Midway City Council 20 July 2021 Regular Meeting

Rising Ranch Subdivision / Final Approval



CITY COUNCIL MEETING STAFF REPORT

DATE OF MEETING: July 20, 2021

NAME OF PROJECT: Rising Ranch Subdivision

NAME OF APPLICANT: Samuel Castor

OWNER OF RECORD: Bow Hunting Skills LLC (Samuel Castor)

AGENDA ITEM: Final Approval

LOCATION OF ITEM: 425 Homestead Drive

ZONING DESIGNATION: R-1-22/TROD

ITEM: 11

Shelton Taylor of Summit Engineering, agent for Sam Castor, is requesting final approval of an 8-lot standard subdivision. The property is located at 425 Homestead Drive and is in the R-1-22 zone.

BACKGROUND:

This request is for final approval of a standard subdivision on 6.35 acres that will contain seven platted building lots, one 0.956 acre open-space parcel and one non-buildable parcel. The seven building lots will have frontage along existing roads, Homestead Drive and Swiss Alpine Road. The property is located in the R-1-22 zone and TROD and all seven proposed building lots comply with the requirements of the code regarding frontage and acreage. The proposed subdivision is on one 6.35 acre parcel that is wholly owned by the applicant and contains an existing residential singe family dwelling.

LAND USE SUMMARY:

- 6.36-acres
- R-1-22/TROD zoning
- Proposal contains seven building lots, one open space parcel and one unbuildable lot
- Access to the proposed building lots is from Homestead Drive and Swiss Alpine Road
- 8' detached public trail along Swiss Alpine Road and future attached bike trail/lane along Homestead Drive
- There are no known sensitive lands on the property
- The lots will connect to the Midway Sanitation District sewer, Midway City's culinary water line, and Midway Irrigation Company's secondary waterline

ANALYSIS:

Access – Access for the seven building lots will be from Homestead Drive and Swiss Alpine Road. Additional access will be required for the unbuildable lot if it is ever intended to become buildable.

The applicant has included an agricultural access easement on the future building parcel 8 to ensure legal access to the open space parcel for agricultural equipment.

They have also created a 5' access strip between lots 2 and 3-5 so that all property owners will have legal access to the open space parcel in the future.

Geotechnical Study – A Geotechnical Study has been submitted to the City and can be viewed at the Planning Office.

Sensitive Lands – The applicant has not identified any sensitive lands that are part of the proposed development. No new roads are being proposed at this time, so the geotechnical recommendations would only apply to home construction.

Culinary Water Connection – The lots will connect to existing city culinary water lines located in the area.

Sewer Connection – The lots will connect to existing Midway Sanitation District sewer lines located in the area.

Fire Flow - A fire hydrant will need to be located within 500' of any future dwellings, measured by the route of a fire hose from the fire hydrant to the future home site.

Secondary Water Connection – The lots will connect to Midway Irrigation Company's secondary water system which is already servicing the property. Laterals will be created for all seven lots. Secondary water meters are required for each lateral. The applicant has received a will-serve letter from Midway Irrigation Company.

Trails – The developer will be dedicating a 15' public trail easement with an 8' asphalt trail along the north property line of the development. This trail will be an extension of the existing 8' asphalt trail in the Maisons de Saint-Prex subdivision to the west and will connect to Homestead Drive. The trail easement will need to be shown on the plat along with language clarifying that it is a public trail.

With the installation of the new detached trail along Swiss Alpine Road, the applicant will be removing the pavement where the attached bike lane currently is, installing a swale in the newly created shoulder and revegetating the disturbed area.

After the trail improvements are accepted by the city, Midway City will accept maintenance responsibilities.

The City master trail plan shows a 5' attached asphalt bike trail along Homestead Drive. Staff is proposing that the funds to build the bike lane are added to the general trails fund and that the bike lane is completed in the future as part of a larger improvement project that will complete the bike lanes along the entirety of Homestead Drive.

Open Space – The property is greater than six acres and therefore requires a 15% open space is required. The developer is required to provide 0.954 acres of open space and has proposed 0.956 acres. This area will be dedicated on the plat as open space and no further development will be allowed in the open space area.

The applicant has indicated that the open space parcel may be common or it may be retained in ownership by the LLC that owns the property.

The land use code requires the open space to be "attractively landscaped or actively used for agricultural purposes". The applicant has stated that in the future, a neighborhood amenity may be installed, but for now they intend to be keep it in agricultural production. If something other than agricultural is proposed for the open space before plat recording, the applicant will need to provide a landscape plan and bond for any proposed improvements. The plat will include an access easement across parcel 8 to ensure that there is legal access to the open space for those who are responsible for its maintenance.

100' Setback Requirement – The land use code requires a 100' setback from the edge of the right-of-way of Homestead Drive for all residential and accessory structures. The setback line must be shown on the plat along with adequate language notifying property owners of the restriction.

