

# Staff Report for Administrative Subdivision Approval

Weber County Planning Division

**Application Information** 

Application Request: Consideration and action on an administrative application for final plat approval of Summit

Eden Phase 1C Amendment 2

Agenda Date:

Wednesday, June 24, 2015

Applicant:

Summit Mountain Holding Group, LLC

File Number:

UVS060315

**Property Information** 

**Approximate Address:** 

5756 N Copper Crest, Eden, UT

Project Area:

0.336 Acres DRR-1 Zone

Zoning: **Existing Land Use:** 

Resort Development/Open Space

Proposed Land Use: Parcel ID:

Resort Development/Open Space

23-130-0054, 23-130-0055, 23-130-0056, 23-130-0057, 23-130-0058, 23-130-0059, 23-130-0060, 23-130-0061, 23-130-0062, 23-130-0063, 23-130-0064, & 23-130-0071

Township, Range, Section: Township 7 North, Range 2 East, Section 8

Adjacent Land Use

North: Ski Resort East:

South:

Ski Resort

Ski Resort

West:

Ski Resort

Staff Information

Report Presenter:

Ronda Kippen

rkippen@co.weber.ut.us

801-399-8768

Report Reviewer:

SW

# **Applicable Ordinances**

- Title 101, Chapter 1, General Provisions, Section 7, Definitions
- Title 104, Chapter 29 Ogden Valley Destination and Recreation Resort Zone (DRR-1)
- Title 104, Zones, Chapter 28, Ogden Valley Sensitive Lands Overlay Districts
- Title 106, Subdivisions, Chapter 1-8 as applicable and amended by Title 26, Filing of Preliminary and Final Plans (amended by Ordinance 2012-14)

# **Type of Decision**

Administrative Decisions: When the Planning Director is acting as the land use authority, he is acting in an administrative capacity and has much less discretion. Examples of administrative applications are design reviews, flag lots, and subdivisions. Administrative applications must be approved by the Planning Director if the application demonstrates compliance with the approval criteria.

# **Background**

The applicant has submitted a request for final plat approval of Summit Eden Phase 1C Amendment 2, a small subdivision consisting of one lot. The proposed subdivision is located at approximately 5756 N Copper Crest, Eden, UT and is in the DRR-1 zone. The original Summit Eden Phase 1C Subdivision was recorded in 2014 (see Exhibit A). The applicant would now like to combine the original Lots 87 through 95R and open space Parcel M as well as vacate a utility easement along the south end of the Lot 87 (see Exhibit B). The proposed subdivision and lot configuration are in conformance with the approved Zoning Development Agreement Conceptual Plan (see Exhibit C) and the applicable subdivision requirements as required in the Uniform Land Use Code of Weber County (LUC).

# Analysis

<u>General Plan:</u> The proposal conforms to the Ogden Valley General Plan by encouraging development within the existing resort-related commercial areas.

<u>Zoning:</u> The subject property is located in the Ogden Valley Destination and Recreation Resort Zone more particularly described as the DRR-1 zone. The purpose and intent of the DRR-1 zone is identified in the LUC §104-29-1 as:

"The purpose of this chapter is to provide flexible development standards to resorts that are dedicated to preserving open space and creating extraordinary recreational resort experiences while promoting the goals and objectives of the Ogden Valley general plan. It is intended to benefit the residents of the county and the resorts through its ability to preserve the valley's rural character, by utilizing a mechanism that allows landowners to voluntarily transfer development rights to areas that are more suitable for growth when compared to sensitive land areas such as wildlife habitats, hazardous hillsides or prime agricultural parcels. Resorts that lie within an approved destination and recreation resort zone shall, by and large, enhance and diversify quality public recreational opportunities, contribute to the surrounding community's well-being and overall, instill a sense of stewardship for the land."

As part of the subdivision process, the proposal has been reviewed against the current subdivision ordinance in LUC §106 as amended by Ordinance 2012-14 (Title 26, Filing of Preliminary and Final Plans), the approved PRUD and the standards in the DRR-1 zone in LUC §104-29. Small subdivisions can be administratively approved per LUC §26-1-9(E) and the proposal has been reviewed against the adopted zoning and subdivision ordinances to ensure that the regulations and standards have been adhered to. It appears that the proposed subdivision is in conformance with county code. The following is a brief synopsis of the review criteria and conformance with the LUC.

