

## Staff Report for Administrative Approval

Weber County Planning Division

#### **Synopsis**

**Application Information** 

**Application Request:** Consideration and action on a conditional use permit amendment for a culinary water

pump station for Uintah Highlands Water and Sewer Improvement District.

Type of Decision:

Administrative

Applicant:

File Number:

Uintah Highlands Water and Sewer Improvement District

**Authorized Agent:** 

Blaine Brough CUP# 2017-10

**Property Information** 

Approximate Address:

5614 E Shadow Mtn Lane

Project Area:

0.38 acres

Zoning:

R-1-10

**Existing Land Use:** 

Water tank

Proposed Land Use:

Water tank and pump station

Parcel ID:

07-086-0041

Township, Range, Section: Township 5 North, Range 1 West, Section 23

**Adjacent Land Use** 

North: Residential East:

South:

Residential

Residential

West:

Residential

**Staff Information** 

Report Presenter:

**Steve Burton** 

sburton@co.weber.ut.us

801-399-8766

Report Reviewer:

RK

## **Applicable Ordinances**

- Title 101, Chapter 1, General Provisions, Section 7, Definitions
- Title 104, Chapter 12 Single Family Residential Zone (R-1-10)
- Title 108, Chapter 1 Design Review
- Title 108, Chapter 4 Conditional Uses
- Title 108, Chapter 10 Public Buildings and Public Utility Substations and Structures

#### Summary and Background

The applicant is requesting approval of a conditional use permit amendment to construct a culinary water pump station to pump water from the existing on site water tank. The project area is approximately 0.38 acres and is located at approximately 5614 E Shadow Mountain Lane, Ogden. The proposed pump station building will be a 14' x 24' brick building with a metal roof. The property lies in the Single Family Residential (R-1-10) zone which allows "Public utility substations" when authorized by a conditional use permit.

Conditional use permits should be approved as long as any harmful impact is mitigated. The Uniform Land Use Code of Weber County, Utah (LUC) already specifies certain standards necessary for mitigation of harmful impact to which the proposal must adhere. The proposed application appears to meet these standards. The following is staff's evaluation of the request.

#### Analysis

General Plan: The proposed use conforms to the West Central Weber County General Plan by improving culinary water availability in the area.

Zoning: The subject property is located within the Single Family Residential (R-1-10) Zone. The intent of the Single Family Residential Zones can be further described in LUC §104-12-1 as follows:

The purpose of the R-1-12, R-1-10 Zone classification is to provide regulated areas for single-family residential use at two different low-density levels.

The R-1-10 Zone has specific standards identified in the LUC §104-12-4 that shall be met as part of the development process. The applicable standards are as follows:

Minimum yard setbacks:

o Front: 20'

o Side: 10' with total width not less than 24'.

o Rear: 20'

• Minimum lot area: 10,000 sq. feet

Minimum lot width: 80 feet

Main Building height:

o Maximum: 35'

Accessory building height:

Maximum: 25', unless meeting requirements of LUC §108-7-16, Large accessory buildings

The proposed use is conditionally allowed in the R-1-10 Zone and has been reviewed as a "Public utility substation". The location and arrangement of public utility substations and structures must be in accordance with construction plans submitted to and approved by the Planning Director. The minimum lot area for all public utility substations per LUC §108-10-2 is waived and the rear yard requirements may be reduced in the residential zones to 5' per LUC §108-10-2 (4). The existing and proposed structures are in compliance with the above mentioned site development standards.

<u>Conditional Use Review</u>: A review process has been outlined in LUC §108-4-3 to ensure compliance with the applicable ordinances and to mitigate anticipated detrimental effects. Prior to commencing work, Uintah Highlands Water and Sewer Improvement District will need to receive approval from the applicable agencies for the proposal. A condition has been made part of the Planning Division's recommendations to ensure that this standard is met.