Non-buildable Parcel – The proposed subdivision contains one 0.72-acre parcel that is currently deemed as non-buildable due to lack of frontage along a city standard road. If in the future the parcel can meet the minimum requirements for a buildable lot and the needed infrastructure is installed, the parcel owner can pursue having lot 8 being recognized as a building lot. In their preliminary approval of the subdivision, the City Council noted that the development agreement needs to outline the steps that the lot 8 owner would need to go through to have the lot considered a legal building lot. This will include obtaining a minimum of 115' of frontage along a road built to city standards, obtaining additional planning approval, possibly amending the development agreement, installing the necessary improvements to the parcel (sewer, culinary water, irrigation, fire hydrant, streetlights, etc.). Their intent was that the approval could be handled administratively and would not require the amending of the subdivision plat.

The 19.47-acre feet of water that is to be tendered to the City before recording of the plat includes the culinary and irrigation water needed for the non-buildable parcel.

TROD – This property is located in the Transient Rental Overlay District, which allows property owners to rent their property on a nightly basis if they obtain the necessary conditional use permit. The applicant has submitted an application for a blanket conditional use permit to allow for nightly rentals. If approved, a document should be recorded against each property letting them know that the property can be rented on a nightly basis along with the requirements in order to do so.

UDOT – The applicant is proposing to use the two existing driveway entrances to access lots 4-7 (two lots per access) which UDOT has acknowledged that they are okay with. UDOT will require the accesses to be upgraded to their current standard, along with the half width of Homestead Drive in front of the development to be widened to 26', per UDOT standards. There will not be a requirement for curb and gutter, but the applicant will need to demonstrate how they will handle drainage.

The applicant will need to work with UDOT to find out whether any additional ROW will need to be dedicated for Homestead Drive.

WATER BOARD RECOMMENDATION:

The Water Board has recommended that 19.47-acre feet are tendered to the City before the recording of the plat. The Water Board also recommended secondary water meters are installed on each lot.

PLANNING COMMISSION MOTION:

Motion: Commissioner Ream: I make a motion that we recommend approval of final application of an 8-lot standard subdivision. The property is located at 425 Homestead Drive and is in the R-1-22 zone. We accept the findings in the staff report with the addition on finding 5 to read, Homestead Drive half width adjacent to development will be widened to 26' as per UDOT requirement to finding and we incorporate the 4 conditions that are listed in the Staff report.

Seconded: Commissioner Garland

Chairman Nicholas: Any discussion on the motion?

Chairman Nicholas: All in favor.

Ayes: Commissioners Cliften, Bouwhuis, Ream, Wardle and Garland

Motion: Passed

POSSIBLE FINDINGS:

- The proposal does meet the intent of the General Plan for the R-1-22 zone
- The proposal does comply with the land use requirements of the R-1-22 zone
- A public trail will be built as part of the subdivision that will benefit members of the community
- 0.956 acres of open space will be created as part of the development
- Homestead Drive half width adjacent to development will be widened to 26'
- The duration of final approval shall be for one year from the date of final approval of the development by the City Council. Should a final plat not be recorded by the County Recorder within the one-year period of time, the development's approval shall be voided, and both preliminary and final approvals must be re-obtained, unless, on a showing of extenuating circumstances, the City Council extends the time limit for plat recording, with or without conditions

ALTERNATIVE ACTIONS:

- 1. <u>Approval (conditional)</u>. This action can be taken if the City Council finds that conditions placed on the approval can resolve any outstanding issues.
 - a. Accept staff report
 - b. List accepted findings
 - c. Place condition(s)

- 2. <u>Continuance</u>. This action can be taken if the City Council 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. <u>Denial</u>. This action can be taken if the City Council finds that the request does not meet the intent of the ordinance.
 - a. Accept staff report
 - b. List accepted findings
 - c. Reasons for denial

