to rezone part of the property is that the automotive shop and storage unit property must be purchased and left as open space in The Village development. The applicant has now purchased the property and has submitted the deed to the City.

Traffic signal at Main Street and River Road – UDOT has studied the traffic related issues for the intersection of Main Street and River Road. The study concluded that a traffic signal is warranted for the intersection, but UDOT does not have a timeline established for when the signal will be installed. The Village will create more traffic to the area and the developer will need to contribute to the installation of the traffic signal and other required related infrastructure, expansion of pavement, etc. Because UDOT's timeline for installation of the traffic signal is unknown, it is a requirement of the master plan agreement that traffic signal improvements are required as part of phase 3. Before the plat for phase 3 is recorded, the traffic signal, and related improvements, will need to be installed.

VISUAL AND ARCHITECTURAL COMMITTEE RECOMMENDATION:

The Visual and Architectural Committee (VAC) has reviewed the conceptual architectural renderings for this project and has recommended general concept approval. All commercial and mixed-use residential buildings will be reviewed in detail by the VAC during the preliminary approval for each phase and before building permits are issued for any structures.

WATER BOARD RECOMMENDATION:

The Water Advisory Board as approved an estimated 166.6 acre-feet will need to be held by the City in escrow before the master plan agreement can be recorded.

POSSIBLE FINDINGS:

- The proposal will benefit the City financially by creating a greater tax base.
- The proposal may help the City better comply with State requirements regarding the ability to collect resort tax depending on the number of units that are rented on a short-term basis.
- The developer appears to meet the commercial parking requirements but is 23 stalls short of meeting the residential stall requirements for phase 1-2.
- The proposal does appear to comply with the requirement of 20% commercial square feet required by the mixed-use code

ALTERNATIVE ACTIONS:

1. Recommendation of Approval (conditional). This action can be taken if the Planning Commission finds the proposal complies with the requirements of the code.
 - a. Accept staff report
 - b. List accepted findings
 - c. Place condition(s) if needed
2. Continuance. This action can be taken if the Planning Commission finds that there are unresolved issues.
 - a. Accept staff report
 - b. List accepted findings
 - c. Reasons for continuance
 - i. Unresolved issues that must be addressed
 - d. Date when the item will be heard again
3. Recommendation of Denial. This action can be taken if the Planning Commission finds that the request does not comply with the requirements of the code.
 - a. Accept staff report
 - b. List accepted findings
 - c. Reasons for denial

PROPOSED CONDITIONS:

1. The lighting plan must comply with Midway requirements and not allow light to trespass to neighboring properties.
2. A wall should be planned next to the southwest parking lot north of the Wilde property to mitigate light trespass from vehicles.
3. UDOT approval must be submitted.
4. Declaration of Covenants, Conditions and Restrictions must be submitted for legal review.

February 8, 2022

Midway City
Attn: Michael Henke
75 North 100 West
Midway, Utah 84049

Subject: The Village Development – Preliminary Review

Dear Michael:

Horrocks Engineers recently reviewed The Village development for preliminary review. The proposed development borders Memorial Hill to the North and Main Street to the South. The development is a mixed-use development and PUD. The development consists of 36,3310 SF of commercial building space and 143 residential units, The following items should be addressed.

General Comments

- There are 5 phases within the development, each phase within the development appears to be a stand-alone phase.
- Snow removal and snow storage should be addressed with this approval.
- Mailbox locations should be identified on the plans.
- Garbage location and pickup should be addressed and shown on the plans.

Water

- The proposed development will be served from the Gerber / Mahogany pressure zone.
- The proposed development will connect to the existing 12" culinary water line in Main Street and as part of phase 3 will connect to the 10" water line that was installed in the River Road project for this development.
- Fire flow appears to exceed 2000 gals/min.

Roads

- The proposed roads and sidewalks within the development will be private with public access and a typical cross section width of 56' with sidewalk on at least one side of the road.
- There are private alley ways within the development.
- Main Street access and road cross sections will need to go through the UDOT approval process.
- There will be an outlet to River Road and a dedicated left hand turn lane on River Road at this location that shall be installed as part of the master plan agreement.
- The timing of the traffic signal at the intersection of Main Street and River Road shall be per the master plan agreement.

Pressure Irrigation

- The subdivision will be serviced by Midway Irrigation Company.
- All removal, additions, or revisions to the pressure irrigation system must be approved by Midway Irrigation Company.
- There is a ditch towards the north end of the property that runs west to east that is proposed to be placed in a network of pipes and manholes to get it through to the east side of the development. All proposed work on this ditch must be approved by Midway Irrigation Company.

Trails

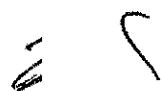
- There are sidewalks throughout the development. There is an 8' private trail with public access that goes through the middle of the open space.

Storm Drain

- The storm drain system will be private and will be collected within the proposed curb and gutter and discharged to a series of catch basins, sumps, and detention basins with the development.
- The development will need to catch the storm water on Main Street across their frontage and pipe it to the ditch on the south side of Main Street.
- The developer should explain how possible maintenance will be done to the retention basins contained within the parking lots.

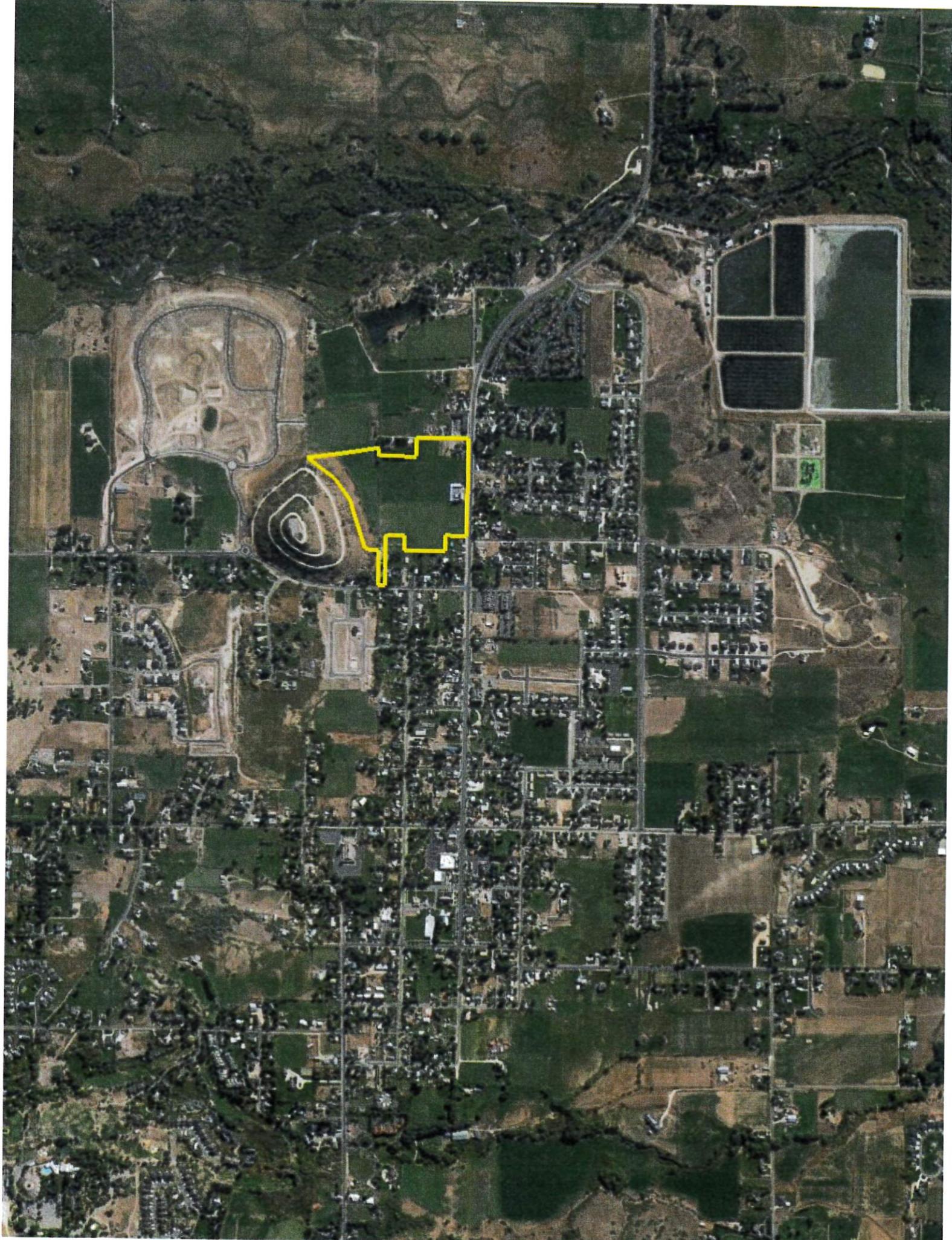
Please feel free to call our office with any questions.

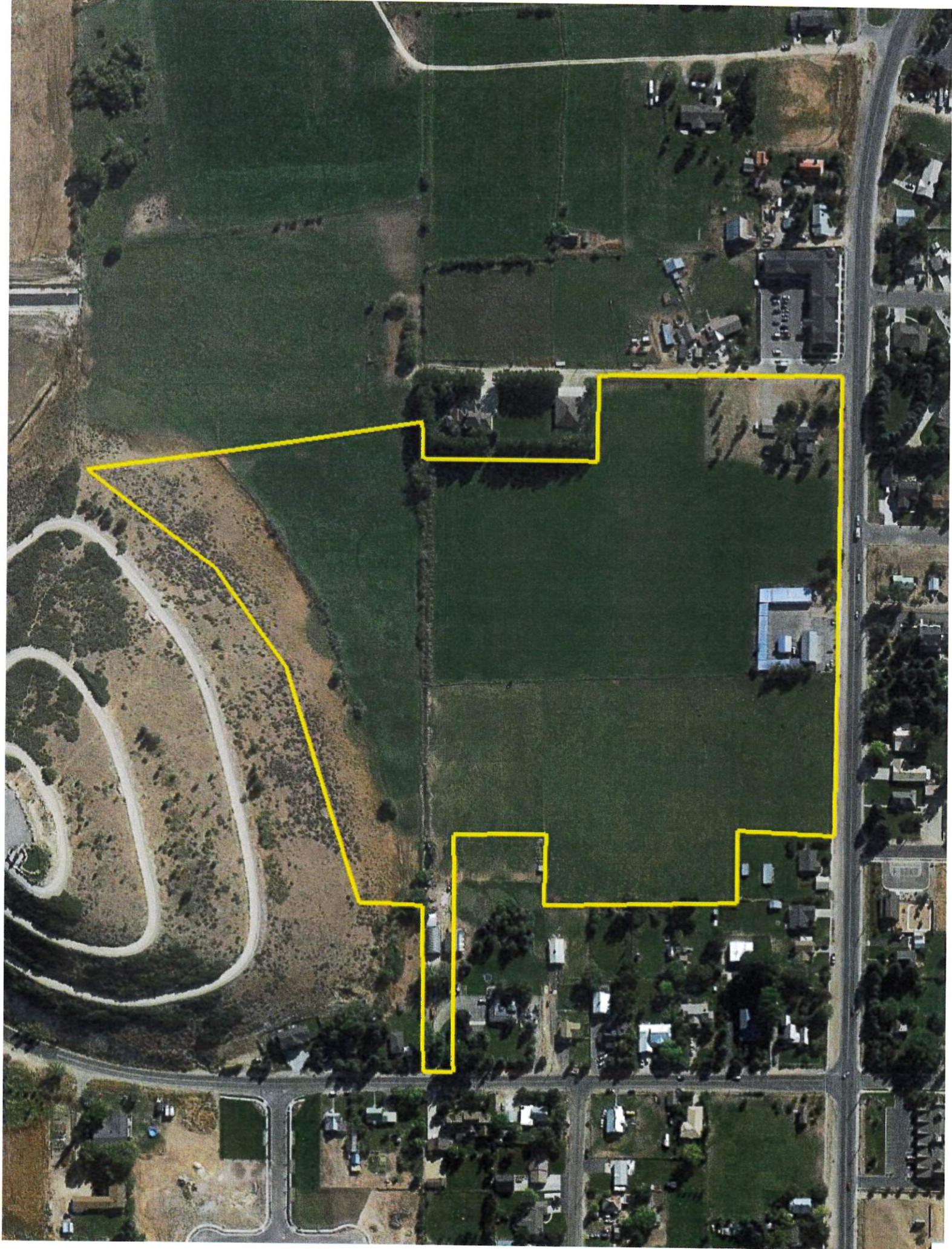
Sincerely,
HORROCKS ENGINEERS



Wesley Johnson, P.E.
Midway City Engine

cc: Berg Engineering





Exhibits

Exhibit A – Proposed Final Plans

Exhibit B – Water Board Recommendation

Exhibit C – Architectural Renderings

Exhibit D – Residential Units in the Transient Rental Overlay Zone

Exhibit E – Lighting Plan

Exhibit F – Midway Irrigation Company Will Serve Letter

Exhibit G – Wasatch County Solid Waste District Will Serve Letter

Exhibit H – Warranty deed for automotive shop property

Exhibit A

THE VILLAGE

A MIXED USE DEVELOPMENT PHASE 1 AND 2 FINAL APPLICATION

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8. PHASE 1 AND 2 SITE PLAN
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12. PHASE 1 LANDSCAPE PLAN
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15. STREET BULB-OUT LANDSCAPE PLAN
16. MAIN STREET LANDSCAPE PLAN
17. WEST BERM LANDSCAPE PLAN
18. MAIN STREET WIDENING
19. BIBURY LANE PLAN AND PROFILE STA 0+00 - 4+68
20. WEST POND LANE PLAN AND PROFILE STA 0+00 - 5+85
21. STONE BRIDGE WAY PLAN AND PROFILE STA 0+00 - 8+37
22. BOXWOOD LANE PLAN AND PROFILE STA 0+00 - 8+37
23. BALLSTEAD LANE PLAN AND PROFILE STA 0+00 - 1+44
24. ROAD CONSTRUCTION DETAILS
25. OVERALL SEWER PLAN
26. BIBURY LANE SEWER PLAN AND PROFILE STA 0+00 - 4+68
27. WEST POND LANE SEWER PLAN AND PROFILE STA 0+00 - 5+85
28. STONE BRIDGEWAY SEWER PLAN AND PROFILE STA 0+00 - 3+00
29. BOXWOOD LANE SEWER PLAN AND PROFILE STA 0+00 - 8+37
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31. SEWER CONSTRUCTION DETAILS
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34. WATER CONSTRUCTION DETAILS
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36. PHASE 1 & 2 PRESSURIZED IRRIGATION PLAN
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39. BIBURY LANE STORM DRAIN PLAN AND PROFILE
40. STONE BRIDGEWAY STORM DRAIN PLAN AND PROFILE
41. BOXWOOD LANE AND BALLSTEAD LANE STORM DRAIN PLAN AND PROFILE
42. MAIN STREET WEST STORM DRAIN PLAN AND PROFILE
43. STORM DRAIN CONSTRUCTION DETAILS



MIDWAY CITY
VICINITY MAP

LISTER	THE VILLAGE
COVER SHEET	
	BERG ENGINEERING 300 E Main St., Suite 204 McMinnville, OR 97148 (503) 437-9749

DESIGN BY: CBN | DATE: 6 APR 2022 | SHEET: 0

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LUSTER
THE VILLAGE
VICINITY MA