<u>Design Review:</u> The proposed conditional use mandates a design review as outlined in LUC §108-1 to ensure that the general design, layout and appearance of the building remains orderly and harmonious with the surrounding neighborhood. Certain areas of the design review are only applicable due to the nature of the request. As part of this review, the Planning Director shall consider the applicable matters based on the proposed conditional use and impose conditions to mitigate deficiencies where the plan is found deficient. The matters for consideration are as follows:

- Considerations relating to traffic safety and traffic congestion. As part of this consideration, the applicant has provided a site plan (see Exhibit B). The proposal is not considered large scale construction; therefore considerable traffic congestion or delay is not anticipated. Per the County Engineering Division, the contractor will be responsible to guarantee site materials are not tracked onto the County roadways. A condition of approval has been added to the staff recommendation to ensure the contractor cleans all equipment prior to exiting the site and sweeps the County roadway as needed, removing any material tracked from the site onto the asphalt, in order to provide safe vehicular traffic along County roads. A 20' wide utility easement is shown on lots 14 and 15 of Shadow Mountain Estates Subdivision, located in Ogden City, for Uintah Highlands Water and Sewer Improvement District to access the subject parcel.
- Considerations relating to landscaping. 10% of the project area consists of existing deciduous trees toward the east
  property line. The applicant will be required to submit a landscaping maintenance plan, prior to issuance of the
  conditional use permit, to ensure that the project area remains free from weeds, as stated in LUC §108-2-5(i). This
  standard has been included in the staff recommendation as a condition of approval.
- Considerations relating to buildings and site layout. The proposed pump station building will be a 14' x 24' brick building with a metal roof. The building will include 3' x 7' metal double doors for access inside the building. The building height will be 16' 3" from finished grade. Approximately 6' of the proposed building will be located on top of the existing 500,000 gallon water tank, as shown on the site and building plans.
- Considerations relating to utility easements, drainage, and other engineering questions. The applicant will need to
  adhere to all conditions of the Engineering Division including but not limited to storm water and surface water
  drainage, retention facilities, and site clean-up of the property. A condition has been made part of the Planning
  Division's recommendations to ensure that this standard is met.

Considerations relating to prior development concept plan approval associated with any rezoning agreement,
planned commercial or manufacturing rezoning, or planned residential unit development approval. The proposed
site does not have any type of development agreement associated with the property; therefore considerations
pertaining to this portion of the code are not applicable at this time.

<u>Review Agencies</u>: Prior to the commencement of work, the applicant will need to receive the approval from all applicable agencies for the water system improvements. A condition has been made part of the Planning Division's recommendations to ensure that all conditions of the review agencies will be met.

## **Summary of Planning Director Considerations**

LUC §108-4-3(2)(7) states the following:

De minimis revisions to a previously approved conditional use permit may be approved by the planning director provided it can be determined that the changes are slight, inconsequential, and not in violation of any substantive provision of this Code. The planning director's written approval of a de minimis revision shall be appended to the written decision of the planning commission. Revisions that are de minimis shall not require public notice.

### **Staff Recommendation**

Staff recommends approval of file# CUP 2017-10, a conditional use permit for a culinary water pumping plant, located at approximately 5614 E Shadow Mtn Lane. This recommendation for approval is subject to all review agency requirements and with the following conditions:

- 1. Prior to commencing work, Uintah Highlands Water and Sewer Improvement District will need to receive the approval from the applicable agencies for the pumping facility, including all permits outlined in the Engineering Division's review.
- 2. All equipment leaving the site will be cleaned prior to entering the County right-of-way and the contractor will be responsible for sweeping the County roadway, as needed, removing any material tracked from the site onto the asphalt, in order to provide safe vehicular traffic along the County right-of-way.
- 3. The applicant will be required to repair damage to the utility easements as necessary following construction, as stated on sheet C-11 of the submitted building plans.
- 4. All State, Federal, and County standards will be met prior to commencement of construction including receiving any applicable permits from the State for the proposed pump station.
- 5. The applicant will be required to submit a landscaping maintenance plan, prior to issuance of the conditional use permit, to ensure that the project area remains free from weeds, as stated in LUC §108-2-5(i).