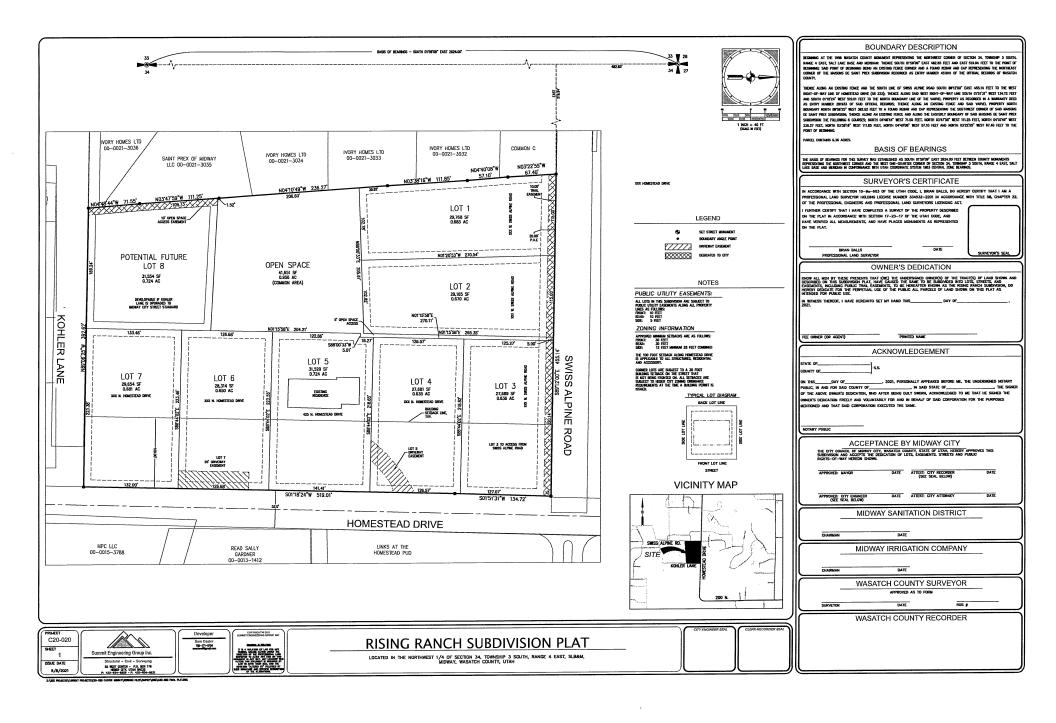
PROPOSED CONDITIONS:

- 1. Include plat note that precludes access to lot 3 from Homestead Drive.
- 2. Funds to build the 5' bike lane along Homestead Drive adjacent to this project are added to the general trails fund and will be used when the bike lane is completed in the future as part of a larger improvement project.
- 3. The plat and development agreement must clearly state that parcel 8 is not currently considered a building lot and what needs to occur for the parcel to become buildable. This will include at a minimum the need for additional planning approval, possibly amending the development agreement, obtain a minimum of 115' frontage along a road built to city standards, lot improvements that include a sewer connection, culinary water connection, irrigation connection, adequate access to a fire hydrant, etc.
- 4. Trail easement along Swiss Alpine Road to be a min. of 15'



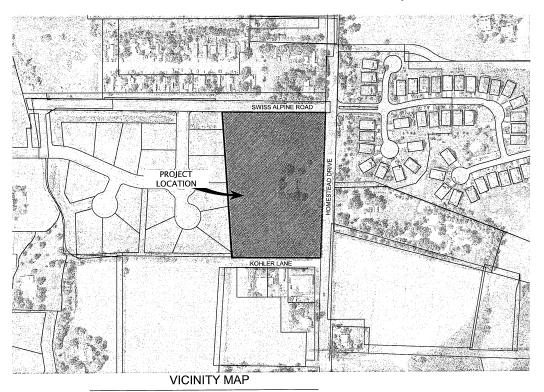






RISING RANCH SUBDIVISION

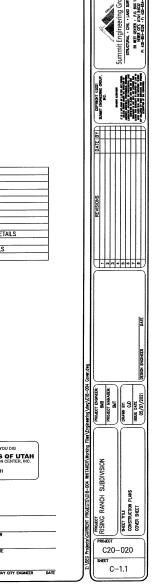
CONSTRUCTION PLANS 425 N HOMESTEAD DRIVE, MIDWAY CITY UTAH



	SHEET INDEX	
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C-1.1	COVER	_
C-1.2	GENERAL NOTES	
C-2.1	EXISTING CONDITONS/SWPPP	
C-3.1	SITE PLAN	
C-4.1	UTILITY PLAN	
C-5.1	GRADING PLAN	
C-5.2	HOMESTEAD ROAD	_
D-1	GENERAL UTILITY AND IRRIGATION DETAILS	
D-2	SEWER DETAILS	
D-3	POTABLE WATER SYSTEM DETAILS	
D-4	EROSION CONTROL DETAILS	