Lot area, frontage/width and yard regulations: Summit Eden Phase 1C was initially approved as a PRUD in 2013 and platted in 2014. The PRUD identified Lots 87 through 95R as "Village Live/Work Single-Family" and Parcel M as open space. The original residential lots vary in size from 718 sq. ft. to 1,898 sq. ft.; Parcel M is approximately 277 sq. ft. The original lots were approved with no minimum frontage/width, no yard setback requirements and a maximum building height of 40 feet. The proposed subdivision plat amendment will combine the existing 12 lots into one lot identified as "Development Parcel D2" with an overall lot size of 14,650 sq. ft. Future development on the lot will be reviewed to ensure compliance with the approved Zoning Development Conceptual Plan.

<u>Flood Plain:</u> The proposed subdivision is located in a Zone "D" as determined by FEMA to be an area of undetermined flood hazards. Areas designated as Zone "D" are typically areas in which no analysis of flood hazards has been conducted.

<u>Culinary water and sanitary sewage disposal:</u> Culinary and sewer services are provided by Powder Mountain Water and Sewer Improvement District. Based on the original approvals, additional information and approvals were deemed unnecessary at this time. If additional documentation is necessary, a condition of approval will need to be added.

<u>Review Agencies</u>: The Weber County Engineering Division and Weber County Surveyor's Office have reviewed the proposal; however, a re-review of the most recent submittal is still outstanding. It is anticipated that all outstanding comments have been addressed. The Weber Fire District has not reviewed the proposed subdivision amendment. All review agencies comments to date have been attached as Exhibit D. A condition of approval has been added to ensure that all conditions of the Engineering Division, Surveyor's Office and the Weber Fire District will be met prior to recording.

Additional design standards and requirements: The area surrounding the proposed subdivision contains significant slopes, however only Lots 94B and 95R were deemed restricted lots; however, due to the combination of lots, it appears that the lot restrictions are no longer necessary. A buildable envelope has not been identified on the proposed plat amendment. Due to the combination of the lots, the applicant feels that the dedicated utility easement located on the south end of the original Lot 87 is no longer necessary. There may be additional site preparation in conjunction with an approved building permit. The proposed subdivision does not require the realignment of or the creation of a new street system. With the exception of the recommended conditions identified in this staff report and the minor editorial edits as redlined on Exhibit B, additional standards and requirements are unnecessary at this time.

<u>Tax clearance</u>: The 2014 property taxes have been paid in full. The 2015 property taxes will be due in full on November 1, 2015.

<u>Public Notice</u>: A notice has been mailed not less than ten calendar days before final approval to all property owners of record within 500 feet of the subject property regarding the proposed small subdivision per noticing requirements outlined in LUC §26-1-7.

# Staff Recommendation

Staff recommends final plat approval of Summit Eden Phase 1C Amendment 2, a small subdivision consisting of one lot. This recommendation for approval is subject to all review agency requirements and based on the following conditions:

- 1. Requirements of the Weber County Engineering Division.
- 2. Requirements of the Weber-Morgan Health Department.
- 3. Requirements of the Weber Fire District.
- 4. Requirements of the Weber County Surveyor's Office.
- 5. Requirements of the Weber County Recorder.

This recommendation is based on the following findings:

- 1. The proposed subdivision conforms to the Ogden Valley General Plan.
- 2. With the recommended conditions, the proposed subdivision complies with all previous approvals and the applicable County ordinances.
- 3. The proposed subdivision will not be detrimental to the public health, safety, or welfare.
- 4. The proposed subdivision will not deteriorate the environment of the general area so as to negatively impact surrounding properties and uses.

# **Administrative Approval**

Administrative final approval of Summit Eden Phase 1C Amendment 2, a small subdivision consisting of one lot, is hereby granted based upon its compliance with the Weber County Land Use Code. This approval is subject to the requirements of applicable review agencies and the conditions of approval listed in this staff report.