This recommendation is based on the following findings:

- 1. The project is considered a de minimis revision to a previously approved conditional use permit.
- 2. The proposed use conforms to the West Central Weber County General Plan.
- 3. The proposed use will provide the needed water sources to meet the demands of the Western Weber area.
- 4. The proposed use, if conditions are imposed, will not be detrimental to public health, safety, or welfare.
- 5. The proposed use, if conditions are imposed, will comply with applicable County ordinances.
- 6. The proposed use will not deteriorate the environment of the general area so as to negatively impact surrounding properties and uses.

#### Administrative Approval

Administrative approval of the culinary water pump station for Uintah Highlands Water and Sewer Improvement District is hereby granted based upon its compliance with the Weber County Land Use Code.

Date of Administrative Approval:

Rick Grøver

Weber County Planning Director

# **Exhibits**

- A. Application
- B. Site and Building Plan

# Map 1



Wel	ber County Condi	tional Use Permit A	pplication	
Application submittal	s will be accepted by appointment	only. (801) 399-8791. 2380 Washingto	n Bivd. Suite 240, Ogden, UT 84401	
Date Submitted / Completed 06/19/2017	Fees (Office Use)	Receipt Number (Office Use)	File Number (Office Use)	
Property Owner Contact I	nformation			
Name of Property Owner(s) Uintah Highlands Water and Sewer Improvement District		2401 E 6175 S		
Phone 801-476-9045	Fax	Ogden, UT 84403		
Email Address (required) uhid1@qwestoffice.net		Preferred Method of Written Co	Preferred Method of Written Correspondence	
Authorized Representativ	e Contact Information			
Name of Person Authorized to Represent the Property Owner(s) Blaine Brough Phone Fax		Mailing Address of Authorized 2401 E 6175 S Ogden, UT 84403		
(801) 476-9045	, rax			
Email Address uhid1@qwestoffice.net			Preferred Method of Written Correspondence  K Email Fax Mail	
Property Information				
Project Name Reservoir #4 Pump Station		Total Acreage 0.39	Current Zoning R-1-10	
Approximate Address 5614 E Shadow Mtn Lane Ogden, UT 84403		Land Serial Number(s) 07-086-0041		
Proposed Use Culinary water pump station loca	ated on site of existing water tank.	I		
lower pressure zone to the upper roof system with metal roof pane	r zone. The new building dimensionles. The building will be constructed	ns are 12.5' x 22' (inside dimensions) a d on property owned by the District whi	om the existing water tank in the system's and will be a block building with a framed ch currently has a water tank located on it.	
for maintenance of its facilities. Tinstallation of electrical conduit.	he work includes some site work in	ncluding grading of an access road on is application. The site is currently sec		

Basis for Issuance of Conditional Use Permit
Reasonably anticipated detrimental effects of a proposed conditional use can be substantially mitigated by the proposal or by the imposition of reasonable conditions to achieve compliance with applicable standards. Examples of potential negative impacts are odor, vibration, light, dust, smoke, or noise.
During construction possible detrimental effects could include construction noise and dust/sediment from construction activities. The Contractor will be required to work within approved working hours and will also be required to implement dust control practices and other best management practices to mitigate the risk of dust or sediment runoff.
After construction, noise from pump operation will be mitigated. When the pump is being used it will only run for approximately 3 hours per day. New pumps with variable frequency drives for the motors will help mitigate the noise as the pumps will start slowly to reduce noise and eliminate the possibility of "water hammer" which causes noise. The block building will also be insulated to help mitigate noise from the pump.
That the proposed use will comply with the regulations and conditions specified in the Zoning Ordinance and other applicable agency standards for such use.  The building would be considered a public utility substation which is permitted when authorized by a conditional use permit. The building could also be
considered an accessory building to the use of the main building on the site which is the water tank. Accessory buildings are permitted in the R-1-10 zone.
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