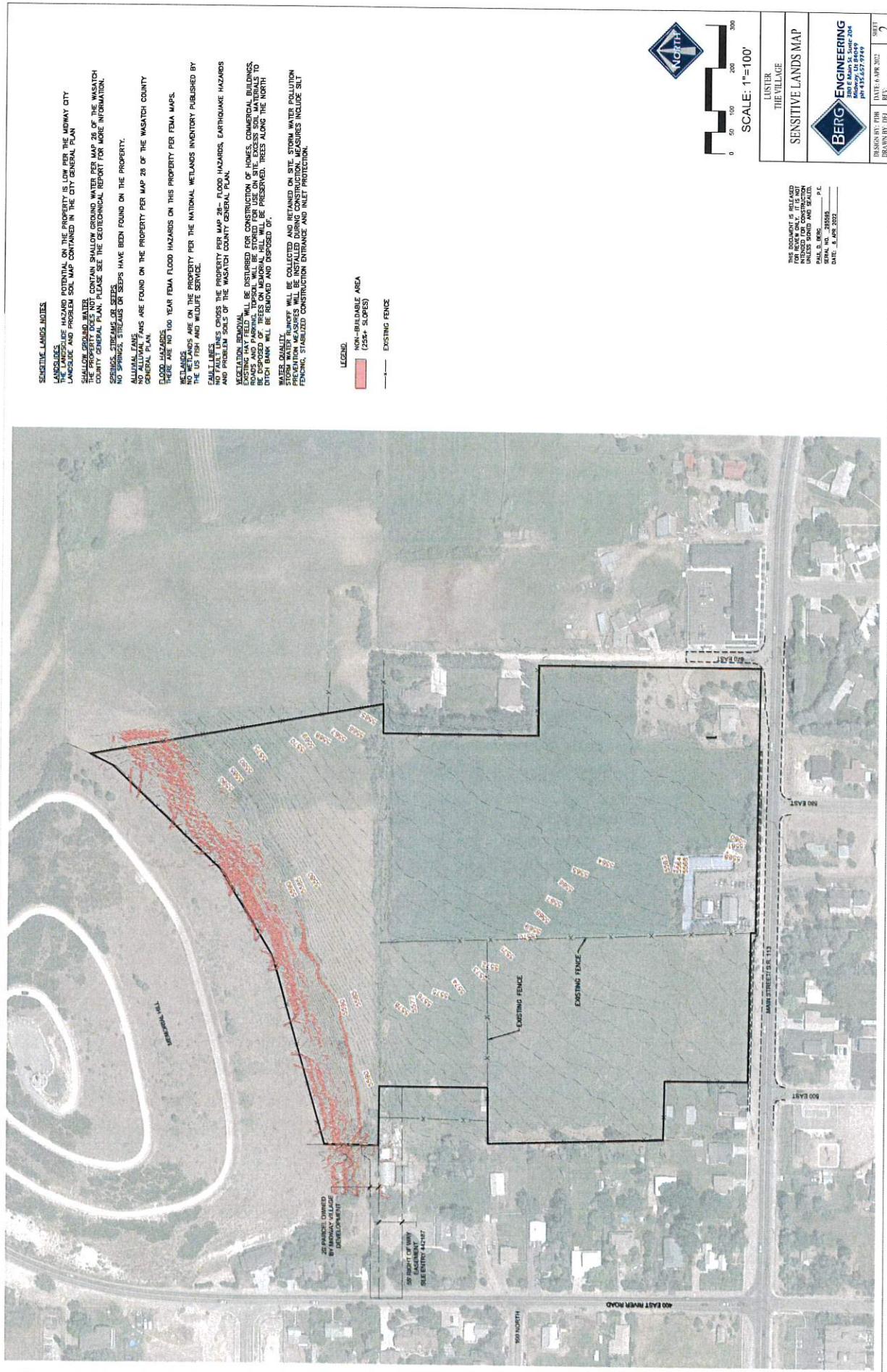


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PRINTED BY: DCA
DATE: 6 APR 2022
SHEET 1

LEGEND

	NON-BUILDABLE AREA (25%+ SLOPES)
	COMMERCIAL BUILDINGS
	RESIDENTIAL UNIT
	RESIDENTIAL GARAGES





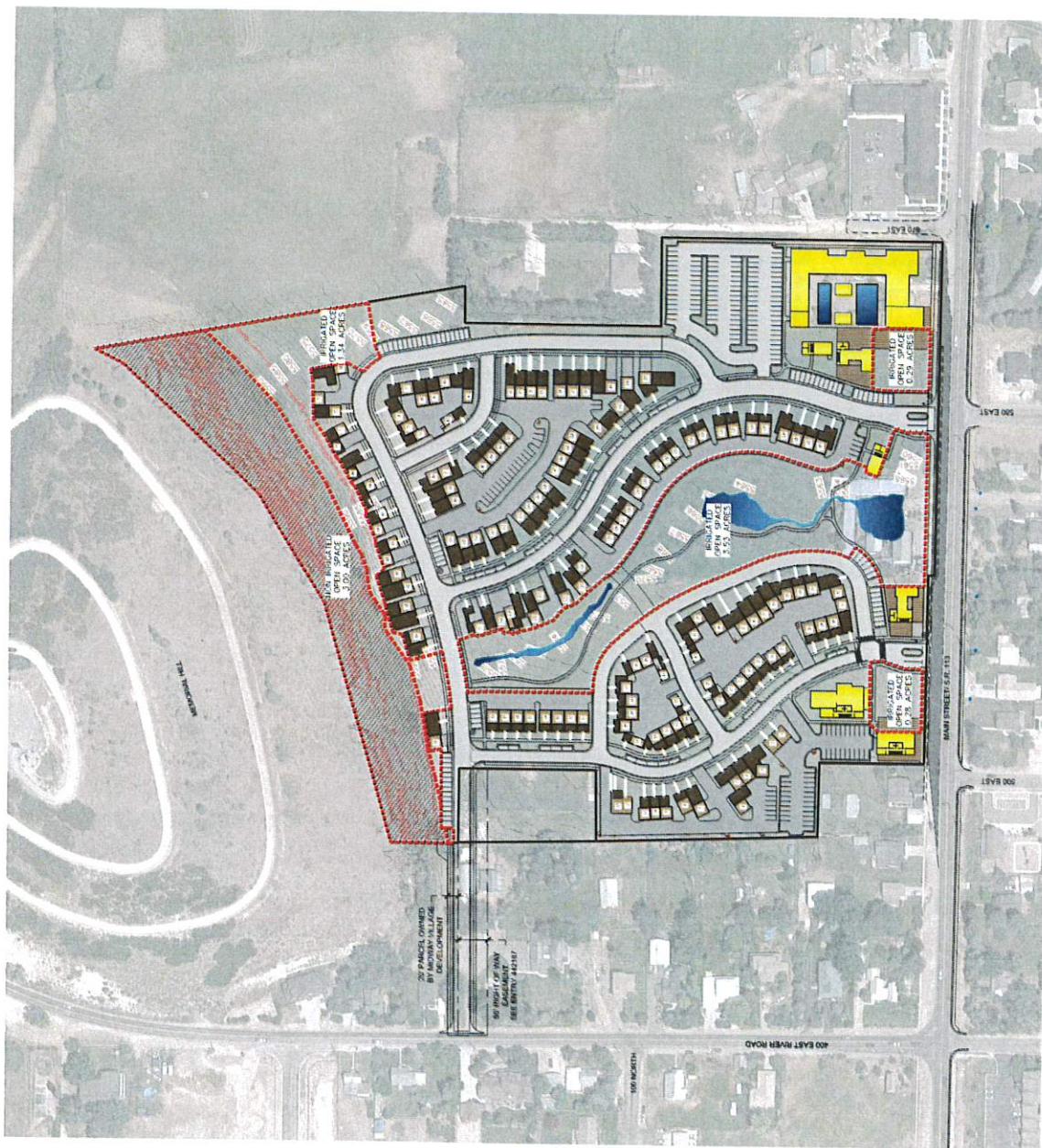


AREA A	27.47 ACRES
TOTAL PROJECT AREA	
OPEN SPACE - IRRIGATED	5.44 ACRES
OPEN SPACE - NON-IRRIGATED	3.00 ACRES
OPEN SPACE - TOTAL	8.44 ACRES

- OPEN SPACE NOTES
 - ALL OPEN SPACE IS A MINIMUM OF 100 FEET IN WIDTH
 - PER MIDWAY CITY STANDARDS
 - 8'32 ACRES REQUIRED PER ZONE CHANGE APPROVAL

The legend consists of six entries, each with a colored square and a label:

- NON-BUILDABLE AREA (25% OR MORE)**: Red square
- COMMERCIAL, INDUSTRIAL**: Yellow square
- RESIDENTIAL (MULTI-FAMILY)**: Black square
- GARAGE**: White square
- OPEN SPACE (PRIVATE)**: Green square with a red border
- OPEN SPACE (PUBLIC)**: Green square with a blue border



50 100 200

LISTER

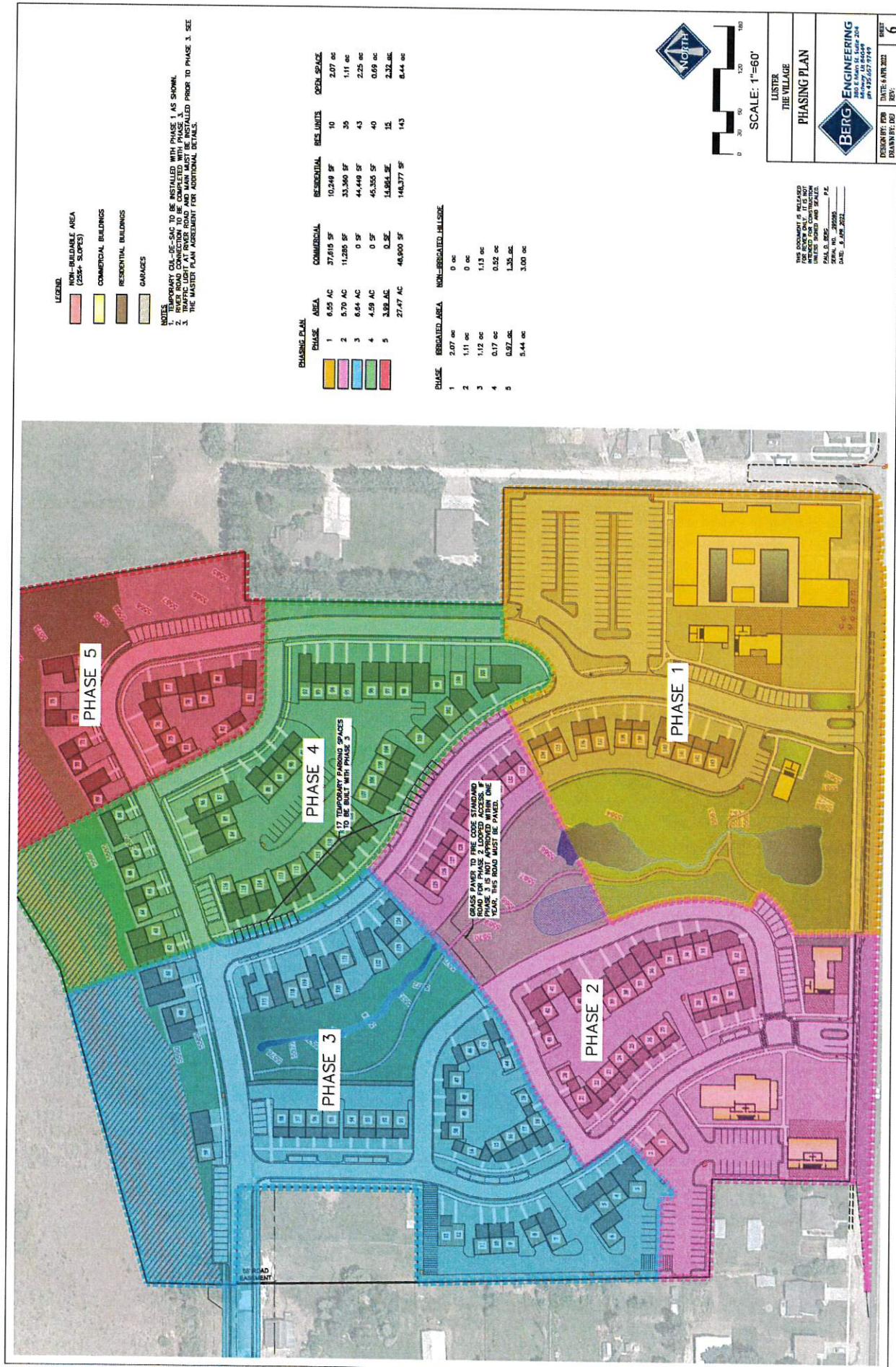
N SPACE PLAN

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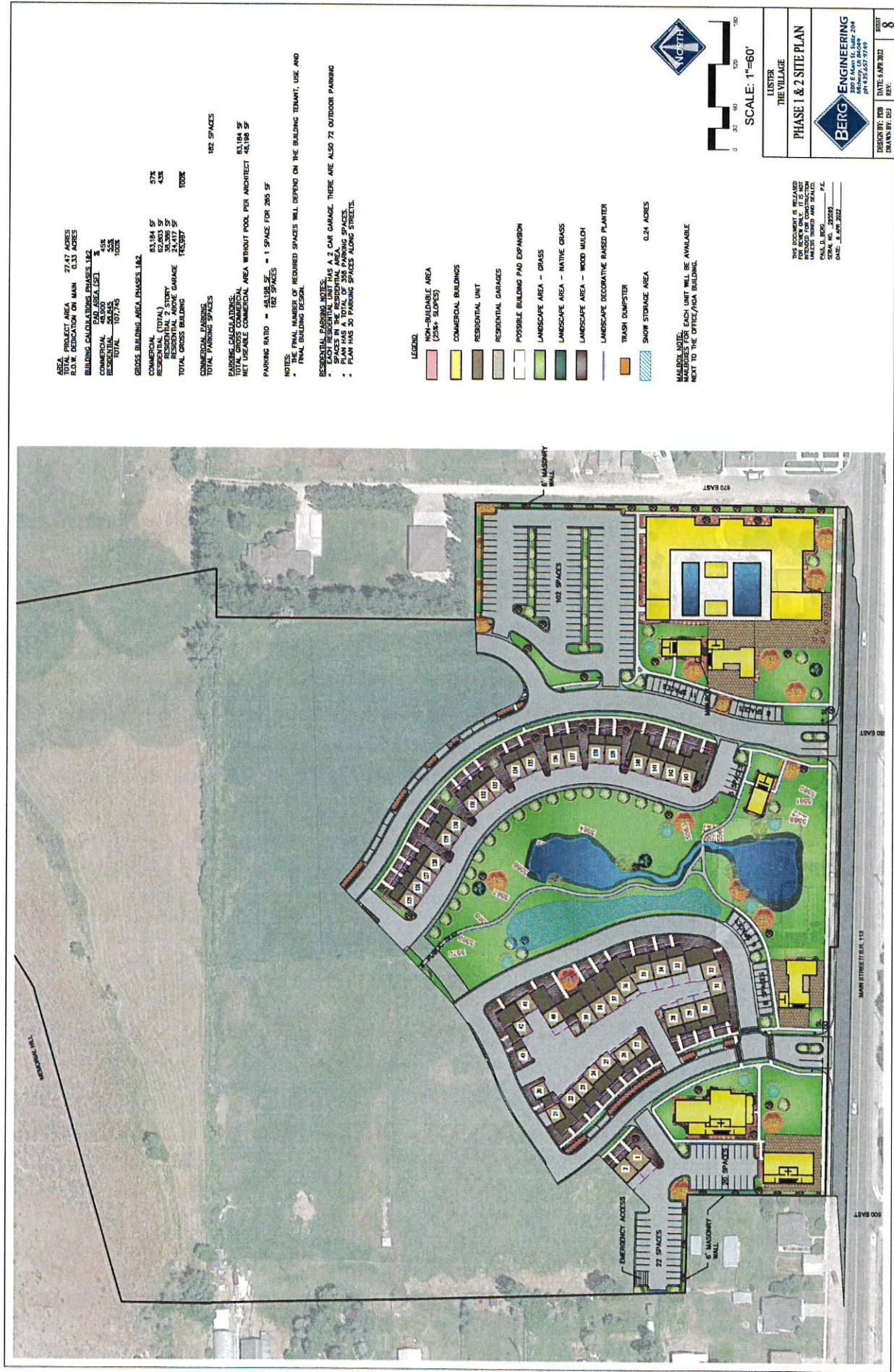
BERG ENGINEERING
380 E Main St. Suite 204
Midway, UT 84049
www.berg.utah.com

