

## Weber County Access Exception Permit Application

Application submittals will be accepted by appointment only. (801) 399-8791, 2380 Washington Blvd. Suite 240, Ogden, UT 84401

Date Submitted / Completed <b>2/18/14</b>	Fees (Office Use)	Receipt Number (Office Use)	File Number (Office Use)
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### Application Type

<input checked="" type="checkbox"/> Access by Private Right of Way	<input type="checkbox"/> Access at a location other than across the front lot line
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### Property Owner Contact Information

Name of Property Owner(s) <b>TIM CHARLWOOD (THE SANCTUARY)</b>		Mailing Address of Property Owner(s) <b>PO BOX 980400 PARK CITY UT 84098</b>	
Phone <b>435 901 2337</b>	Fax _____		
Email Address (required) <b>TIMCHARLWOOD@EMAIL.COM</b>		Preferred Method of Written Correspondence <input checked="" type="checkbox"/> Email <input type="checkbox"/> Fax <input type="checkbox"/> Mail	

### Authorized Representative Contact Information

Name of Person Authorized to Represent the Property Owner(s) <b>TIM CHARLWOOD</b>		Mailing Address of Authorized Person <b>AS ABOVE</b>	
Phone	Fax		
Email Address (required) <b>SEE OWNER INFO</b>		Preferred Method of Written Correspondence <input checked="" type="checkbox"/> Email <input type="checkbox"/> Fax <input type="checkbox"/> Mail	

### Property Information

Project Name <b>THE SANCTUARY</b>	Total Acreage <b>160+</b>	Current Zoning <b>F40</b>
Approximate Address <b>NEAR 1500 MAPLE DRIVE HUNTSVILLE UT 84317</b>	Land Serial Number(s) <b>21-126-000415</b>	
Proposed Use <b>PRIVATE DWELLING</b>		

### Project Narrative

### Basis for Issuance of Access by Private Right of Way

Lots/parcels which do not have frontage on a street, but which have access by a private right-of-way or access easement may, under certain circumstances, use a private right-of-way or access easement as the primary access. Approval is subject to the applicant demonstrating compliance with the following criteria and conditions:

- a. The lot/parcel is a bona-fide agricultural parcel that is actively devoted to an agricultural use that is the main use; or
- b. Based on substantial evidence, it shall be shown that it is unfeasible or impractical to extend a street to serve such lot/parcel. Financial adversity shall not be considered; however, circumstances that may support an approval of a private right-of-way/access easement as access to a lot/parcel may include but not be limited to unusual soil, topographic, or property boundary conditions. Please explain the substantial evidence:

AMEND PRIVATE ACCESS APPROVED TO ADDITIONAL LOTS

SEE APPROVED DEEDS



Attach proof to this application that the agricultural parcel or other lot/parcel has appropriate and legal access due to historic use, court decree, or the execution of an easement, right-of-way, or other instrument capable of conveying or granting such right.



N/A

The landowner of record or authorized representative agrees to pay a proportionate amount of the costs associated with developing a street if, at any time in the future, the County deems it necessary to have the landowner replace the private right-of-way/easement with a street that would serve as a required access to additional lots. The agreement shall be in the form considered appropriate and acceptable to the office of the Weber County Recorder and shall recite and explain all matters of fact, including a lot/parcel boundary description, which are necessary to make the agreement intelligible and show its successive nature.

**Basis for Issuance of Access at a location other than across the front lot line**

Access to lots/parcels at a location other than across the front lot line may be approved as the primary access, subject to the following criteria:

The applicant demonstrates that special or unique boundary, topographic, or other physical conditions exist which would cause an undesirable or dangerous condition to be created for property access across the front lot line as follows:

N/A

SEE PLAT APPROVED

Attach proof that appropriate and legal access exists due to historic use, court decree, or the execution of an easement, right-of-way, or other instrument capable of conveying or granting such right.

**Property Owner Affidavit**

I (We), TIMOTHY (H) ALWOOD, depose and say that I (we) am (are) the owner(s) of the property identified in this application and that the statements herein contained, the information provided in the attached plans and other exhibits are in all respects true and correct to the best of my (our) knowledge.