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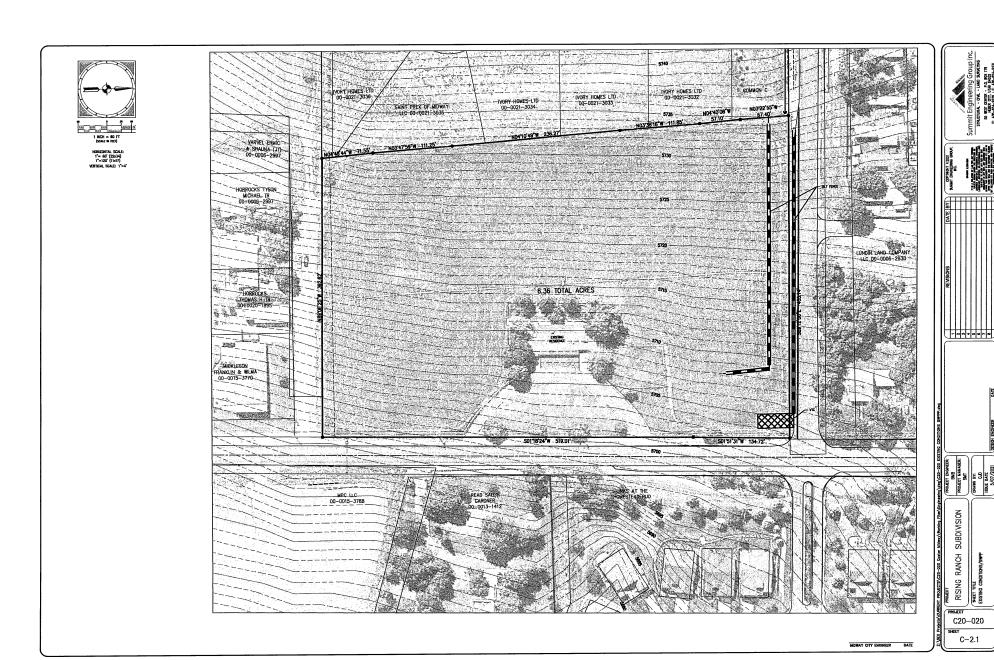
 A. THE CONTRACTOR SHALL NOT DISTURB ANY VECETATION OUTSIDE THE APPROVED PLANNED RESIDENTIAL LOTS.
- B. ANY VEGETATION DISTURBED SHALL BE RESEEDED AND WATERED AT NO COST TO THE OWNER OR COUNTY, UNTIL COMMIN HER REFU FOT ARISEST.