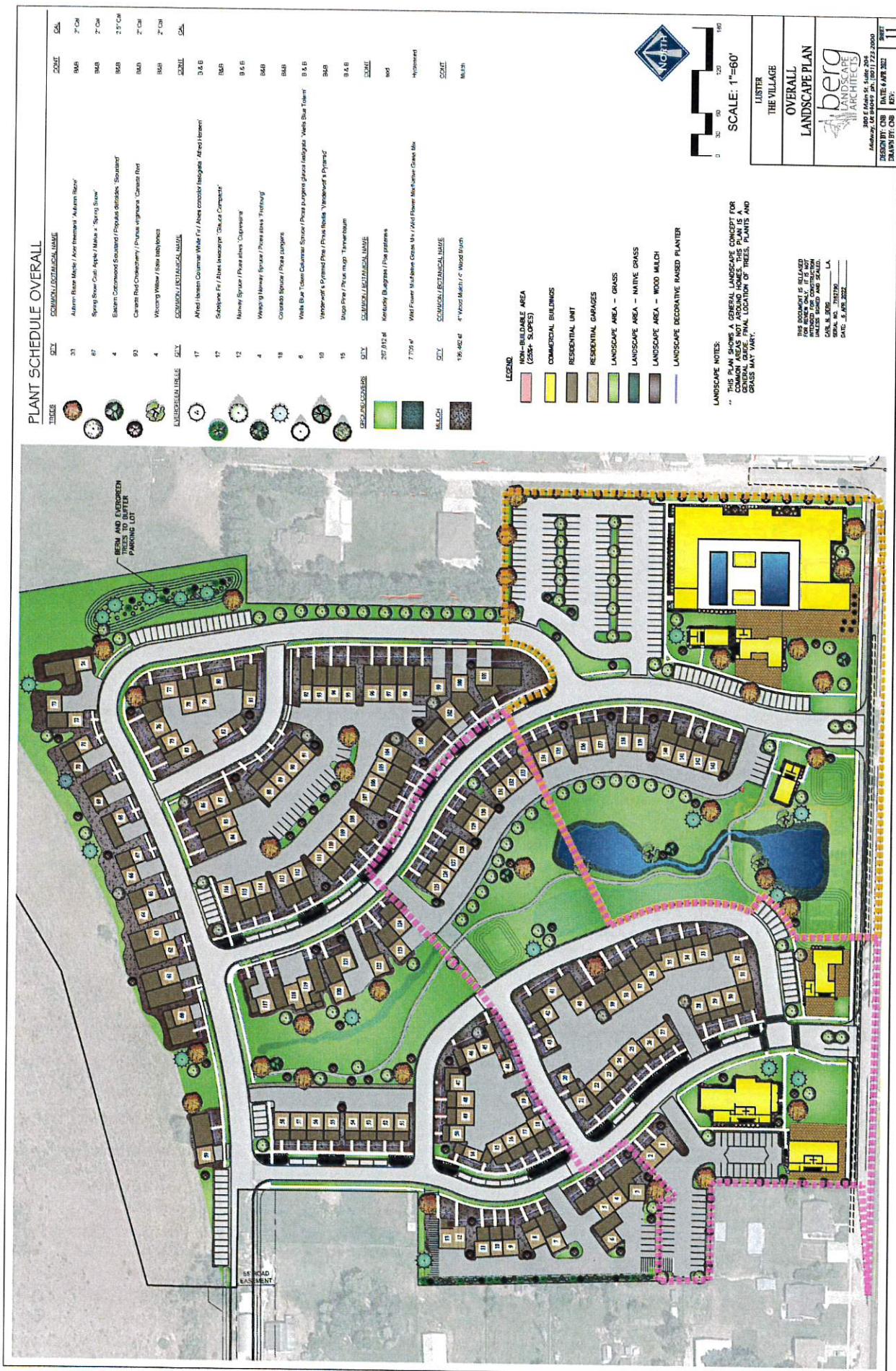
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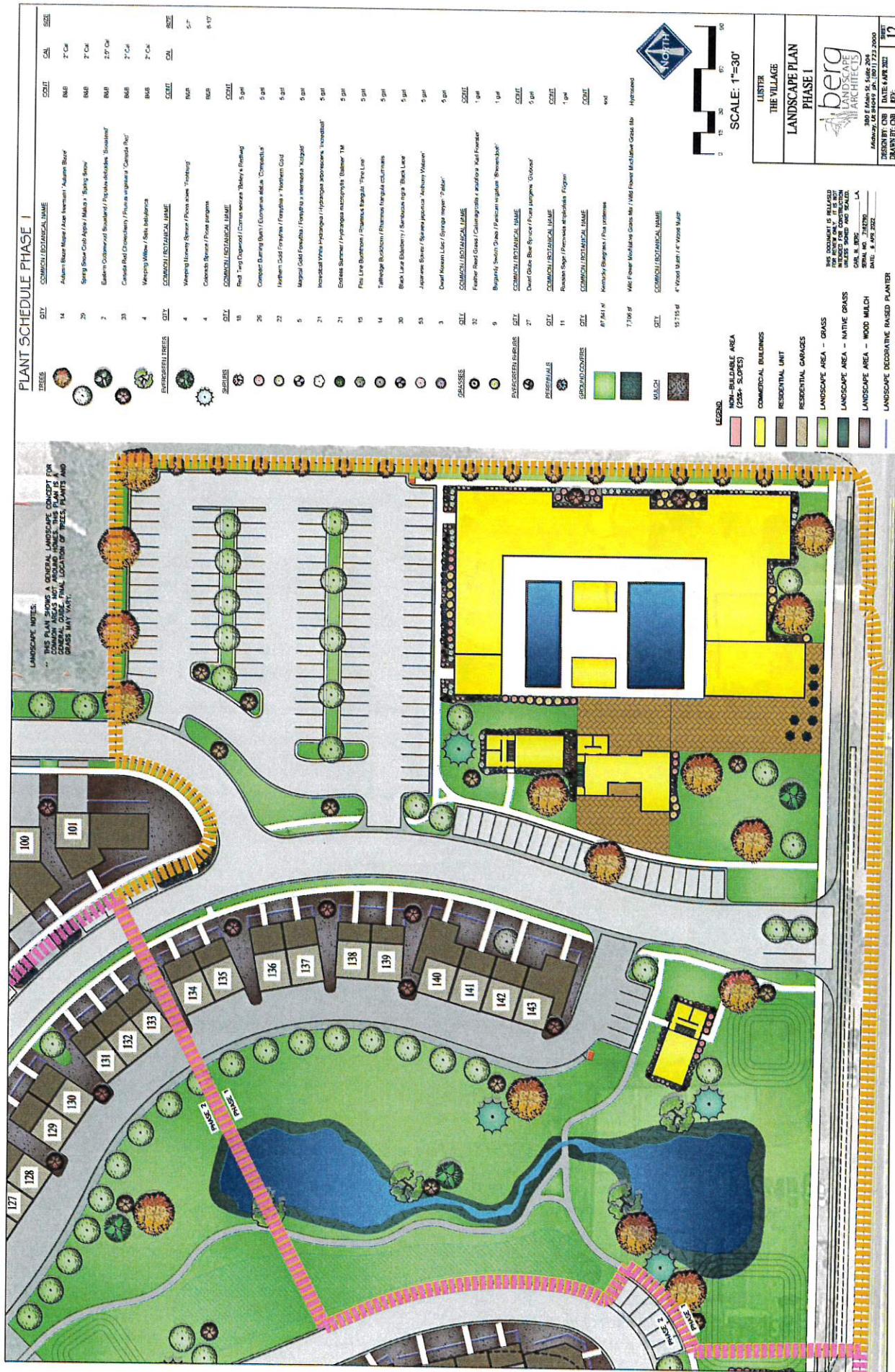
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PLANT SCHEDULE PHASE 2

ISSUE	DATE	CORPORATION NAME	SCAL.	SCAL.	SCAL.	SCAL.
4	Autumn Bear Month / Autumn Harvest / Autumn Bloom	B6.5	7-Cat			
24	King Stone Crab Spider / Native Mantis / Raging Bull	B6.5	2-Cat			
-	Eastern Chipmunk / Southern / Northern / Western / Mountain	B6.5	2-Cat			
10	Carolina Bluebird / Northern Virginia / Great Lakes for / Chestnut Bellied Vireo / Pine Grosbeak	B6.5	2-Cat			
3	Wells Blue / Stein's Catbird / Sonoran / Northern Flock / White Bell Tanager	B6.5	6-10			
6	Chestnut Bellied Vireo / Pine Grosbeak / Northern Flock / Wells Blue	B6.5	5-F			
75	Red Tug Darter / Common Sisorus / Bally's Perch		S.CAT.			
9	Common Eared Bunting / Eastern Phoebe / Cuckoo		5 gal			
3	Horned Gull / Foggytail / Frayed & Wornout Gull		5 gal			
-10	Mangrove Gull / Franklin's / Yellow-bellied Kite		5 gal			
3	Industrial White Ibis / Purple Heron / Hyacinthine / Snowy Egret		5 gal			
9	Endless Summer / Redgarter / Redwing / Garter / TM		5 gal			
10	Purple Leaf Sand Cherry / Flamingo / Citrus + Alpine Redstart / Rosmarin / Magpie / Clamshell		5 gal			
6	Blonde Lace Eleotris / Semiaquatic / High Black Leg*		5 gal			
11	Japanese Spear / Spotted Japonica / Anthony Waterer		5 gal			
26	CORPORATION SCAL. / CAT. / NAME		C.CAT.			
40	Fether Reed Grass / Common Reed / Scandina / Ted Farmer		gal			
35	Burgundy Sheep Grass / Premium English / Sweetcorn		1 gal			
54	CORPORATION SCAL. / CAT. / NAME		C.CAT.			
54	Dwarf Globe Blue Spruce / Pine Grosbeak / House		1 gal			
64	CORPORATION SCAL. / CAT. / NAME		C.CAT.			
64	Rosmarin / Purple Fringed Iris / Virgin		gal			
	CORPORATION SCAL. / CAT. / NAME		C.CAT.			
64,546 sf	Katniss Bougainvillea / Rosemary		600			
67,546 sf	CORPORATION SCAL. / CAT. / NAME		C.CAT.			
25,026 sf	1st World War I / Wood Rush		1000			
1000	CORPORATION SCAL. / CAT. / NAME		C.CAT.			

16



SCALE: 1"=10'

STRIKE

THE VILLAGE

LANDSCAPE PLANS PAGE 3

הנִזְקָנָה

LANDSCAPE

300 E Main St, Suite 204

BY: CNU DATE: 6 APR 2021 KEY:

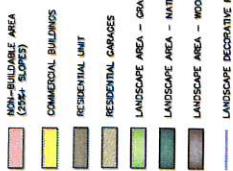
1

This architectural site plan illustrates a residential community layout. The plan shows several clusters of houses, each consisting of multiple units arranged around a central green space or driveway. House numbers are clearly marked next to each unit. The community is designed with winding roads and paths. A prominent feature is a large, irregularly shaped lake or pond located in the upper right quadrant. The surrounding land is divided into various plots, some of which are already developed with houses, while others are marked with dashed lines indicating future construction. Landscape elements include numerous small trees and shrubs scattered throughout the plots. In the lower right corner, there is a detailed inset map of a specific area, labeled "LANDSCAPE NOTES". The notes state: "THIS PLAN SHOWS A GENERAL LANDSCAPE CONCEPT FOR A SUBDIVISION TO BE BUILT. THIS PLAN IS A GENERAL GUIDE. FINAL LOCATION OF TREES, PLANTS AND GRASS ARE DASHED."

PLANT SCHEDULE NORTHEAST BERM

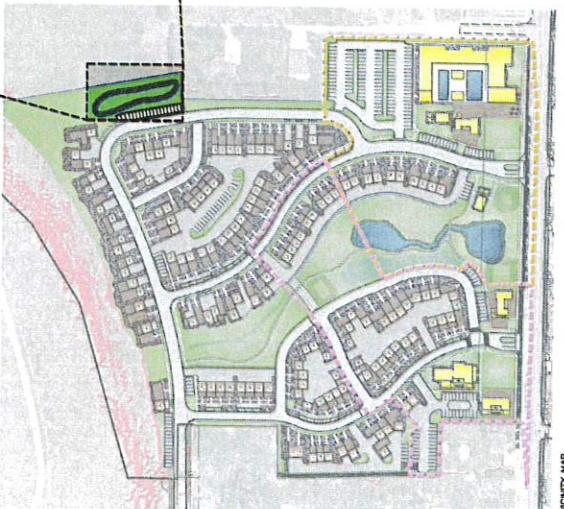
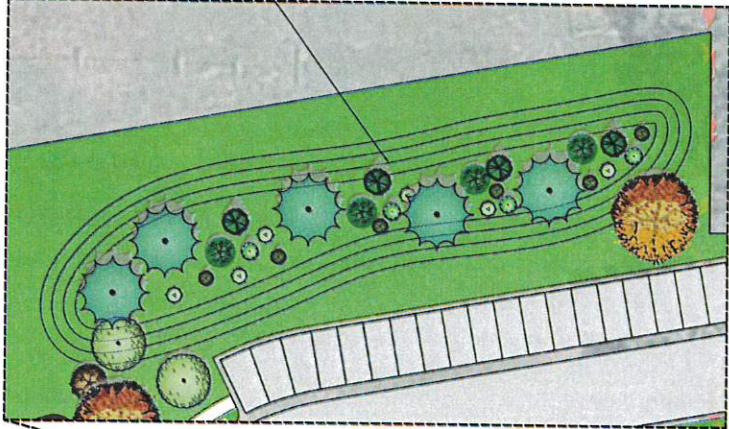
ITEM	COMMON/SCIENTIFIC NAME	SIZE	SC1	SC2	SC3	SC4	SC5	SC6	SC7	SC8	SC9	SC10
1	Autumn Blaze / Acer 'Aureum' 'Autumn Blaze'	8x8	2' C4									
2	Common Boxwood / Buxus sempervirens 'Green Gem'	8x8										
3	Almond Sweet Ginkgo / Ginkgo biloba 'Fastigiata' 'Fastigiata'	10x6										
4	Sukiyaki Fir / Abies koreana 'Guanzhu Changyou'	8x6										
4	Honey Locust / Robinia pseudoacacia 'Cupressina'	8x6										
4	Catalpa Tree / Catalpa speciosa 'Natchez'	8x6										
4	Zanderveld Persian Pine / Pinus sylvestris 'Vanderwolf's Pyramidal'	8x6										
6	Mugo Pine / Pinus mugo 'Tausendschön'	8x6										

LEGEND



LANDSCAPE NOTES:
 THIS PLAN SHOWS A GENERAL LANDSCAPE CONCEPT FOR THE PROPERTY. THE FINAL DESIGN WILL BE DETERMINED BY THE DEVELOPER. THE FINAL LOCATION OF TREES, PLANTS AND GRASS MAY VARY.

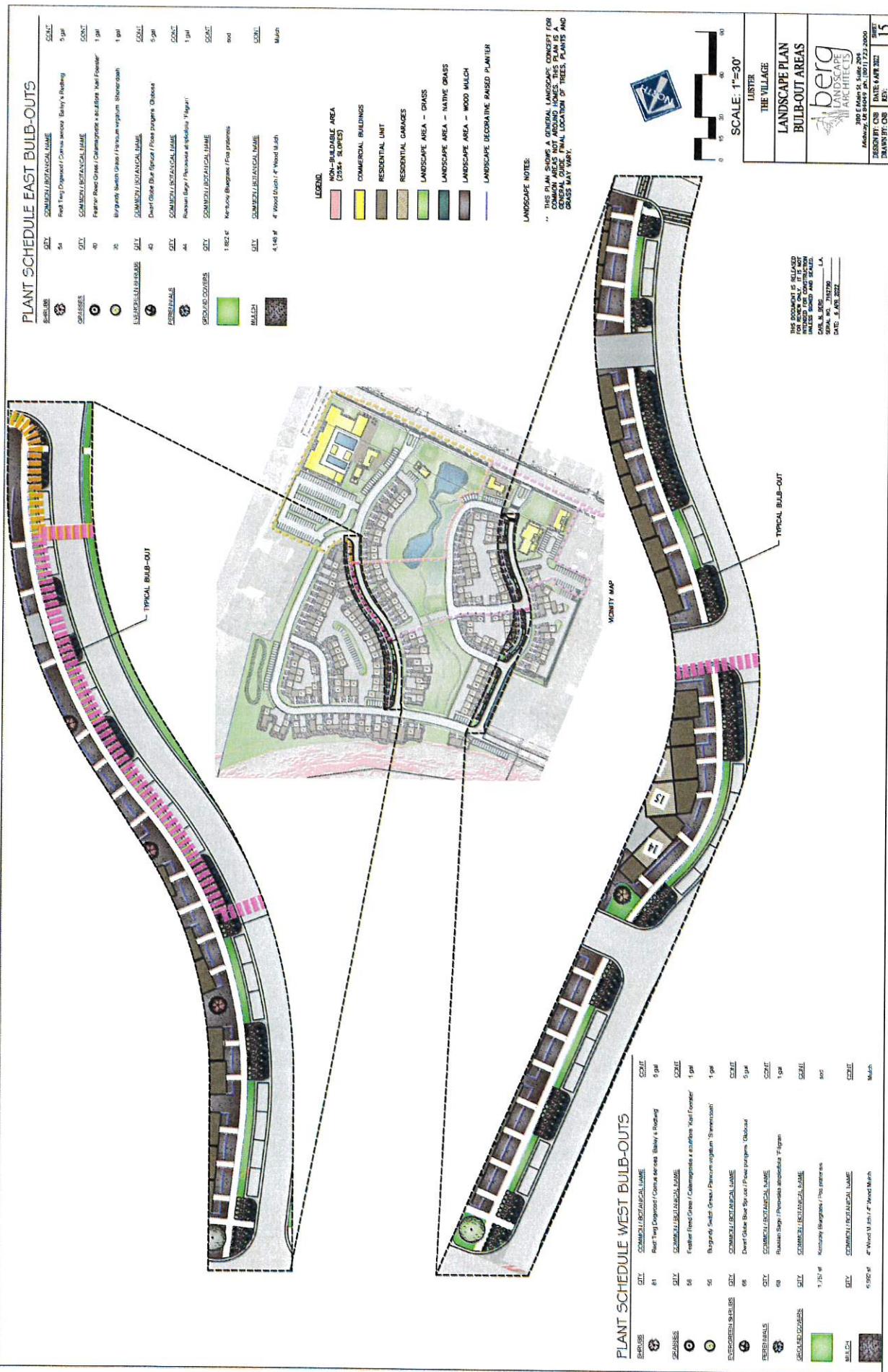
BERM AND EVERGREEN
PARKING LOT



SCALE: 1"-60'
1 30 60 120 180

LISTER
THE VILLAGE
LANDSCAPE PLAN
NORTHEAST BERM AREA
Dero
LANDSCAPE
ARCHITECTS
300 Le Main St., Suite 100
Metairie, LA 70001
(504) 837-2000
DATE: 6 APR 2022
DRAWN BY: CBN
REVIS: 14

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DRAFT, DO NOT CITE.
DATE: 4 APR 2022
CITE: 4 APR 2022





PLANT SCHEDULE WEST BERM

ITEM#	STY.	COMMON BOTANICAL NAME	SCFT.	CS.	SIZE
2	2	String Bear Cat Apple / Hawthorn x Spring Show	NA	2' Cn	
11	11	Affectionate Climbing Wisteria x Alpine Climbing Azalea 'Mikado'	SCFT.	CS.	SIZE
8	8	Sandpaper Erytibe Rhododendron 'Graeae Cormoza'	EDB		6'-1"
6	6	Honey Sweet Privet Shrub 'Cupressina'	EDB		5'-1"
0	0	Uncommonly Pruned Tree Puya Spathiphyllum 'Pyramidal'	EDB		6'
		Mango Plant (Pruned to 10' or 12' min)	EDB		6'-7"



LEGEND.