(Signature) Property Owner \_\_\_\_\_ Property Owner

Subscribed and sworn to me this \_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
Notary

**Authorized Representative Affidavit**

I (We), \_\_\_\_\_, the owner(s) of the real property described in the attached application, do authorized as my (our) representative(s), \_\_\_\_\_, to represent me (us) regarding the attached application and to appear on my (our) behalf before any administrative or legislative body in the County considering this application and to act in all respects as our agent in matters pertaining to the attached application.

\_\_\_\_\_ Property Owner \_\_\_\_\_ Property Owner

Dated this \_\_\_\_ day of \_\_\_\_\_, 20\_\_, personally appeared before me \_\_\_\_\_, the signer(s) of the Representative Authorization Affidavit who duly acknowledged to me that they executed the same.

\_\_\_\_\_  
Notary

\$225<sup>00</sup>



Weber County

Weber County Planning Division  
www.co.weber.ut.us/planning  
2380 Washington Blvd., Suite 240  
Ogden, Utah 84401-1473  
Voice: (801) 399-8791  
Fax: (801) 399-8862

## Access Exception Permit Application

The Planning Division staff reviews applications for access exceptions (access by private right of way and access at a location other than across the front lot line) as outlined below.

A pre-application meeting is required prior to application submittal; please call (801) 399-8791 to make an appointment. Date of pre-application review meeting: \_\_\_\_\_ Time: \_\_\_\_\_

- Staff member assigned to process application: \_\_\_\_\_

The Planning Division Director can approve, at his discretion, these types of applications administratively or he can forward the application to the Planning Commission. His decision can be appealed to the Planning Commission within 15 days of the date of the decision.

### Application Submittal Checklist

The Planning Division will only accept complete applications with supporting documents as outlined below. Submitting an application does not guarantee that your application will be administratively approved.

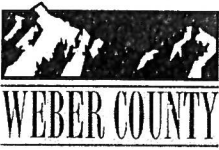
The following is required as part of the application form submittal:

- Complete Application Form
- A non-refundable fee made payable to Weber County (see *Fee Schedule* below)
- Obtain signature of the owner(s) on the application and any authorized representatives
- For Access by Private Right of Way applications, proof that the agricultural parcel or other lot/parcel has appropriate and legal access due to historic use, court decree, or the execution of an easement, right of way, or other instrument capable of conveying or granting such right shall be submitted.
- The landowner of record or authorized representative agrees to pay a proportionate amount of the costs associated with developing a street if, at any time in the future, the County deems it necessary to have the landowner replace the private right-of-way/easement with a street that would serve as a required access to additional lots. The agreement shall be in the form considered appropriate and acceptable to the office of the Weber County Recorder and shall recite and explain all matters of fact, including a lot/parcel boundary description, which are necessary to make the agreement intelligible and show its successive nature.
- For Access at a location other than across the front lot line applications, proof that appropriate and legal access exists due to historic use, court decree, or the execution of an easement, right-of-way, or other instrument capable of conveying or granting such right shall be submitted.
- A narrative explaining your request. If your request is for a variance please explain how the request meets the requirements for: (see *Review Criteria*).

### Fee Schedule

Property Zoning \_\_\_\_\_ Fee Required \_\_\_\_\_

- Access Exception Application \$225



**WEBER COUNTY CMS RECEIPTING SYSTEM  
OFFICIAL RECEIPT**

\*\*\* Save this receipt for your records \*\*\*

Date: 18-FEB-2014

Receipt Nbr: 2787

ID# 18199

Employee / Department: CRAIG - 4181 - PLANNING  
 Monies Received From: TIMOTHY CHARLWOOD  
 Template: PUBLIC WORKS  
 Description: PLANNING FEES

*The following amount of money has been received and allocated to the various accounts listed below:*

Total Currency	\$	_____	.00
Total Coin	\$	_____	.00
Total Debit/Credit Card	\$	_____	.00
Pre-deposit	\$	_____	.00
Total Checks	\$	_____	1,095.00
Grand Total	\$	=====	1,095.00

Account Number	Account Name	Comments	Total
2014-08-4181-3419-0550-000	ZONING FEES		345.00
2014-08-4181-3419-0564-000	SUBDIVISION FEES - PLANNING		750.00
TOTAL \$			1,095.00

Check Amounts

1,095.00

Total Checks: 1

Total Check Amounts: \$ 1,095.00

\*\*\* SAVE THIS RECEIPT FOR YOUR RECORDS \*\*\*