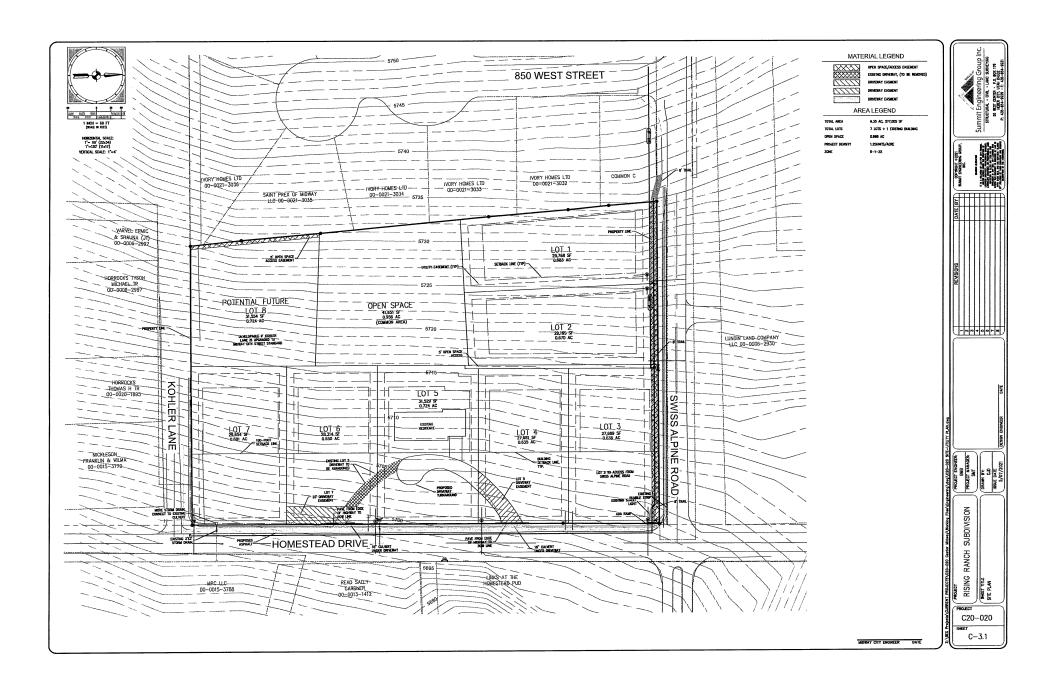
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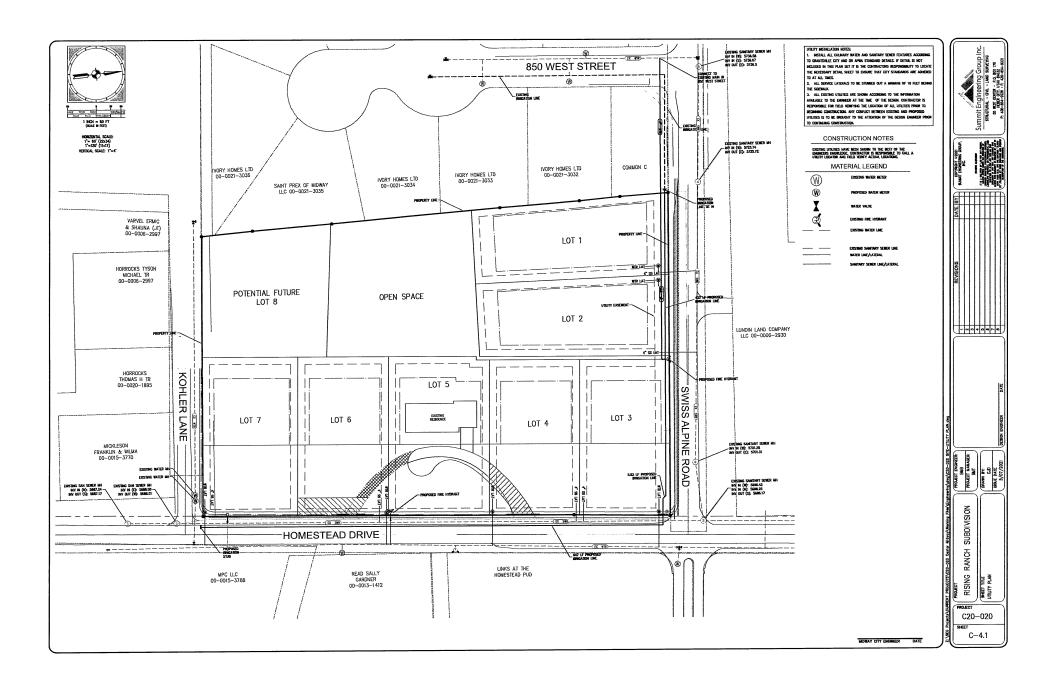
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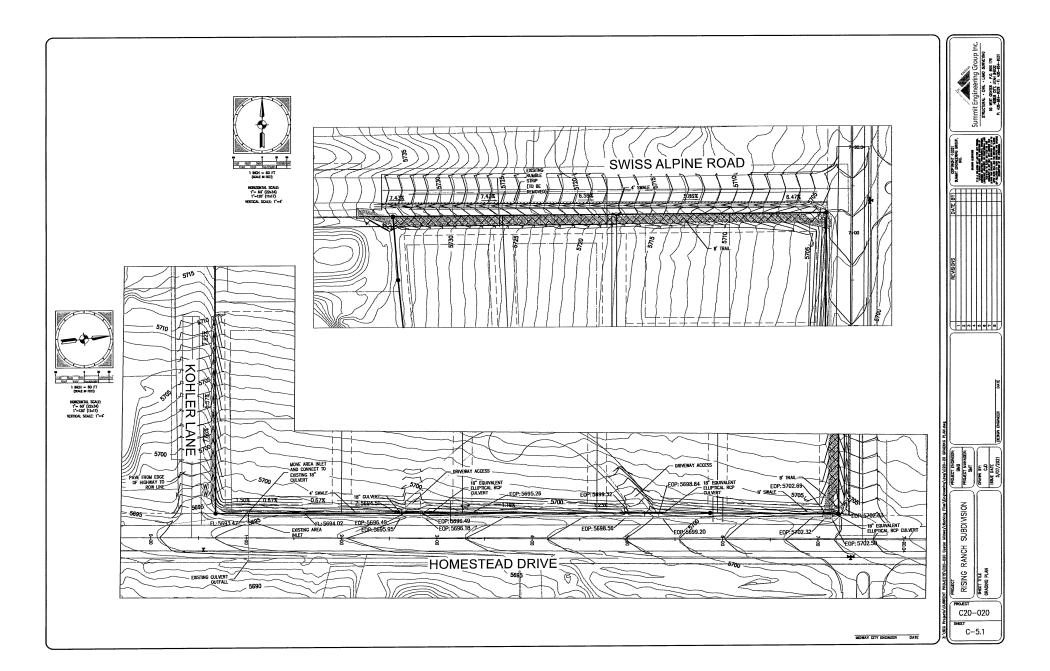