- NON-BUILDABLE AREA
(25%+ SLOPES)
- COMMERCIAL BUILDINGS
- RESIDENTIAL UNIT
- RESIDENTIAL GROUPS
- LANDSCAPE AREA - GRASS
- LANDSCAPE AREA - NATIVE GRASS
- LANDSCAPE AREA - WOOD MULCH
- LANDSCAPE DECORATIVE RAISED PLANTER

LANDSCAPE NOTES:

- SEE SHEET 5 FOR TOPICAL LANDSCAPING AROUND HOMES
- THIS PLAN SHOWS A GENERAL LANDSCAPE CONCEPT FOR COMMON AREAS NOT AROUND HOMES. THIS PLAN IS A CONCEPTUAL PLAN AND NOT A DRAWN PLAN. THE LOCATION OF PLANTS AND GRASSES MAY VARY.



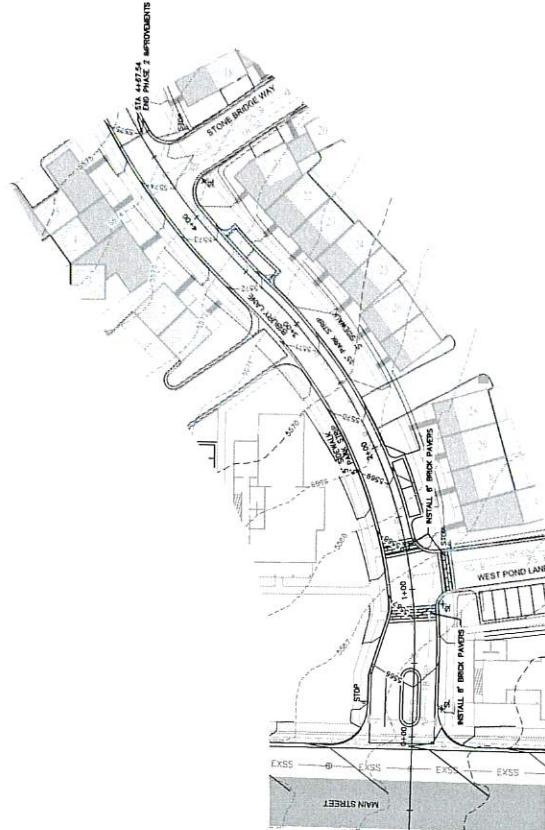
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0 10 20 40 60

LISTER	THE VILLAGE
LANDSCAPE PLAN	WEST BERM AREA
	Dero Landscape Architects
300 E Main St, Suite 204	Folsom, CA 95013 USA (916) 772-2000
DATE: 4-29-2022	DESIGN BY: CMB DATE: APR 2022
DRAWN BY: CMB	REV: 17



BLUE STAKE NOTE: LOCATION OF EXISTING UTILITIES SHOWN ON PLAN ARE APPROXIMATE AND MAY BE INCOMPLETE. CONTRACTOR IS RESPONSIBLE FOR BLUE STAKING OF UTILITIES.

LEGEND



SCALE: 1"=40'

BIBLIOGRAPHY, PLAN & PROFILE
THE VILLAGE
LISTER

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PAUL D. BERG _____ P.E.
SERIAL NO. 2945595 _____
DATE: 8 APR 2022

DESIGN BY: PDR DATE: 6 APR 2022 SHEET
DRAWN BY: DEJ REV: 19

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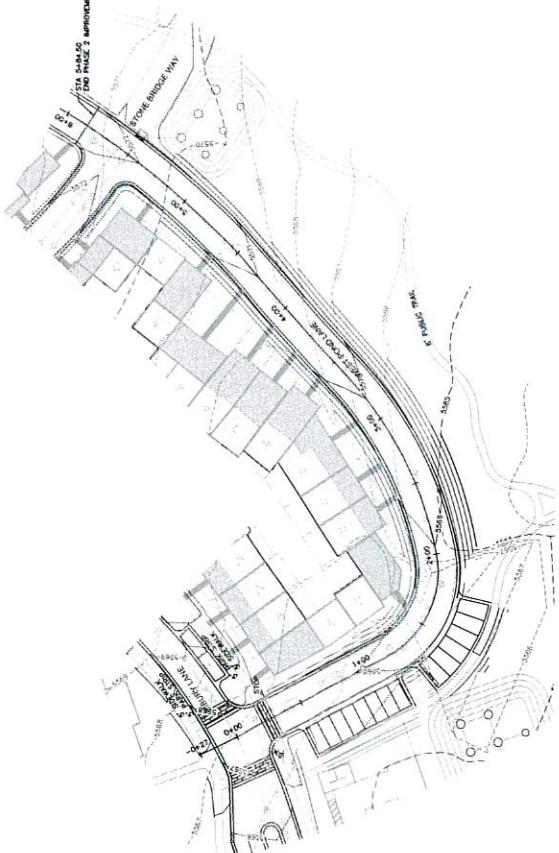
PAUL D. BERG _____ P.E.
SERIAL NO. 294595
DATE, 1 APR 2022

BERG ENGINEERING
380 E Main St., Suite 204
Midway, UT 84049

SHEET 19

BLUE STATE NOTE: • LOCATION OF EXISTING UTILITIES SHOWN ON PLAN ARE APPROXIMATE AND MAY BE INCOMPLETE. CONTRACTOR IS RESPONSIBLE FOR BLUE STAKING OF UTILITIES.

STREET LIGHT



SCALE: 1"=40'

THE VILLAGE

**WEST POND LANE - PLAN &
PROFILE STA 0+00 - 5+84.50**

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SERIAL NO. 205595
DATE: 6 APR 2022

DESIGN BY: PDR	DATE: 6 APR 2022	SHEET 20
DRAWN BY: DEJ	REV.	

1

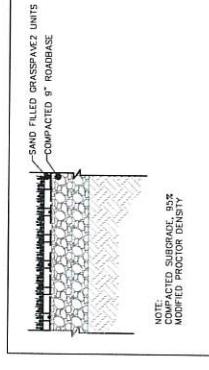
BLUE LINES NOTE
 • LINE PLAN ARE APPROXIMATE AND MAY BE
 INCOMPLETE. CONTRACTOR IS RESPONSIBLE
 FOR BLUE STAGING OF UTILITIES

LEGEND
 STREET LIGHT



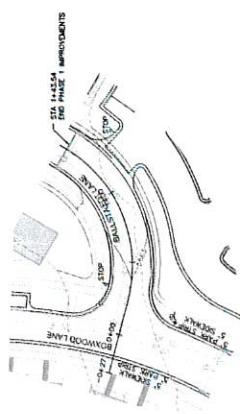
5575.77 FINISHED GROUND
 5575.80
 5575.81

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BLUE STAKE NOTE. LOCATION OF EXISTING UTILITIES SHOWN ON PLAN ARE APPROXIMATE AND MAY BE INCOMPLETE. CONTRACTOR IS RESPONSIBLE FOR BLUE STAKING OF UTILITIES.

STREET LIGHT



5575.71
FINISHED GROUND
EXISTING GROUND



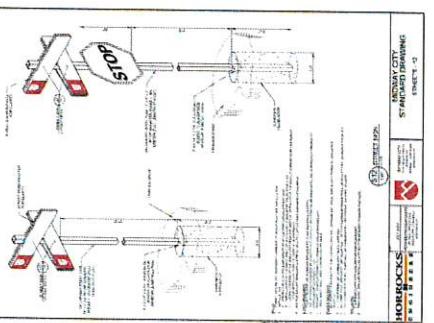
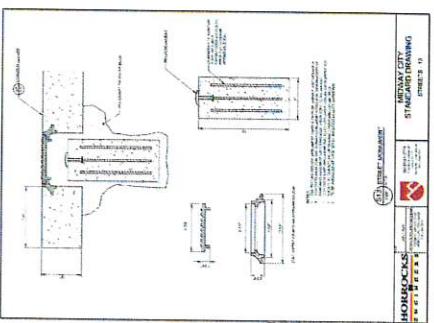
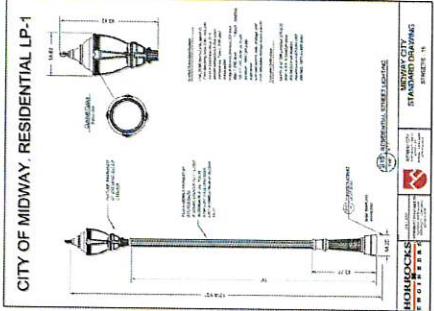
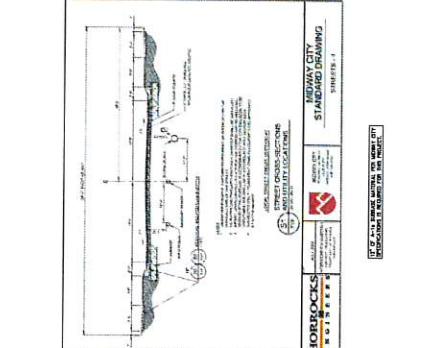
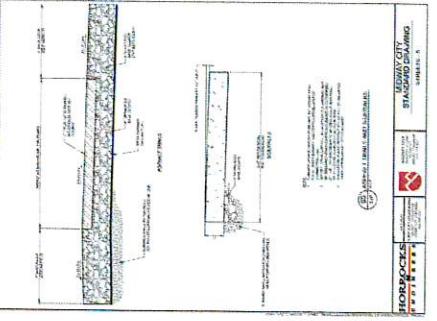
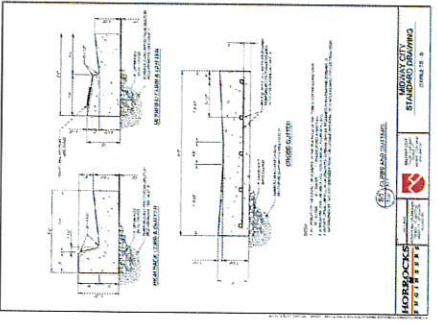
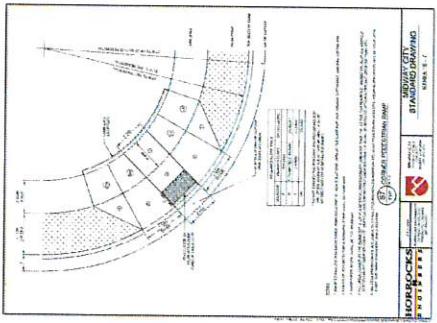
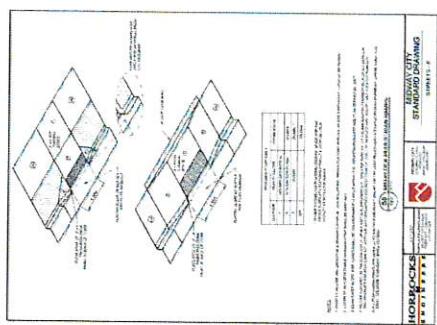
SCA E: 1" = 40'

BALLSTAEDT LANE - PLAN &
PROJESTA 0-100 : 1-154
THE VILLAGE
LUSTER

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UNLESS SIGNED AND SEALED.
PAUL D. BERG _____ P.E.
SERIAL NO. 2955595
DATE: 6 APR 2022