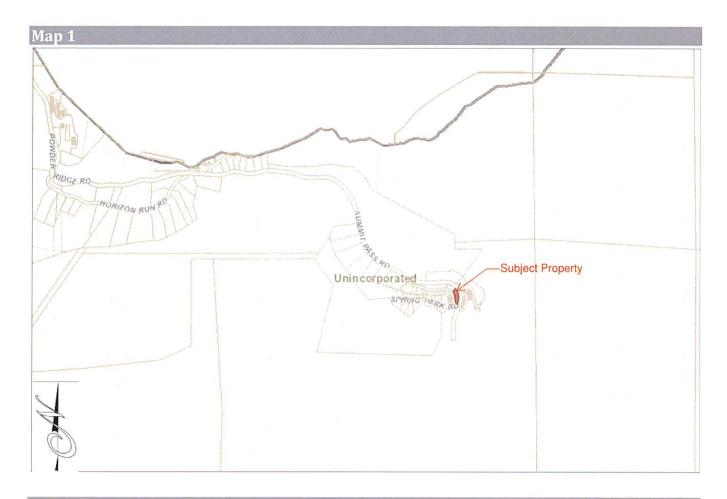
Date of Administrative Approval: 7/10/15

Sean Wilkinson

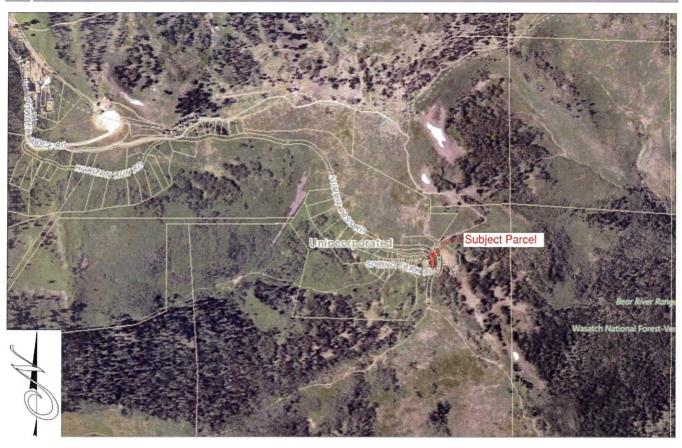
Weber County Planning Director

# Exhibits

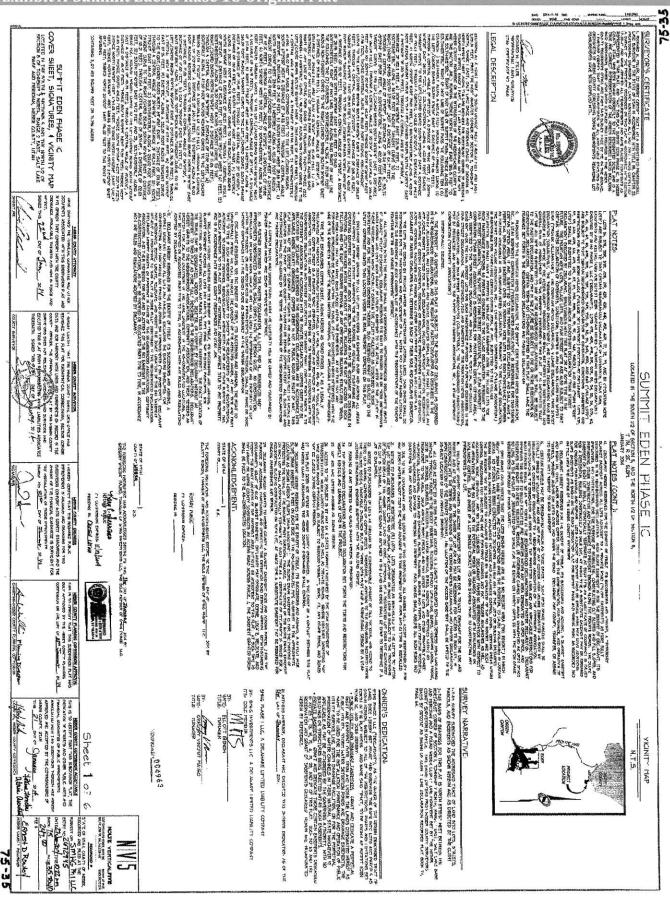
- A. Summit Eden Phase 1C-Original plat
- B. Summit Eden Phase 1C Amendment 2 with redlines
- C. Approved Conceptual Plans
- D. Review Agencies Comments