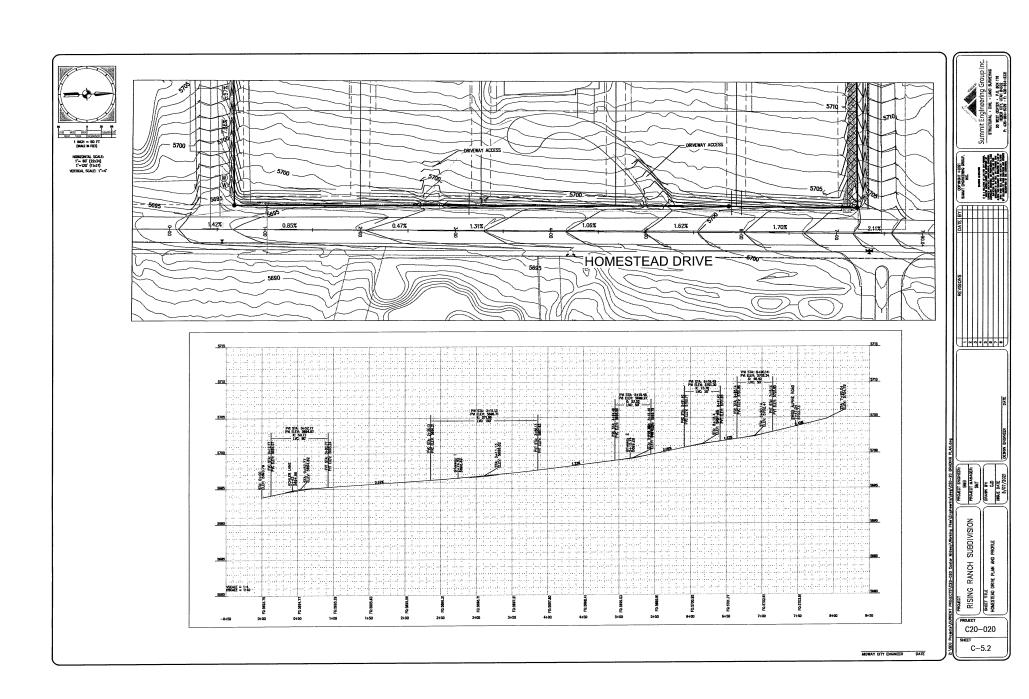
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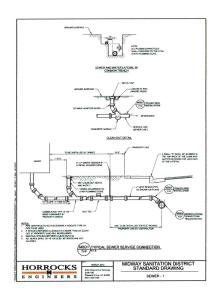


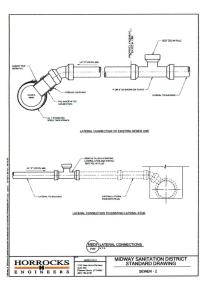


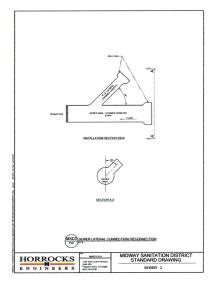






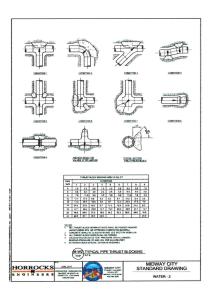


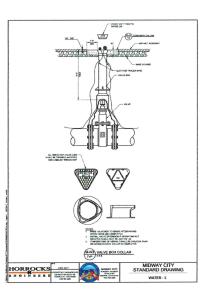


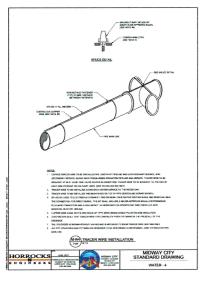


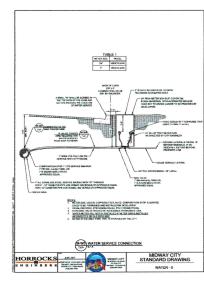


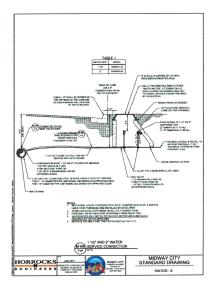
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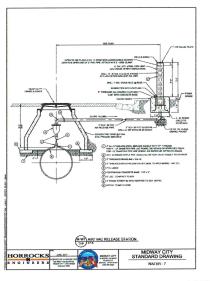


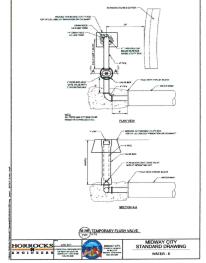


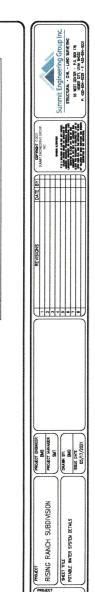








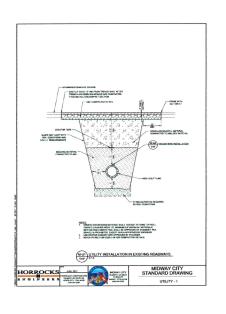


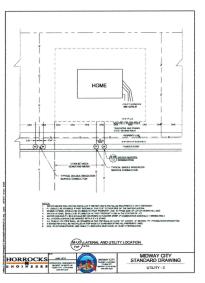


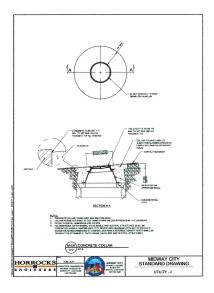
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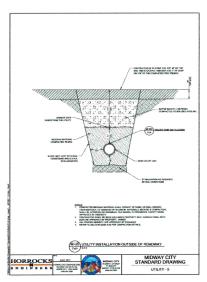
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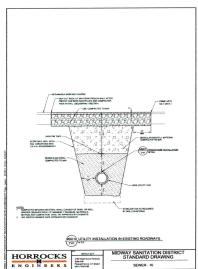
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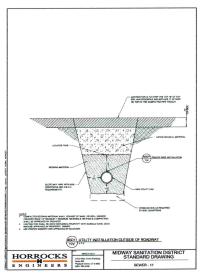