DESIGN BY PIR
PRINTED BY PIR
DATE: 6 APR 2022

— 1 —

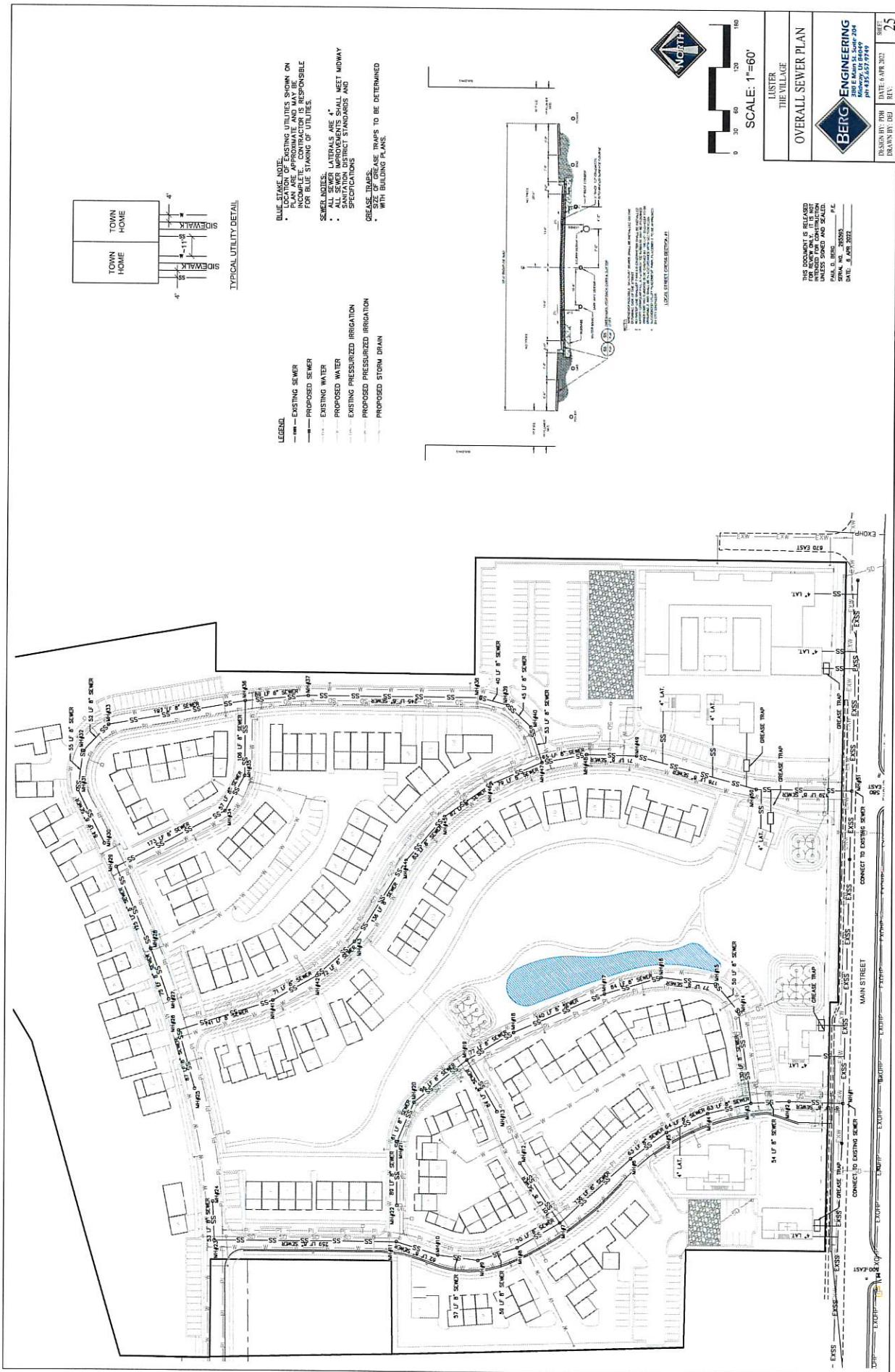


USTR
THE VILLAGE
ROAD CONSTRUCTION
DETAILS



Sheet 24

DESIGN BY: PIB DATE: 6 APR 2022
DRAWN BY: PIB REV: 6 APR 2022



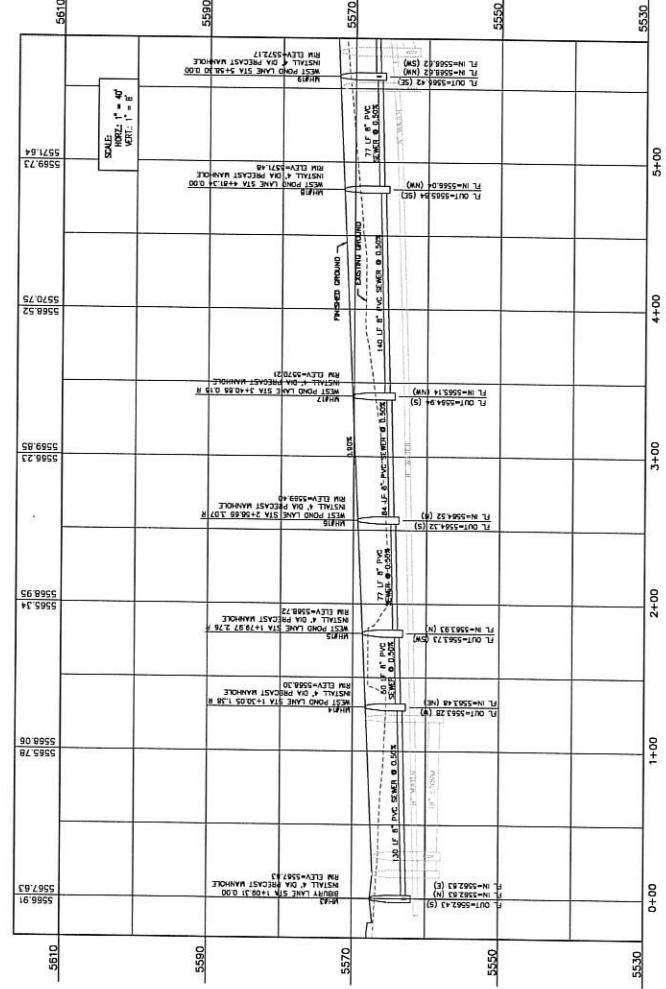
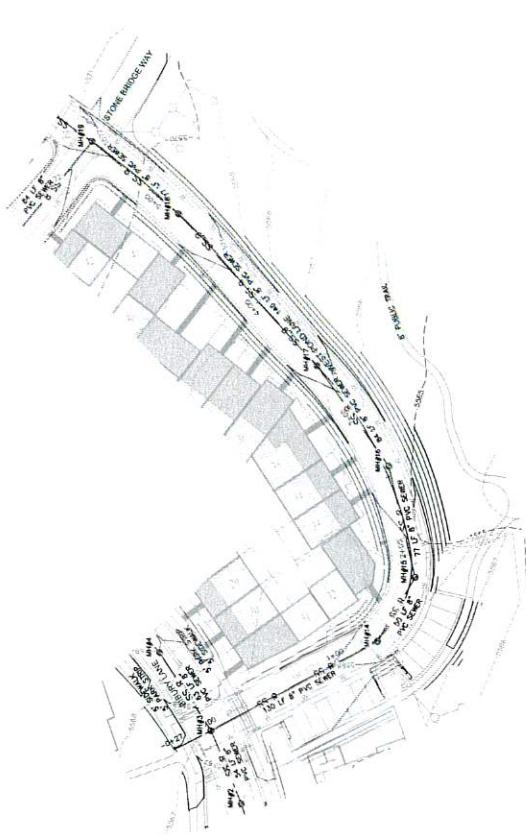
- BLUE STAKE NOTICE.**
 - LOCATION OF EXISTING UTILITIES SHOWN ON PLAN ARE APPROPRIATE AND MAY BE MIDWAY. CONTRACTOR IS RESPONSIBLE FOR BLUE STAKING OF UTILITIES.
- SEWER NOTES.**
 - ALL SEWER LATERALS ARE 4"
 - ALL SEWER IMPROVEMENTS SHALL MEET MIDWAY STANDARDS AND SPECIFICATIONS.

LEGEND

- EXS — EXISTING SEWER
- 8' SS — PROPOSED 8" SEWER
- EXISTING 8" WATER
- PROPOSED 8" WATER
- EXISTING PRESSURIZED IRRIGATION
- PROPOSED PRESSURIZED IRRIGATION
- STORM DRAIN

Legend key:

- E8S: N
- F8W: TR
- P8W: TR
- PPI: TR
- SD: TR



SCALE: 1"=40'

THE VILLAGE

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PAUL D. BERG _____ P.E.
SERIAL NO. 295595
DATE: 6 APR 2022

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PAUL D. BERG _____ P.E.
SERIAL NO. 295595
DATE: 6 APR 2022

BERG ENGINEERING
380 E Main St, Suite 204
Midway, UT 84049
Ph: 435-657-9749
DESIGN BY: PBR
DATE: 6 APR 2022

27

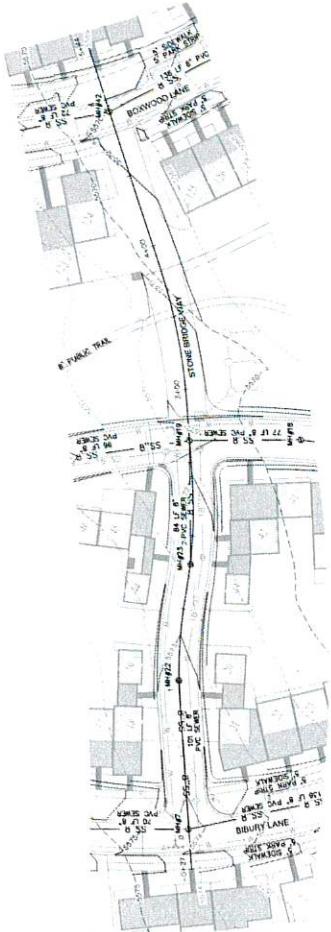
BLUE STAKE NOTE:

- LOCATION OF EXISTING UTILITIES SHOWN ON PLAN ARE APPROPRIATE AND MAY BE INCOMPLETE. CONTRACTOR IS RESPONSIBLE FOR BLUE STAKING OF UTILITIES.

SEWER NOTES:

- ALL SEWER LATERALS ARE "S"
- ALL SEWER IMPROVEMENTS SHALL MEET MIDWAY SANITATION DISTRICT STANDARDS AND SPECIFICATIONS

LEGEND



SCALE: 1"=40'

LUSTER
THE VILLAGE
STONE BRIDGE WAY - SEWER

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INTENDED FOR CONSTRUCTION
UNLESS SIGNED AND SEALED.

PAUL D. BERG _____ P.E.
SERIAL NO. 205595
DATE: 6 APR 2022

BERG ENGINEERING

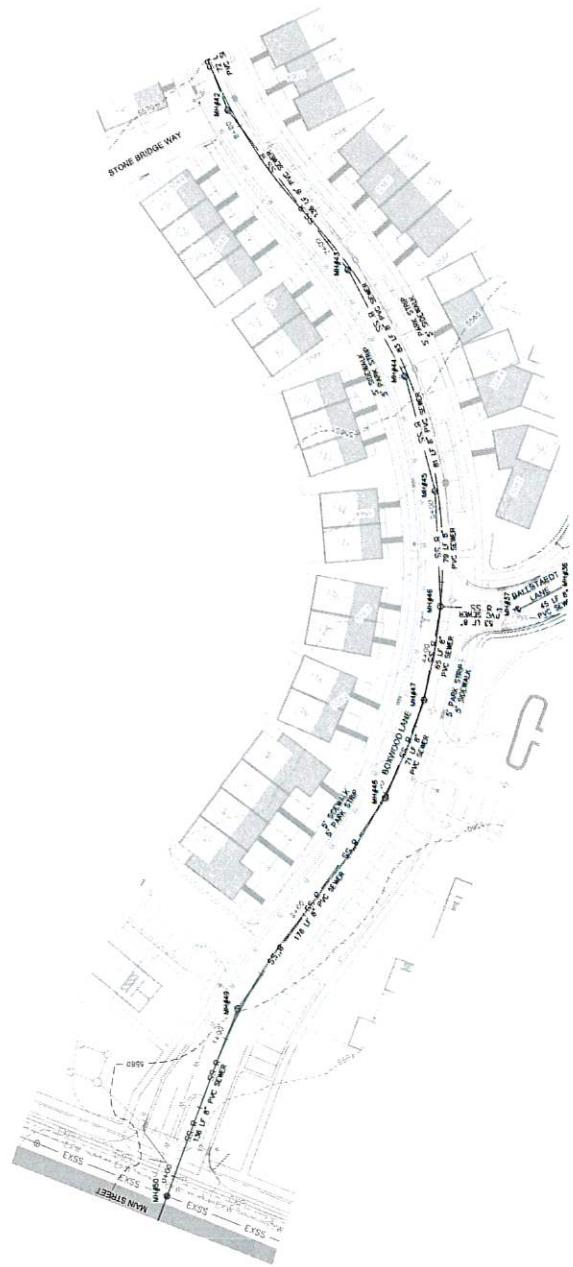
380 E Main St Suite 204
Midway, UT 84049
ph+35-657-9749

BLUE STATE NOTE:

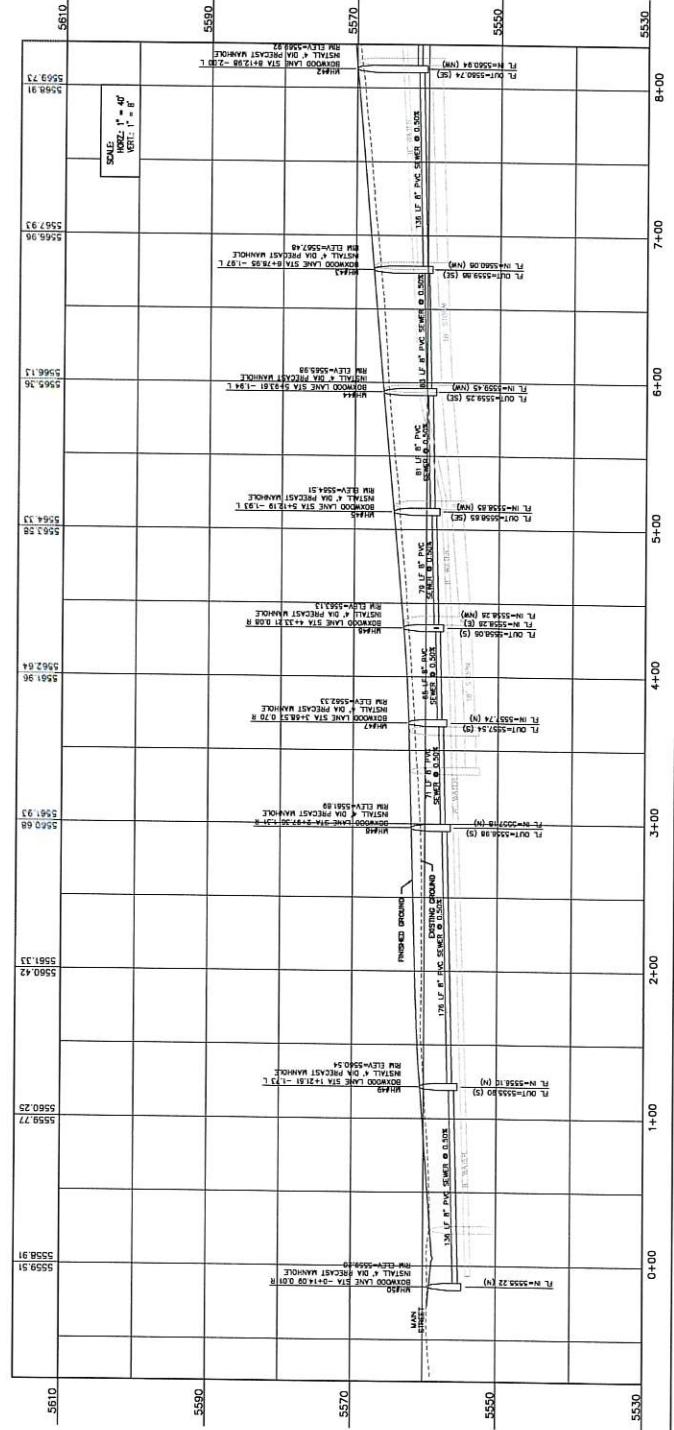
- LOCATION OF EXISTING UTILITIES SHOWN ON PLAN ARE APPROXIMATE AND MAY BE INCOMPLETE. CONTRACTOR IS RESPONSIBLE FOR BLUE STAGING OF UTILITIES.
- ALL SEWER LATERALS ARE 4" DIA. UNLESS NOTED.
- SANITATION DISTRICTS SOURCE AND SPECIFICATIONS

LEGEND

- EXS — EXISTING SEWER
- 8 TS — PROPOSED 8" SEWER
- EXISTING 8" WATER — 8" PVC
- PROPOSED 8" WATER — 8" PVC
- EXISTING PRESSURIZED IRRIGATION — 1" PVC
- PROPOSED PRESSURIZED IRRIGATION — 1" PVC
- PROPOSED STORM DRAIN



ONTARIO CENSUS
GEODATA SERVICES



SCALE: 1"-40'

LISTER
THE VILLAGE
BOXWOOD LANE - SEWER PLAN &
PROFILE STA (H0-837)

BERG ENGINEERING
1000 E. Main St., Suite 204
Ph: 734.567.9749
Fax: 734.567.9749

RECEIVED WITHIN
10 DAYS BY DEL.
2022

29

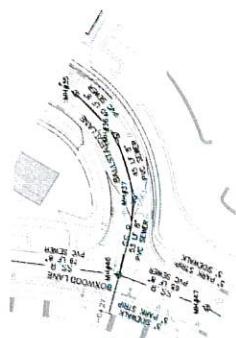
THIS DOCUMENT IS RELEASED FOR REVIEW ONLY. IT IS NOT
FOR PUBLIC RELEASE OR DISTRIBUTION UNLESS SIGNED AND
APPROVED BY THE CONTRACTOR AND THE ENGINEER
PARK L. BERG,
SERIAL NO. 205555
DATE: 8 APR 2022

STATE NOTE: LOCATION OF EXISTING UTILITIES SHOWN ON PLAN ARE APPROXIMATE AND MAY BE INCOMPLETE. CONTRACTOR IS RESPONSIBLE FOR BLUE STAKING OF UTILITIES.

SEWER NOTES: ALL SEWER LATERALS ARE "A". ALL SEWER IMPROVEMENTS SHALL MEET MIDWAY SANITATION DISTRICT STANDARDS AND SPECIFICATIONS.

LEGEND

EXSS	EXISTING SEWER	PROPOSED "B" SEWER
B¹SS	—	PROPOSED "B" SEWER
L¹W¹	EXISTING "A" WATER	PROPOSED "B" WATER
L¹W²	—	PROPOSED PRESSURIZED IRRIGATION
L²W¹	EXISTING PRESSURIZED IRRIGATION	PROPOSED STORM DRAIN
L²W²	—	PROPOSED STORM DRAIN



5575.08
5575.71
EXISTING GROUND FINISHED GROUND



SCALE: 1"=40'



DESIGN BY: PDB DATE: 6 APR 2022 SHEET
DRAWN BY: DEJ REV: 30

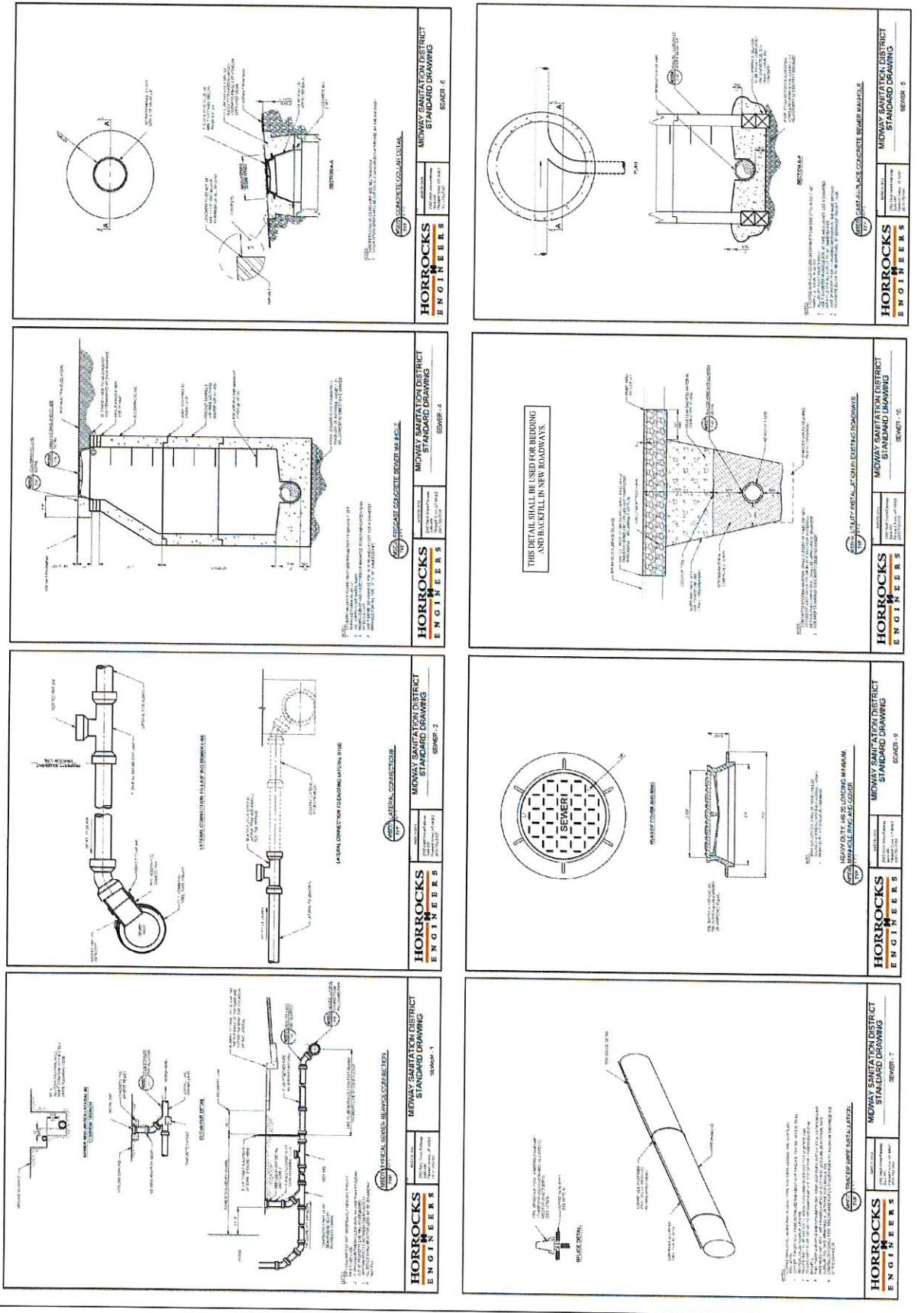
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PAUL D. BERG _____ P.E.
SERIAL NO. 2055595 _____
DATE: 6 APR 2022