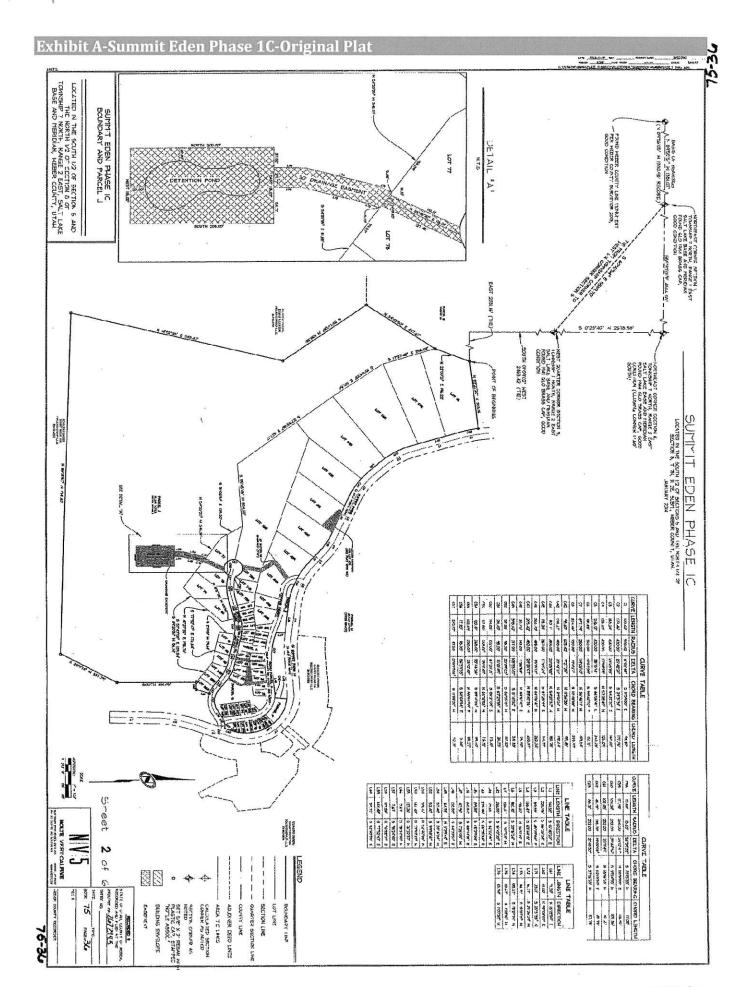


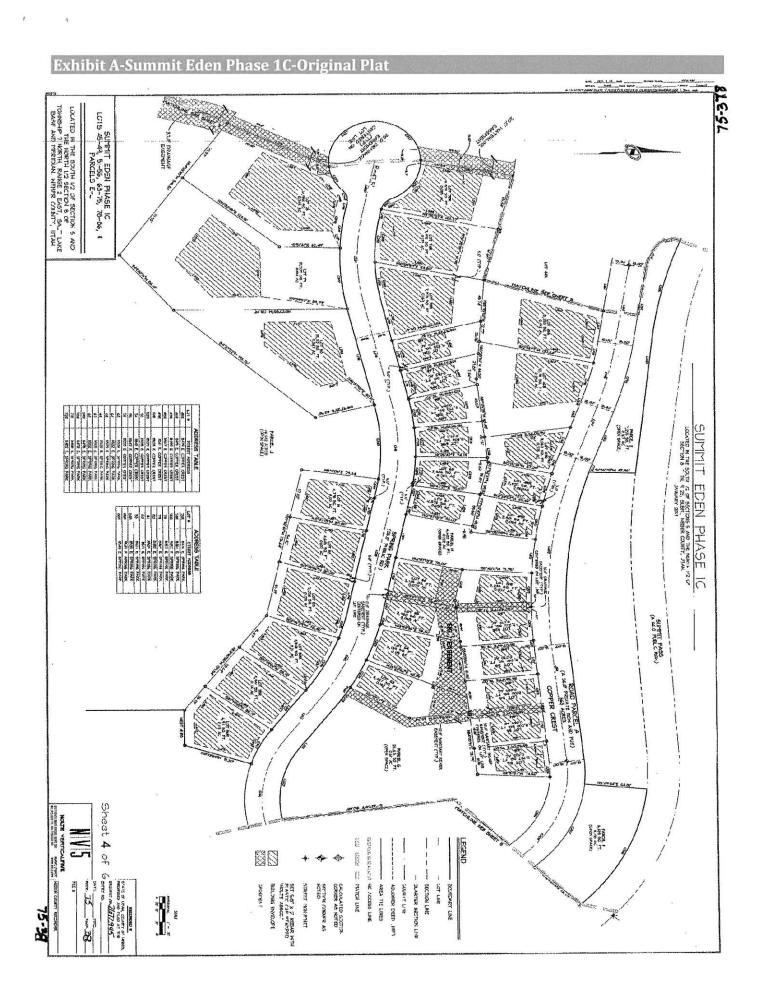




# **Exhibit A-Summit Eden Phase 1C-Original Plat**







# **Exhibit A-Summit Eden Phase 1C-Original Plat** 75-39 LOCATED IN THE SOUTH 1/2 OF SECTION 5 AND THE INCRIT! 1/2 COCTION 5 OF SOUTH INCRIT! ANALE 2 AST, SALT LAKE BASE AND MERIPIONAL MEBER COUNTY, UTALL SUMMIT EDEN PHASE IC LOTS 57A-62, 67-95 & PARCEL N & N ADDRESS TABLES SUMMIT EDEN PHASE IC ASA LE THE WO PUCKET ONE BUT KELDSE --- + CONT GRED