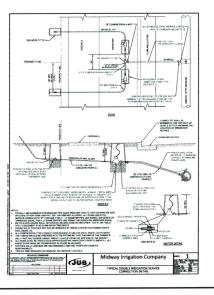


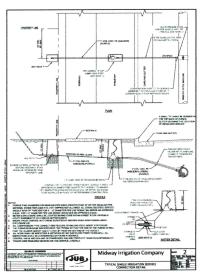


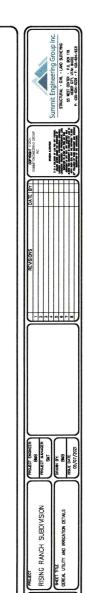












C20-020

DET-1

SILT FENCE DETAIL **EROSION CONTROL NOTES** osion Control — UPDES Plan shall be prepared and submitted by the Contractor to the State outlining how erosion and siltation will be controlled. A copy of the plan must on site at all times. The Contractor shall be responsible for implementing the plan and installing and maintaining erosion control facilities with each phase of work. Should slit leave the site or erosion occur, it will be the Contractor's responsibility to take corrective action and repair any damage caused by the slit or erosion immediately. All costs associated with the preparation, modification and approval of the plan will be the responsibility of the Contractor. Controlling sediment transport and preventing and/or correcting problems associated with erosion and runoff processes which could occur both during and after project construction will be closely monitored. Periodic maintenance and inspection of sediment control devices will be scheduled through the scheduled completion of work. Porticular attention shall be given to existing drainage patterns which run through disturbed areas and over extreme slopes. These patterns will be identified to isolate problem areas where water will concentrate. Provisions shall be made to channel anoff every from new or existing improvements to prevent undermining and general site erasion. These provisions shall be stabilized and shall remain in place until the permanent storm drainage stated and functional. STEEL OR WOOD POST 35" HIGH MAXIMUM Excovation and embankment operations shall proceed in such a manner so that finishing of slopes, including revegetation, shall be accomplished as soon as possible after rough grading. All slopes 2:1 or flatter shall be scarified with heavy equipment, leaving tracks perpendicular to the slope. Cut and fill slopes shall be 2:1 maximum unless rock is encountered. Cut slopes in rock may be steepened, depending upon geotechnical considerations. The tops of all cut slopes in soil shall be rounded for a horizontal distance of three feet beyond the catch point. Slope rounding shall occur as the slope is being brought down. The overall shape, height and grade of any cut and/or fill slope shall be developed in concert with the existing natural contours, scale, and vegetation of natural terrain. Disturbed areas, both on and off-site shall be revegetated. These areas shall include, but not be limited to all unsurfaced areas within the flagged limits of disturbance staging and storage areas, material waste areas, underground utility construction across, benched areas including retaining well benches, and temporary or existing access roads used for construction activities. Rock cuts steeper than 1:1 will not be revegetated. Controlled outlets shall direct collected runoff through silt fences or straw bales. Seed shall be applied at a rate so that germination and subsequent coverage reaches 80 percent in a representative 10°x10° area. If coverage does not reach 80 percent, reseeding must occur, before revegetation. WENT THEFT SERVACE FROM WITHOUT PROMISES. All ditches and swales between 5% and 6% shall be armored with a straw type crosion control/revegetation stabilization mat to promoted revegetation. MUST BE INSTALLED PROPERLY TO AVOID NOTICE OF VIOLATION. Rip rop of appropriate size will be constructed into roadside runoff swales exceeding 8%. 2, SILT FENCE SHALL BE PLACED ON SLOPE CONTOURS TO MAXIMIZE PONDING EFFICIENCY. Rip rap shall be located for water dispersal at culvert outlets. Percent of Mix Slender wheatgrass (Agropyron trachycaulum) ----- POSITION THE SILT FENCE 5FT BEYOND THE TOE OF SLOPE, INSTALL SILT FENCE AT TOE OF SLOPE WHEN PLACING WITHIN OR IMMEDIATELY ADJACENT TO A WETLAND Seeding rate to be 35 pounds per acre of the above listed seed mix. SECURE FIRMLY INTO GROUND BY EXCAVATING TRENCH, PLACING SILT FENCE FABRIC THEN BACKER I MIC WITH FYCAVATED TRENCH MATERIAL 4 SECURE SILT FENCE FABRIC TO WOOD POST ACCORDING TO MANUFACTURER RECOM CONSTRUCTION ACCESS DETAIL STRAW WATTLE DETAIL 5. MINIMIZE DISTURBANCE WHEN EXCAVATING THE TRENCH SILT FENCE INSTALLATION EQUIPMENT MAY BE USED AS AN ALTERNATIVE INSTALLATION METHOD IF BOTTOM 6 INCHES OF SALT FENCE FABRIC IS TRENCHED FIRMLY INTO GROUND AND METES ALL OTHER RECUIREMENTS RUN THE ENDS OF THE FENCE SLEWRILY UP SLOPE TO PREVENT RUNOFF FROM FLOWING ABOUND THE ENDS OF THE SLIT FENCE. ADOLING THE LOSS OF THE SLIT FENCE AROSE AREAS OF CONCENTRATED FLOWS AND USING SPLICES ALONG THE FENCE AS MUCH AS POSSIBLE, OVERLYP THE END POSTS AND INSIST HE UP DECEMBER SPRINGE STANDING THE WOOD POSTS MERIN NECESSARY. EXCESS SOCK MATERIAL TO BE DRAWN IN AND TIED OFF TO STAKE AT BOTH ENDS PAVED ROAD STRAW WATTLE -SIZED TO SUIT CONDITIONS 8" TO 18" TYPICAL COARSE AGGREGATE FLOW 2" X 2" X 24" WOODEN STAKES PLACED 2' O.C. SUBDIMSION 50' MIN. RANCH MOTES. 1. CHECK DAM SHOULD BE USED IN AREAS THAT DRAIN 10 2. SEDMENT SHOULD BE REMOVED FROM BEHIND CHECK DAM ONCE THE ACCUMULATED HEIGHT HAS REACHED ½ THE HEIGHT OF THE CHECK DAM. 3. CHECK DAM CAN BE DIRECT SEEDED AT THE TIME OF INSTALLATION. RISING C20-020 DET-4