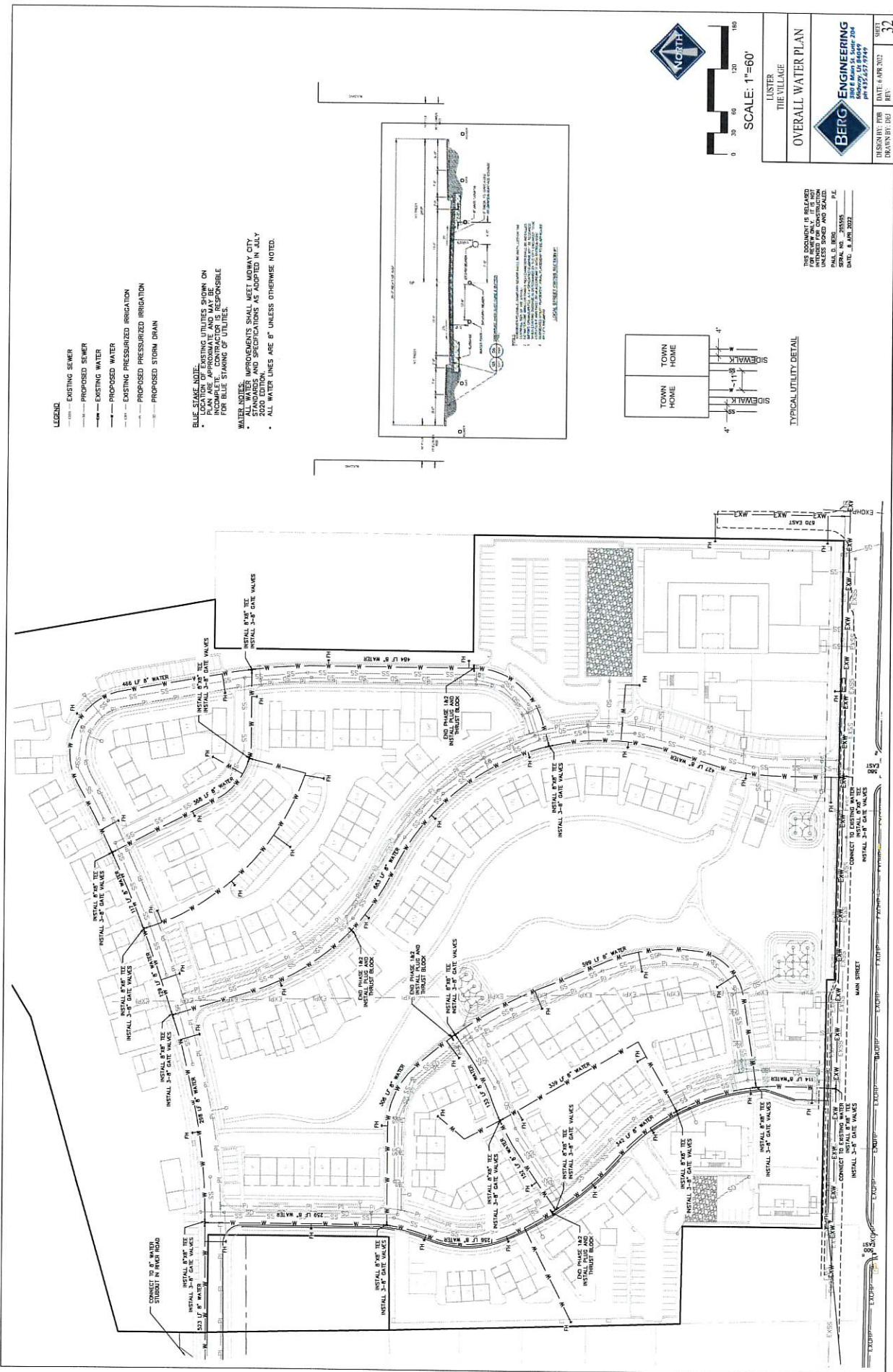
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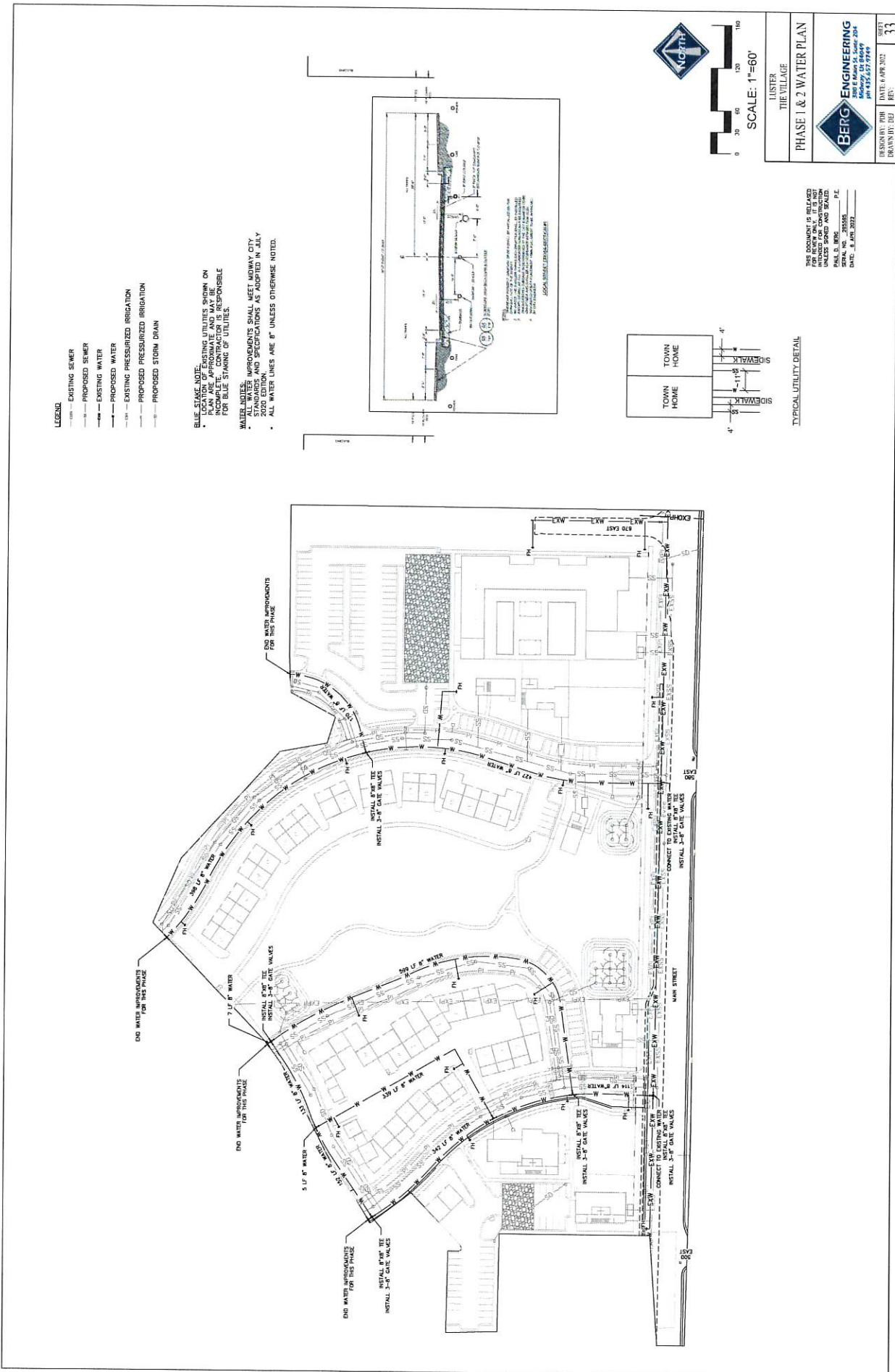
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P.M., D. BERG _____ P.E.
SERIAL NO. 295565
DATE: 6 APR 2022

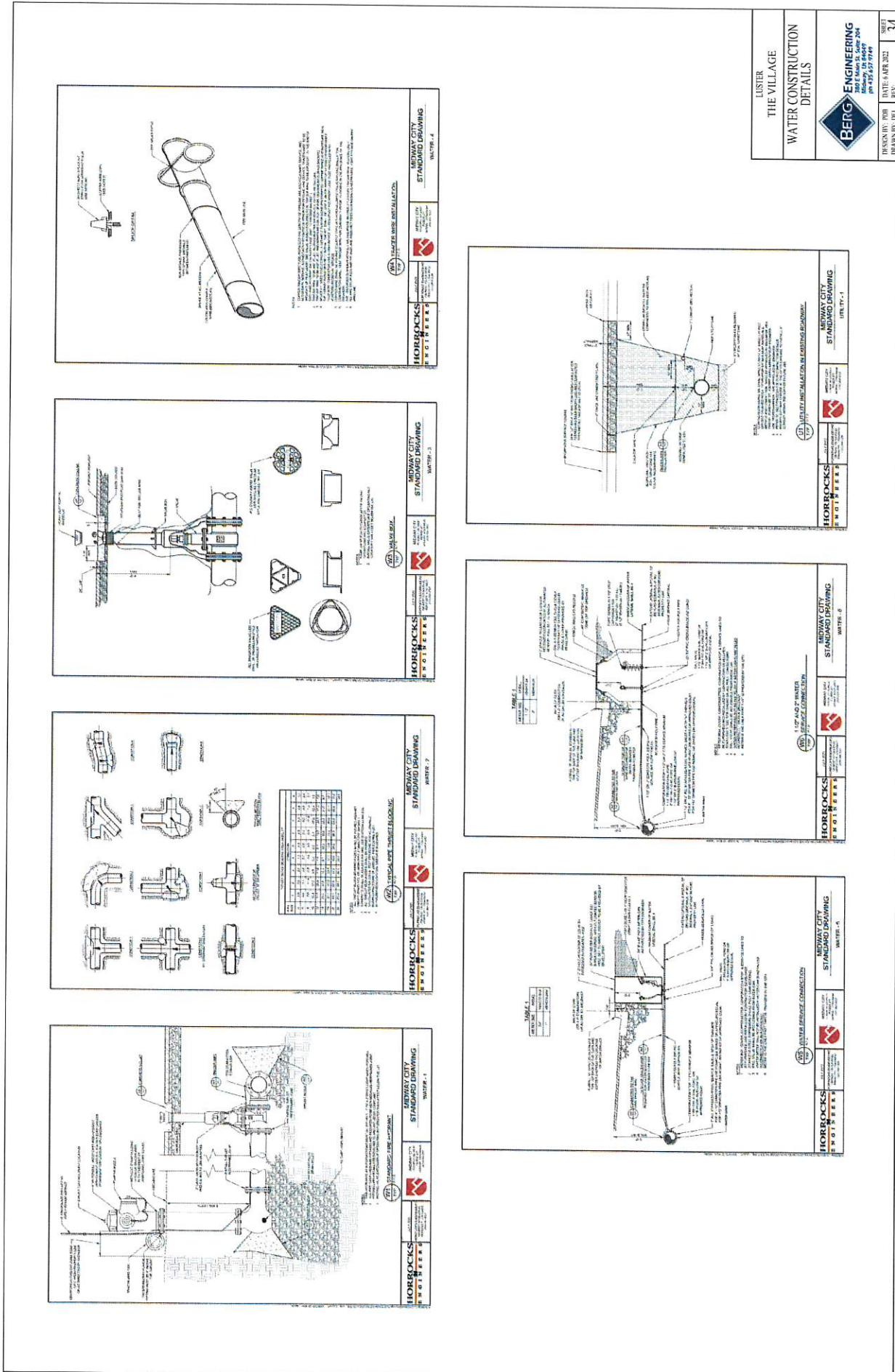
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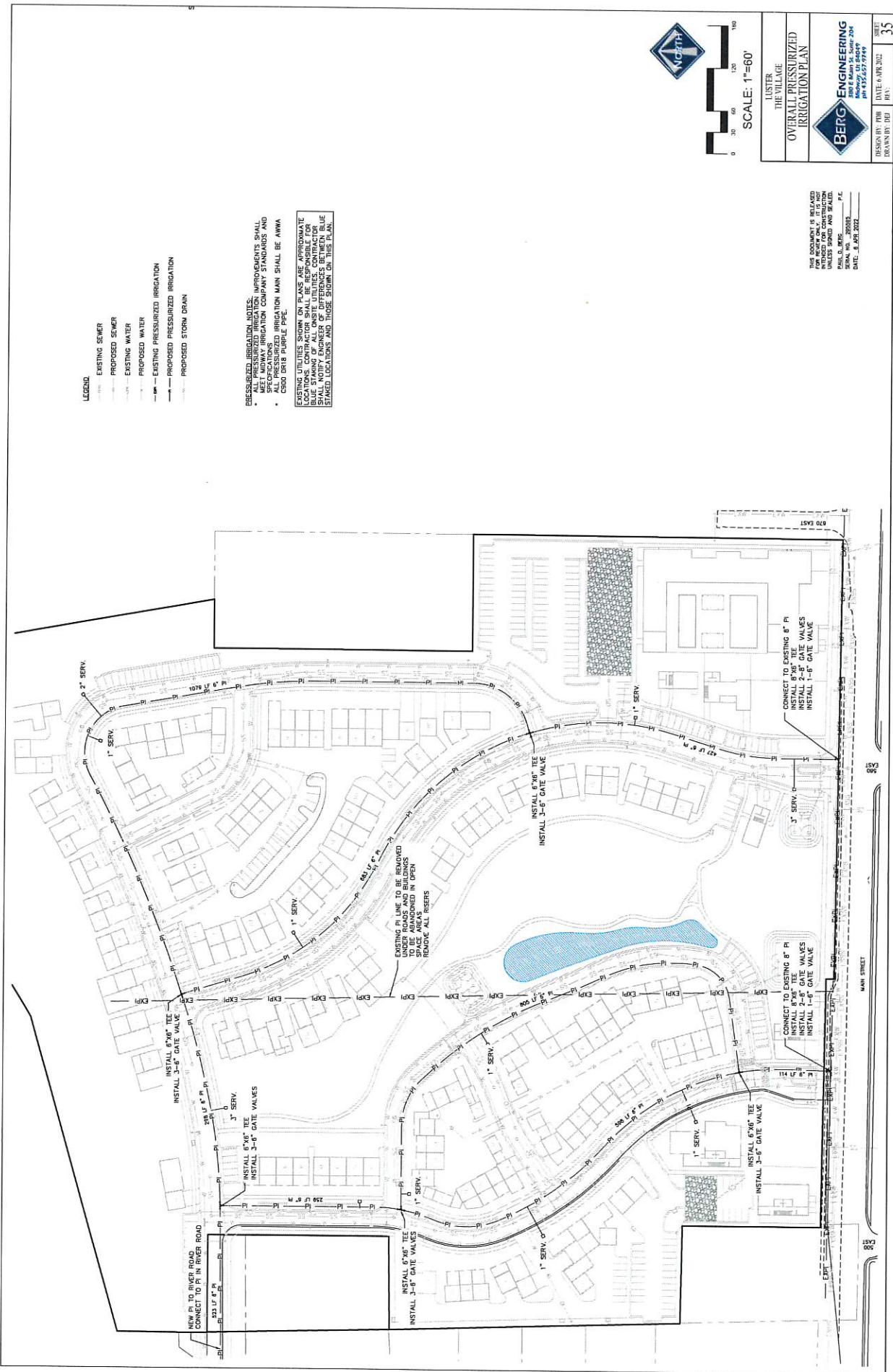
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P.M., D. BERG _____ P.E.
SERIAL NO. 295565
DATE: 6 APR 2022