PRINCIPLE OFFICE -- CAMPIES SECTION LINE CEZ MATCH LINE 521 MA' X 2' REBAR MITH P.ASTE CAP SIATHED 'NOLTE ASSOC.' Beilder Envelope - ער חופ SAIN A. NICO SECTION CORNER AS CHENER AS NOTED DANNINCH TRESTE BOTHLINGA LAND,

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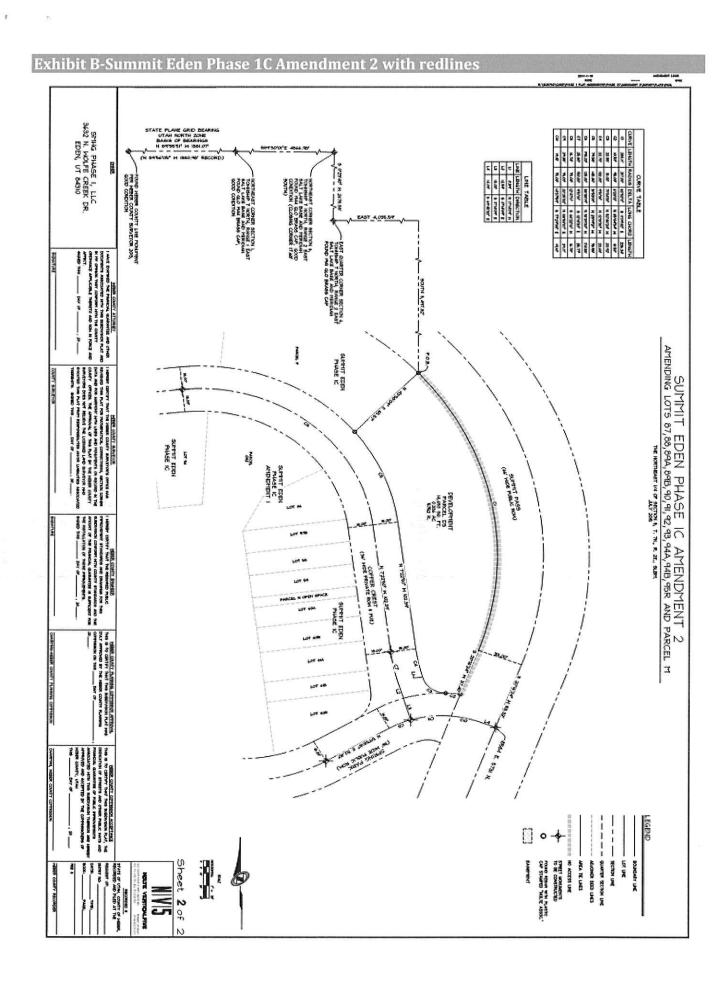
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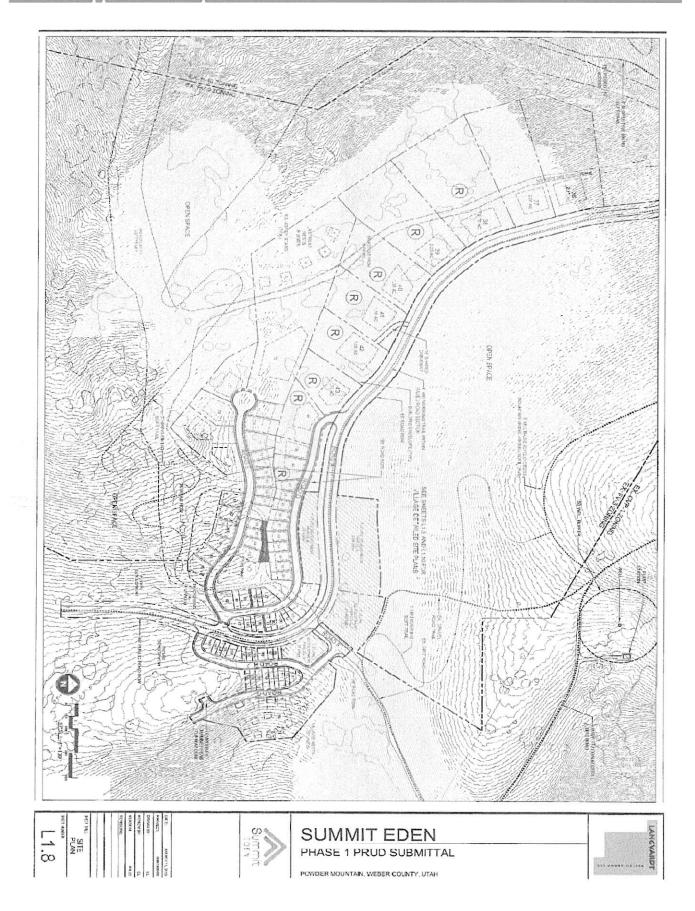
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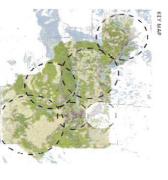