WWW.HORROCKS.COM

June 8, 2021

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

Subject: Rising Ranch Subdivision – Final Approval

Dear Michael:

Horrocks Engineers recently reviewed the Rising Ranch subdivision plans for Final Approval. The proposed development is located South of Swiss Alpine Road and West of Homestead Drive. The following comments should be addressed.

General Comment

• The proposed subdivision consists of 7 lots, 6 new lots and an existing home located on lot 5. The subdivision has a potential for an 8th lot in the future. All redlines comments shall be addressed and turned into the City Engineer.

Water

- The proposed development will be served from the Alpenhof Pressure Zone.
- Lots 1 and 2 will require a new 8" line be installed from the intersection of 850 West and Swiss Alpine Road.
- Lots 3 7 will be serviced off the existing culinary water line located within Homestead Drive.

Roads

- The proposed development will not construct any new roads, lots 1-3 will front Swiss Alpine Road and lots 4-7 will front Homestead Drive.
- Lot 4 and 5 will have a shared driveway access and lots 6 and 7 will share a driveway
 access.
- Proposed future Lot 8 can only be accessed by Kohler lane. It will only be accessible once Kohler Lane is updated to Midway City Street Standard.

Trails

- It is proposed that the development install a detached 8' public trail adjacent to Swiss Alpine Road. This trail will connect onto the trail from St. Prex subdivision and terminate at Homestead Drive.
- The development will be required to remove the existing attached trail and rumble strip.
- The development shall participate funds into the Midway City General Trail Fund for the equivalent of a 5' bike lane across the frontage of Homestead Drive.



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Storm Drain

Since no new roads are being built with this subdivision, the existing shoulder and borrow ditch will accommodate the storm drain for this subdivision.

Please feel free to call our office with any questions.

Sincerely, HORROCKS ENGINEERS

Wesley Johnson, P.E.

Midway City Engineer

Shelton Taylor cc:

Summit Engineering

Exhibits

Exhibit 1 – Midway Irrigation Will Serve

Exhibit 1

Midway Irrigation Company Will Serve Letter. May 26, 2021

Project Name: Rising Ranch Subdivison **Address**: Homestead Drive, Midway, Utah.

Name of Developer: Sam Castor

Parcel Size: 6.6 Acres

Present Land Use:

Amount of Irrigated Land: 6.60 Acres

Amount of Non-Irrigated Land: 0.0 Acre

Scope of the proposed project:

Number of ERUs: 8

Amount of Irrigated Land: 4.89 Acres

Amount of Non-Irrigated Land:

Home sites, Roads & Trails—1.47 Acres Historic Non-Irrigated- 0.0 Acres

Water Requirement:

Culinary Quality Number of Acre Feet: 4.8 Acre Feet

Irrigation Quality Number of Acre Feet: 14.67 Acre Feet

Water Rights Available to the project: 6.50 Shares of Midway Company Stock

Project Water Allocation:

Culinary Water Provider: Midway City

Water Rights Required: 4.8 ac. ft.

Infrastructure Requirements:

Secondary Water Provider: Midway Irrigation Company.

Water Rights required: 14.67 acre-feet

Project Approval Required Conditions:

1. Transfer 4.8 acre-feet of Midway Irrigation Water Right to Midway City for culinary water requirements.

- 2. Transfer 14.67 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 on each lot. 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.

Steve Farrell, President Midway Irrigation Company