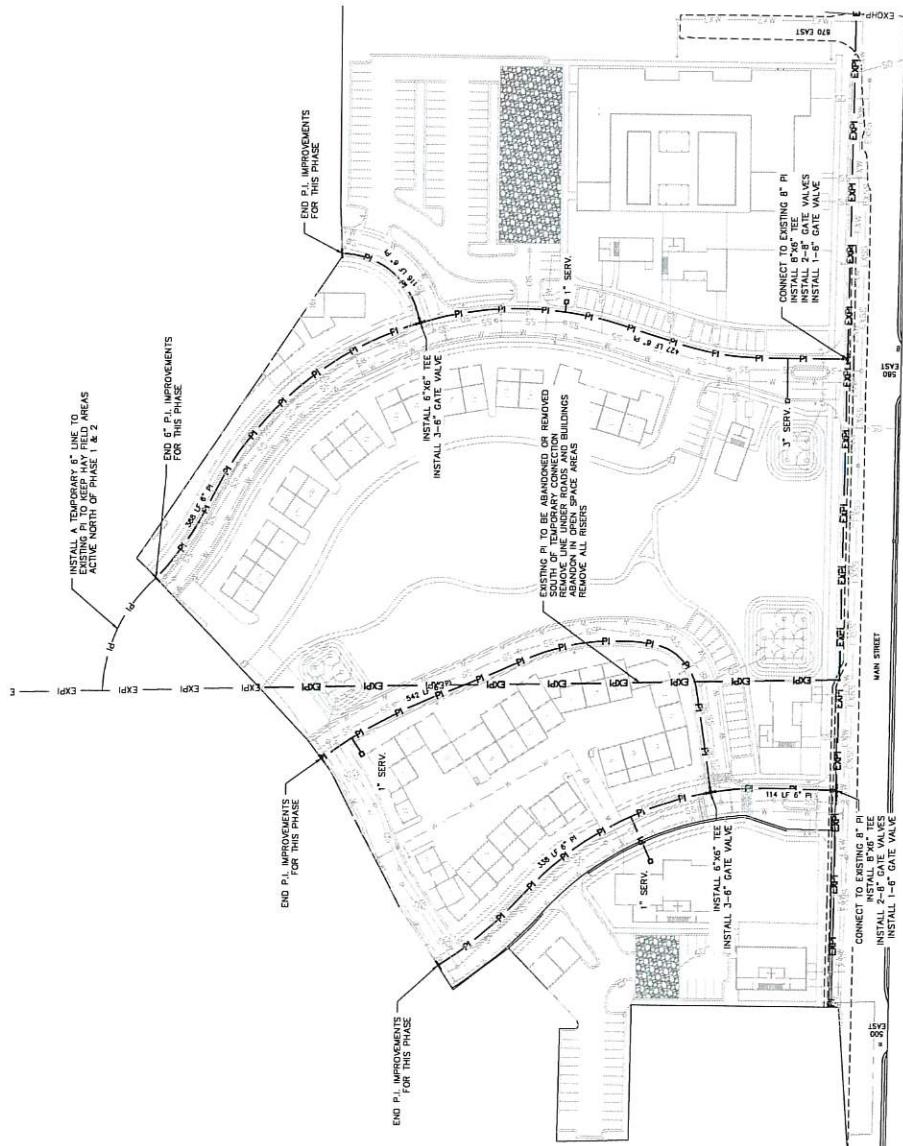


LEGEND

- Existing Sewer
- Existing Water
- Existing Water Main
- Existing Irrigation
- Existing Pressurized Irrigation
- Proposed Storm Drain

REISSUED IRRIGATION NOTES:
 * IMPROVEMENTS SHALL MEET MIDWAY IRRIGATION COMPANY STANDARDS AND SPECIFICATIONS.
 * PROPOSED IRRIGATION MAIN SHALL BE ANVA CSDI DRIB PURPLE PIPE.

EXISTING UTILITIES SHOWN ON PLANS ARE APPROXIMATE
 * ALL ON SITE UTILITIES CONSTRUCTION WILL NOTIFY OWNER OF DIFFERENCES BETWEEN BLUE STAKING OF ALL ON SITE UTILITIES CONSTRUCTION AND THOSE SHOWN ON THIS PLAN.



SCALE: 1=60'

LISTER
THE VILLAGE
PHASE 1&2 PRESSURIZED
IRRIGATION PLAN

BERG ENGINEERING
SERIAL NO. 200505
P.E.
DATE 5 APR 2005
PAGE 1 OF 2
DRAWN BY JEL
DESIGN BY PBM
DATE 6 APR 2005
REV. 1
SHEET 36

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PAGE 15 OF 20

DATE 5 APR 2005

PAGE 1 OF 2

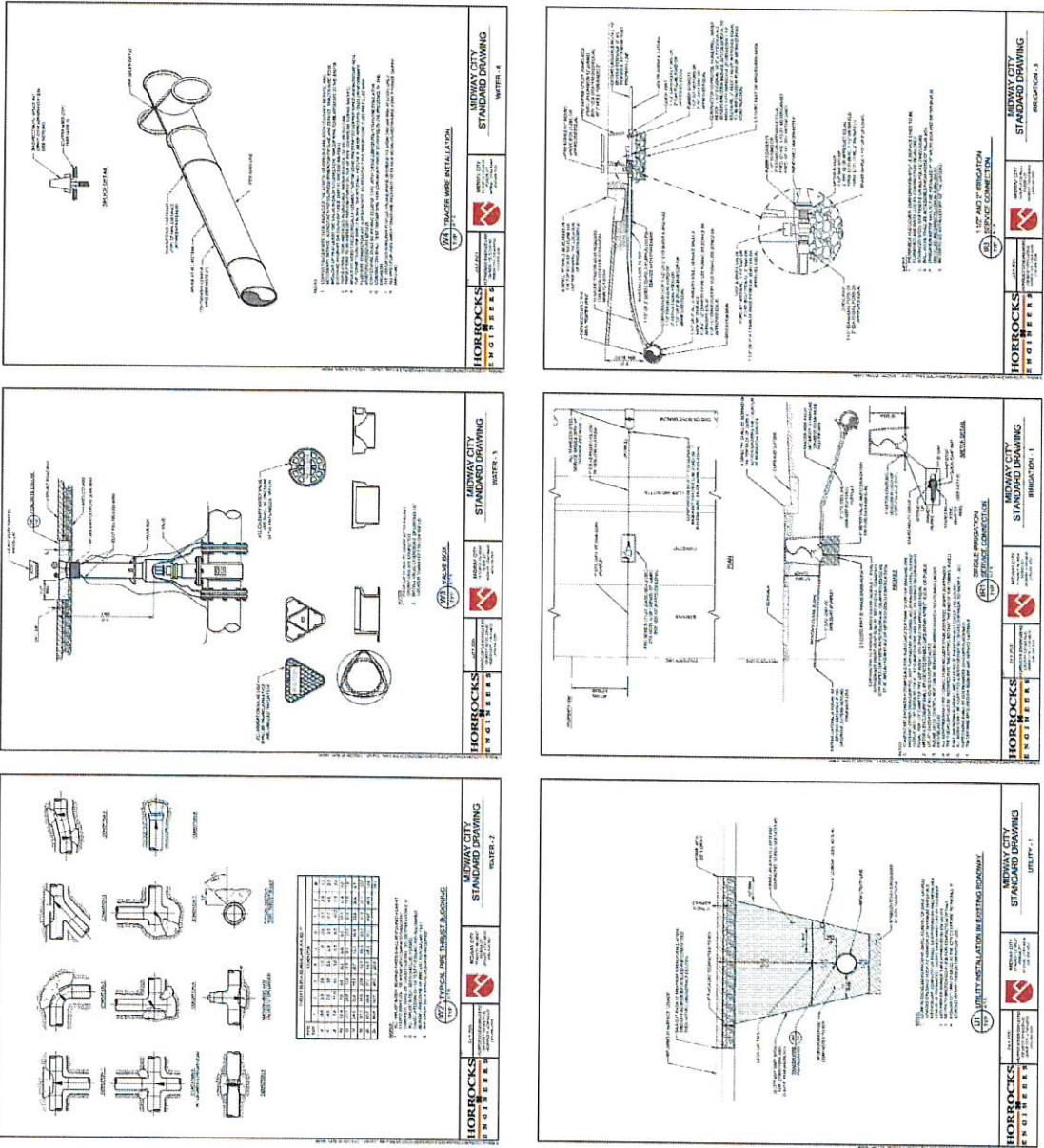


Table No.	Title	A		B		C	
		Number of Subjects	Mean Age	Number of Subjects	Mean Age	Number of Subjects	Mean Age
Table A	Results of the Study of the Effect of the Administration of a Preparation of the Liver Extract on the Weight of the Liver in the Rats	10	10	10	10	10	10
Table B	Results of the Study of the Effect of the Administration of a Preparation of the Liver Extract on the Weight of the Liver in the Rats	10	10	10	10	10	10
Table C	Results of the Study of the Effect of the Administration of a Preparation of the Liver Extract on the Weight of the Liver in the Rats	10	10	10	10	10	10

Constituents of the Dry Weight Basis B		Constituents of the Fresh Weight Basis B		Total Fresh Weight Volume	
Constituent	Dry Weight (%)	Constituent	Fresh Weight (%)	Volume	Rate
1) Hemicellulose	40.00	1) Cellulose	50.00	1) Cellulose	5.40
2) Protein	15.00	2) Hemicellulose	30.00	2) Hemicellulose	3.40
3) Lipid	10.00	3) Ash	10.00	3) Ash	1.00
4) Water	35.00				

SEARCHED 140 INDEXED 242/295
DATE: 6 APR 1989 LS72

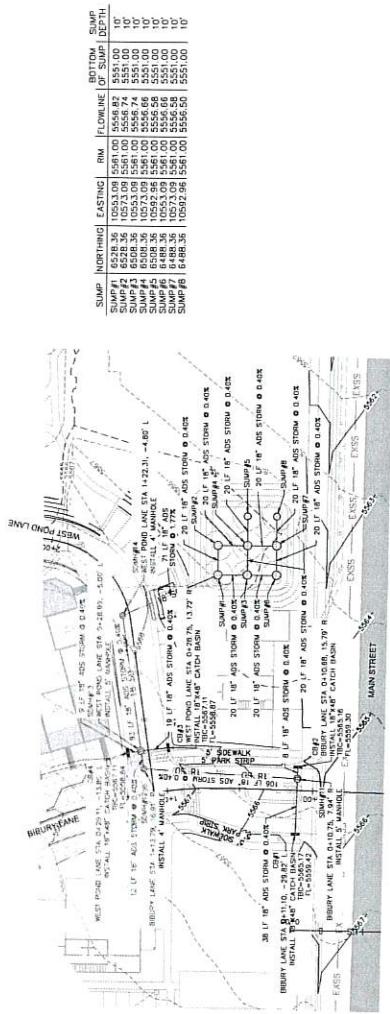
MISSION H-10B
DRAWN BY DEJ
DATE 6 APR 2022
REV.

The figure is a site plan for a residential area featuring five stormwater retention basins labeled A through E. The basins are interconnected by a network of pipes and drains. The plan includes property boundaries, building footprints, and elevation contours. A blue shaded area indicates a 'DRAINAGE AREA'. The basins are located as follows:

- BASIN A:** Located at the bottom right, it has an elevation of 18'-0".
- BASIN B:** Located in the middle left, it has an elevation of 18'-0".
- BASIN C:** Located in the center-right, it has an elevation of 18'-0".
- BASIN D:** Located at the top-left, it has an elevation of 18'-0".
- BASIN E:** Located at the top-right, it has an elevation of 18'-0".

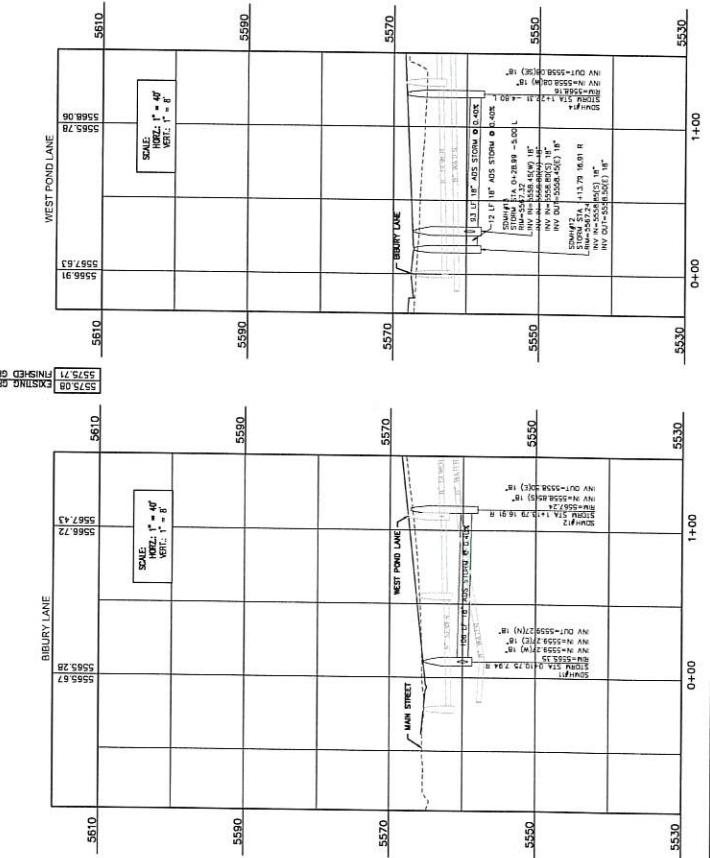
Drainage areas are indicated by blue shading. A legend in the top right corner shows a color scale from light blue to dark blue representing different drainage areas. A north arrow is also present.

- BLUE STAKE NOTE:
 - LOCATION OF EXISTING UTILITIES SHOWN ON PLAN ARE APPROXIMATE AND MAY BE INCOMPLETE. CONTRACTOR IS RESPONSIBLE FOR BLUE STAKING OF UTILITIES.
- STORM DRAIN SYSTEM NOTE:
 - ALL STORM DRAIN CONSTRUCTION TO MEET MIDWAY CITY STANDARDS.



LEGEND

- EXISTING SEWER
- PROPOSED 8" SEWER
- EXISTING 8" WATER
- PROPOSED 8" WATER
- EXISTING PRESSURIZED IRRIGATION
- PROPOSED PRESSURIZED IRRIGATION
- 18" SD — PROPOSED STORM DRAIN



DESIGN BY: PDB DATE: 6 APR 2022 SHEET
DRAWN BY: DEJ REV: 39

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PAUL D. BERG _____ P.E.
SERIAL NO. 295595
DATE: 6 APR 2027

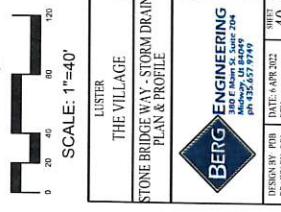
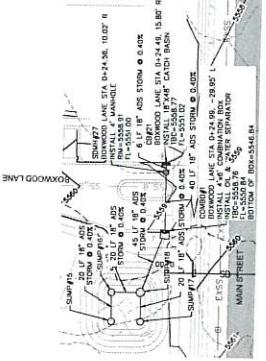
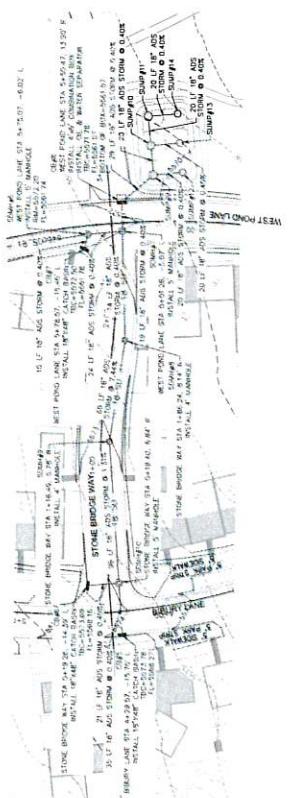
BERG ENGINEERING
380 E. Adam St., Suite 204
McMinnville, OR 97148-1419

BULE STAKE NOTE.
- LOCATION EXISTING UTILITIES SHOWN ON
PLAN ARE APPROPRIATE AND MAY BE
INCORPORATED CONTRACTOR IS RESPONSIBLE FOR
BULE STAKING OF UTILITIES.

STORM DRAIN SPOTCH NOTE.
- ALL STORM DRAIN CONSTRUCTION TO MEET
MIDWAY CITY STANDARDS.