# Earl's Village Illustrative Plan

The Ridge Summit Powder Mountain Village Cache County

> located around the south side of Earl's Peak. The Village family lots at the top of Mary's bowl. contains a limited number of ski-in/ski-out estate single the resort with hotels, townhomes and condominiums Earl's Village is the high mountain ski destination within Mary's Bowl and to the Summit Village. Earl's also Mountain Ski terrain while providing development Mountain. Ski access out of the Village leads to Lefty's, parcels with commanding views from the top of the provides for excellent access to the existing Powder

existing dirt road where the most feasible future roadway for the project providing public access to the adjacent properties north and east of the Powder Mountain illustrate this connection feasibility. has been provided to Weber County engineering to connection to the east exists. A separate roadway study Road with a roadway stubbed to the adjacent parcel and project area. This access is provided via Summit Pass Earl's Village also provides a secondary access stub



# **Exhibit D-Review Agencies Comments**

# **Engineering Review 1**

Project: Summit Eden Phase 1C Amendment 2

User: Dana Shuler

**Department:** Weber County Engineering Division

Created: 2015-06-05 15:38:16 Modified: 2015-06-10 10:35:31

### Notes

I have had a chance to review the plat submitted on 6/3/2015 and have the following comment(s): Written responses to the following comments are required.

1. Copper Crest should be labeled as a private road and PUE.

2. The east side of the new Dev Parcel D2 should contain a "no access line" as the original plat did.

3. Date on the plat needs to be updated.

4. Summit Pass and Spring Park slope easements should be shown.

5. Update label for Amendment 1 area.

6. Easement on south end of Dev Parcel D2 - specify easement type and dimension

7. Check language referring to plat title in Owner's Dedication.

I have tried to address all items of concern from the Engineering Department. However, this review does not forego other items of concern that may come to this department's attention during additional reviews or during construction of improvements. If you have any comments or questions concerning this review, feel free to contact me.

## Survey Department Review

Project: Summit Eden Phase 1C Amendment 2

User: Daniel Milligan

Department: Weber County Surveyor's Office

Created: 2015-06-08 15:01:37 Modified: 2015-06-08 15:02:08

# Notes

In reviewing the above referenced plat, we have marked areas that still require attention. We have included a revised copy of the plat marked with these changes and the changes we discussed last week. If you have any questions or comments we are here to serve and help you in any possible way to expedite the approval process for this subdivision.

We can be reached at the Weber County Surveyors Office at (801) 399-8010. Thank you.

# **Property Taxes**

Project: Summit Eden Phase 1C Amendment 2

User: Shirley Robinson

Department: Weber County Treasurer's Office

Created:

2015-06-08 08:55:33

Modified: 2015-06-08 08:55:33

Approved: Yes

**Notes** 

Parcel Numbers: 23-130-0054,0055,0056,0057,0058,0059,0060,0061,0062,0063,0064,0071 are new Parcel Numbers for 2015.

Parcel Number 23-012-0032 was the prior number and was paid and current for 2014.