LEGEND

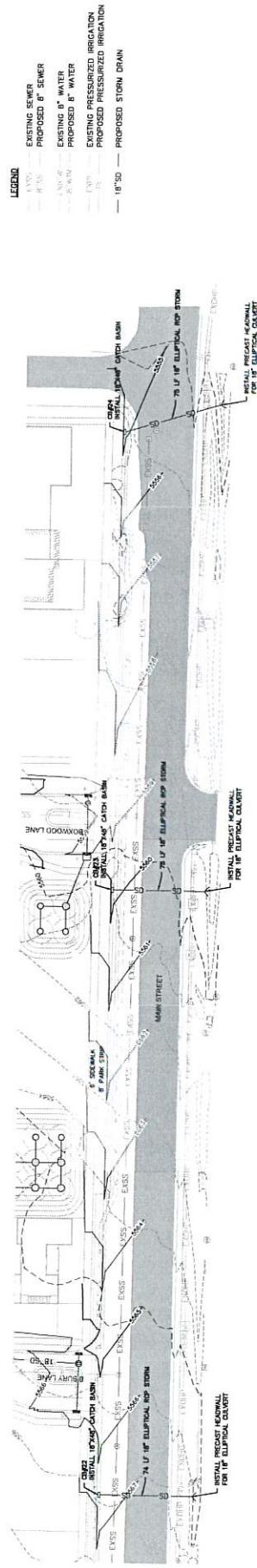
—	EXISTING SEWER
—	PROPOSED B ^Y SEWER
—	EXISTING B ^Y WATER
—	PROPOSED B ^Y WATER
—	EXISTING PRESSURIZED IRRIGATION
—	PROPOSED PRESSURIZED IRRIGATION
—	PROPOSED STORM DRAIN
—	18' SD — PROPOSED STORM DRAIN



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PAUL D. BERG	SERIAL NO. 295595
	DATE: 6 APR 2022

DRAWN BY DEI DATE 1/28/08 PAGE 001 OF 002 REV. 40

- BLUE STAKE NOTE:
LOCATION OF EXISTING UTILITIES SHOWN ON
PLAN ARE APPROXIMATE AND MAY BE
INCOMPLETE. CONTRACTOR IS RESPONSIBLE FOR
BLUE STAKING OF UTILITIES.
- STORM DRAIN SYSTEM NOTE:
ALL STORM DRAINS CONSTRUCTION TO MEET
HOTEL CITY STORM DRAIN REQUIREMENTS.



LEGEND

- LEGEND**

 - EXISTING SEWER
 - PROPOSED 8" SEWER
 - EXISTING 8" WATER
 - PROPOSED 8" WATER
 - EXISTING PRESSURIZED IRRIGATION
 - PROPOSED PRESSURIZED IRRIGATION
 - STORM DRAIN
 - 18" USD

STANDARD TEST INDEX.

STAN
1. 2. 2. 2. 4.



SCALE: 1"=40'

MAIN STREET CULVERTS - STORM
WATER MANAGEMENT



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PAUL D. BERG _____ P.E.
SERIAL NO. 285595
DATE: 10-10-09

Exhibit B

Exhibit B, Water Board Recommendation

Exhibit C

Typical Building Rendering: Commercial/Residential



Typical Building Rendering: Commercial/Residential



Typical Building Rendering: Residential

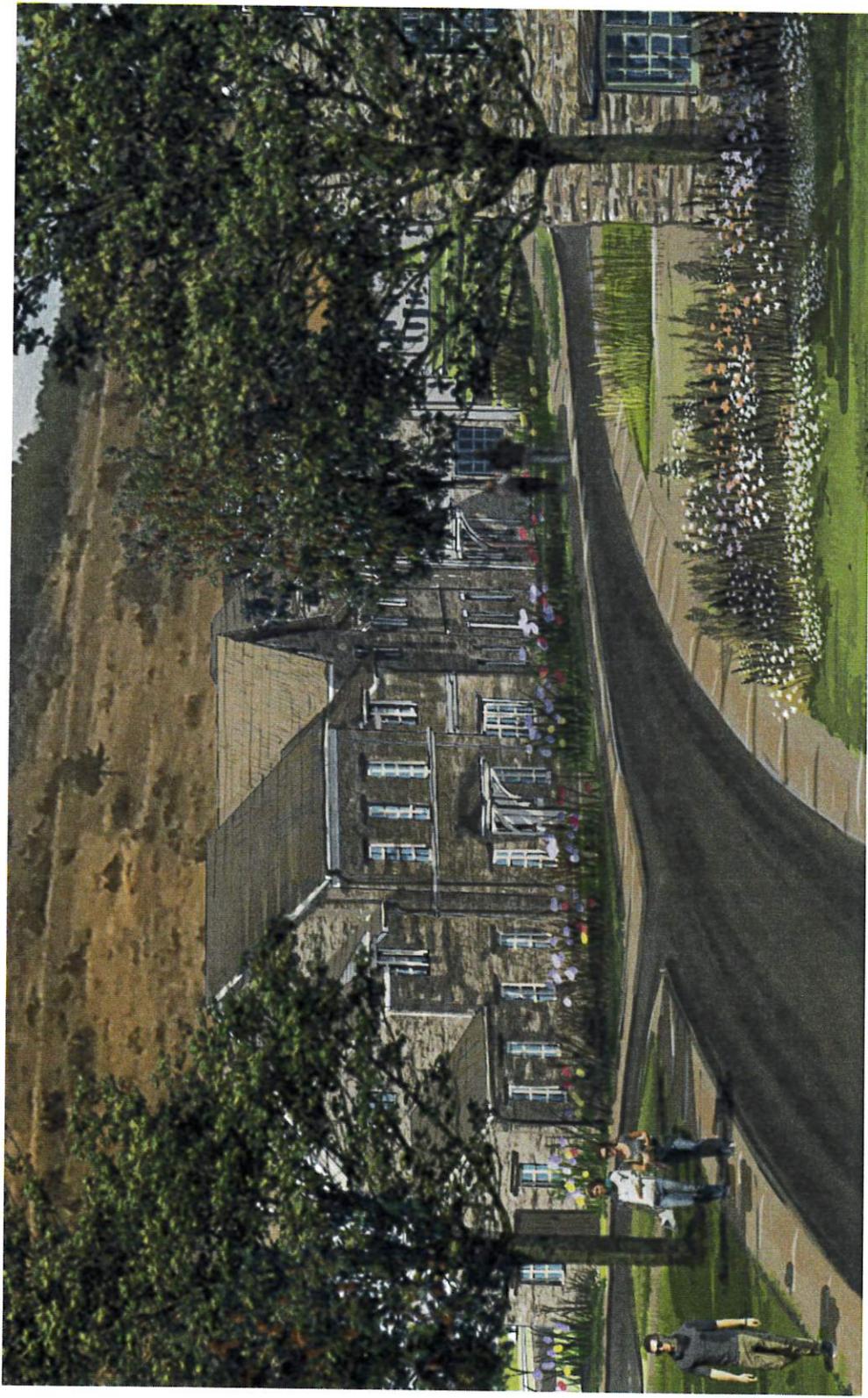


Exhibit D

Exhibit D
Transient Overlay Zone
(Residential Units in Transient Overlay Zone)

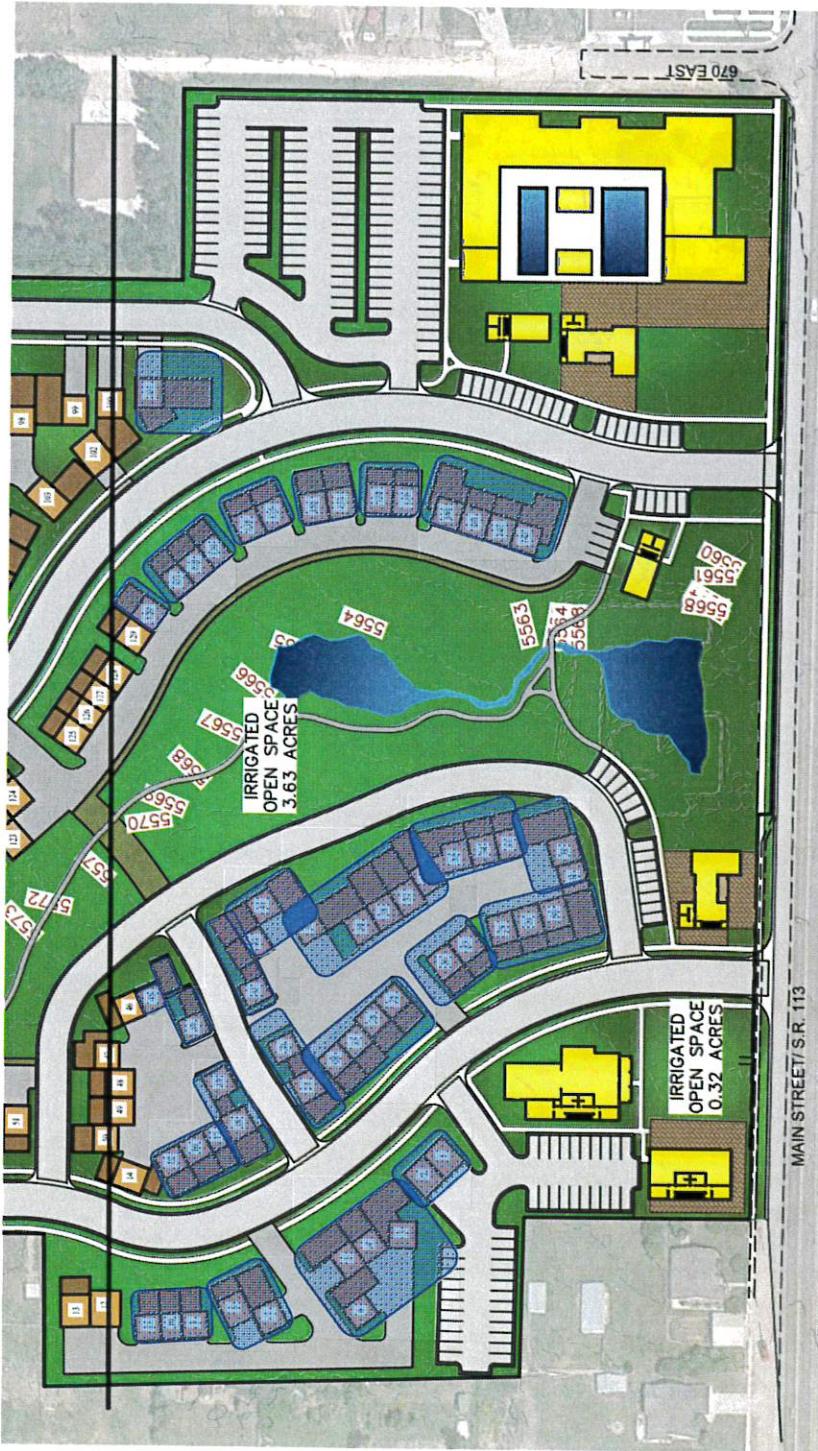


Exhibit E



CLAYTON LYNCH
ARCHITECTURE
ARCHITECTURE
INTERIOR DESIGN
MASTER PLANNING
LANDSCAPE ARCHITECTURE

PROJECT NUMBER:
C-101
DATE ISSUED:
10/10/2011
SET:
SECTION INDEX:
1 2

Midway Utah

Village Site Lighting Plan

PROJECT

1:1000

30' x 42'

FULL SIZE

SHEET

C-101
SITE PLAN



1 SITE



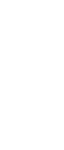
DARK SKY COMPATIBLE WALL PACK OR
OTHER WALL MOUNTED LIGHT



LAMP REPORT



BOLLARD LIGHT ONE DIRECTIONAL
DARK SKY COMPATIBLE WALL PACK OR
OTHER WALL MOUNTED LIGHT



BLEDIY
BROADCAST LED FLOODLIGHT



100'



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Exhibit F

Midway Irrigation Company Will Serve Letter.
February 15, 2022

Project Name: The Village

Address: East Main, Midway, Utah.

Name of Developer: Dan Lister

Parcel Size: 27.47 Acres

Present Land Use:

Amount of Irrigated Land: 27.47 Acres

Amount of Non-Irrigated Land: 3.0 Acre

Scope of the proposed project:

Number of ERUs: 190.69

Amount of Irrigated Land: 11.09 Acres

Amount of Non-Irrigated Land:

Home sites, Roads & Trails— 18.80 Acres

Historic Non-Irrigated- 0.0 Acres

Water Requirement:

Culinary Quality Number of Acre Feet: 166.60 Acre Feet

Irrigation Quality Number of Acre Feet: 33.27 Acre Feet

Water Rights Available to the project: 25 Shares of Midway
Company Stock

Provo River (under contract) 32 acre feet

Provo River (pending) 30 acre feet

Project Water Allocation:

Culinary Water Provider: Midway City

Water Rights Required: 166.60 acre-feet

Infrastructure Requirements:

Secondary Water Provider: Midway Irrigation Company.

Water Rights required: 33.37 acre-feet

Project Approval Required Conditions:

1. Transfer 166.60 acre-feet of Water Right to Midway City for culinary water requirements.
2. Transfer 33.27 acre-feet of Midway Irrigation Water Right to Midway City for secondary irrigation water requirements.
3. Developers will be required to connect to Midway Irrigation Company Main Line under the condition that it is completed under the direction of the Company's Manager and in accordance with the company's construction guide line and policies.
4. Developers must install secondary water meters as required by the company. The installation must be in accordance with the company's construction guide line and policies.
5. The final plat will not be approved or signed until all conditions are met.
6. The developer is required to provide a plan outlining on the existing open irrigation ditches are going to be maintained.

Steve Farrell, President
Midway Irrigation Company

Exhibit G



Wasatch County Solid Waste Disposal Dist.
1891 West 3000 South
P.O. Box 69
Heber City, Utah 84032

February 16, 2022

Paul Berg
paul@bergeng.net

Re: Refuse collection service for Parcels 14-1502, 15-3440, 21-2599,
21-2788, 06-6279, 06-6212, and 06-6261

Dear Paul Berg:

Wasatch County Solid Waste Disposal District currently collects refuse in the area of the above referenced parcels in Midway, Utah. Your request for refuse collection service to the proposed Subdivision located approximately 565 E Main St, also 160 N River Rd Midway UT, will be using Commercial Dumpsters located in various places around the subdivision. We will work with Midway City for the proper placement for the dumpsters. They will need to be located inside an approved enclosure. The sub divisions HOA will be responsible for making sure the snow removal does not block the enclosure so the garbage trucks will be able to get easily in and out in inclement weather.

Since this is a private drive it needs to be maintained by either Midway City or a private Company. Please do not place the cans on the road when the roads are snow packed. Place the containers in front of your driveway.

All residents of Wasatch County are required to have collection service whether full or part time residents. A setup fee must be paid at the time a building permit is issued.

This letter should also be included in your development agreement.

Sincerely,

Kelly Christensen
Wasatch County Solid Waste Disposal District
(435) 657-3280

mgiles@wasatch.utah.gov

Exhibit H

CERTIFIED COPY
OF ORIGINAL

Special Warranty Deed

Alta Strada Inc., a Utah corporation, A corporation organized and existing under the laws of the State of UTAH
As Grantor

hereby **CONVEY AND WARRANT**, against those claiming by, through or under the Grantor to:

Grantee, Midway Heritage Development, LLC

FOR THE SUM OF TEN DOLLARS AND OTHER GOOD AND VALUABLE CONSIDERATION
the following described tract of land within WASATCH County, State of UTAH to wit:

SEE ATTACHED LEGAL DESCRIPTION

Grantor does covenant with the Grantees and their assigns that the above-described Real Estate is not subject to any encumbrances made by Grantor and that Grantor will warrant and defend the same to the said Grantees and their assigns forever against the lawful claims and demands of all persons claiming by, through or under Grantor, but against none other.

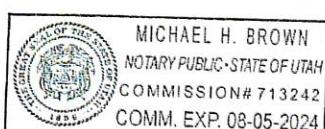
SUBJECT TO EASEMENTS, RESTRICTIONS, RIGHTS OF WAY OF RECORD, AND TO GENERAL PROPERTY TAXES FOR 2017 AND THEREAFTER.

The officers who sign this deed hereby certify that this deed and the transfer represented thereby was duly authorized under a resolution duly adopted by the board of directors of the grantor at a lawful meeting duly held and attended by a quorum.

WITNESS THE HAND OF SAID GRANTOR THIS 28th DAY OF FEBRUARY, 2022.

STATE OF UTAH)
County of WASATCH)

On this 28th day of February, 2022, personally appeared before me Peter Zaccardi and Travis J. Zaccardi, whose identity is personally known to me (or proved to me on the basis of satisfactory evidence) and who by me duly sworn (or affirmed), did say that they are the Directors of Alta Strada Inc, the Corporation that executed the foregoing instrument and that said document was signed by them in behalf of said corporation by authority of its bylaws (or of a Resolution of its Board of Directors), and said they acknowledged to me that said corporation executed the same.



Notary Public

Atlas Title
File # 37332

Beginning at a point which is 7.85 chains East and South 1°00' East 14.20 chains from the Northwest corner of the Southeast quarter of Section 35, In Township 3 South of Range 4 East of the Salt Lake Base and Meridian; and running thence South 80°10' East 190.00 feet; thence North 1°00' west 229.26 feet; thence North 80°10' West 190.00 feet; thence South 1°00' East 229.26 feet to the place of beginning. Also known by a Survey by Bing Christensen as follows:

Commencing at a point on a fence line separating the Margaret Alder property and the Daniel Ballstaedt property, said point being East along a fence line 471.68 feet and South 2°13'06" East along a fence line 678.16 feet from a fence corner assumed to be the center of Section 35, Township 3 South, Range 4 East, Salt Lake Base and Meridian; thence South 80°10' East 194.71 feet; thence South 2°13'06" East 180.63 feet to a fence line on the Northerly Boundary of Main Street, Midway, Utah; thence North 89°05'16" West along said fence line 190.71 feet; thence North 2°13'06" West along a fence line 210.87 feet to the point of beginning.

Tax ID No. OMI-0533/Parcel No. 00-0006-6261