

# Staff Report for Administrative Subdivision Approval

Weber County Planning Division

## Synopsis

**Application Information** 

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

Eden Phase 1C Amendment 1

Agenda Date: Wednesday, June 24, 2015

**Applicant:** Summit Mountain Holding Group, LLC

File Number: UVS050115

**Property Information** 

**Approximate Address:** 5761 N Copper Crest, Eden, UT

**Project Area:** 0.646 Acres **Zoning:** DRR-1 Zone

Existing Land Use:Resort Development/Open SpaceProposed Land Use:Resort Development/Open SpaceParcel ID:23-130-0021 & 23-130-0068

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

**Adjacent Land Use** 

North:Ski ResortSouth:Ski ResortEast:Ski ResortWest: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**

<u>Administrative Decisions:</u> 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 1, a small subdivision consisting of two lots. The proposed subdivision is located at approximately 5761 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 adjust the internal lot line between the original lot 57A and open space Parcel G (see Exhibit B). The proposed subdivision and lot configuration are in conformance with the approved PRUD, the 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 Lot 57A as a "Village Live/Work Single-Family" lot with a lot size of approximately 1,539 sq. ft, with no minimum frontage/width, no yard setback requirements and a maximum building height of 35 feet. In order to create a more suitable building pad, the applicant is proposing a lot line adjustment to between Lot 57A and open space Parcel G. The lot line adjustment will increase the lot size of Lot 57A by approximately 531 sq. ft. Lot 57A has been identified as Lot 116 on the amended plat and will be approximately 2,070 sq ft. The open space Parcel G will be reduced from 26,615 sq. ft. to 26,084 sq. ft. and has been identified on the amended plat as Parcel OS2. The open space easement will maintain the previously dedicated public utility easement across its entirety.

<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.

<u>Additional design standards and requirements:</u> The area surrounding the proposed subdivision contains significant slopes, however Lot 57A (proposed Lot 116) has not been deemed a restricted lot per the approved subdivision improvement plans and a buildable envelope has been identified on the proposed plat amendment. There may be additional site preparation in conjunction with an approved building permit for the residential structure. The proposed subdivision does not require the realignment or creation of a new street system. With the exception of the recommended conditions identified in this staff report, 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 1, a small subdivision consisting of two lots. 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 1, a small subdivision consisting of two lots, 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.

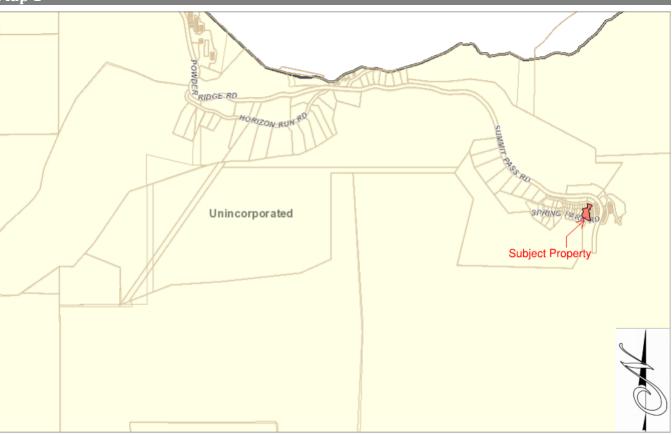
Date of Administrative	Approval:	Wednesday	. June 24	. 2015
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Sean Wilkinson	
Weber County Planning Director	

## **Exhibits**

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

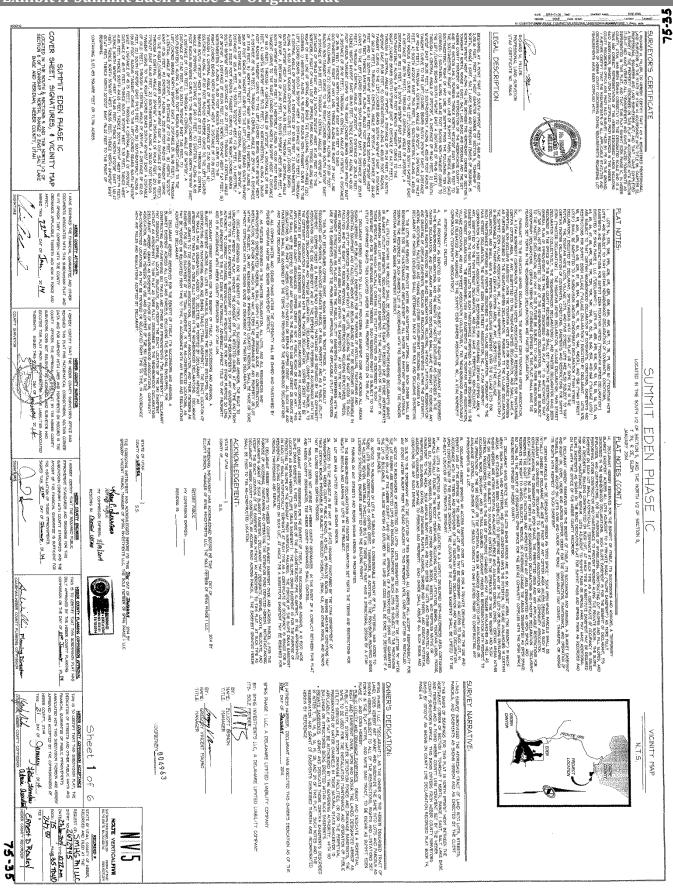
# Map 1

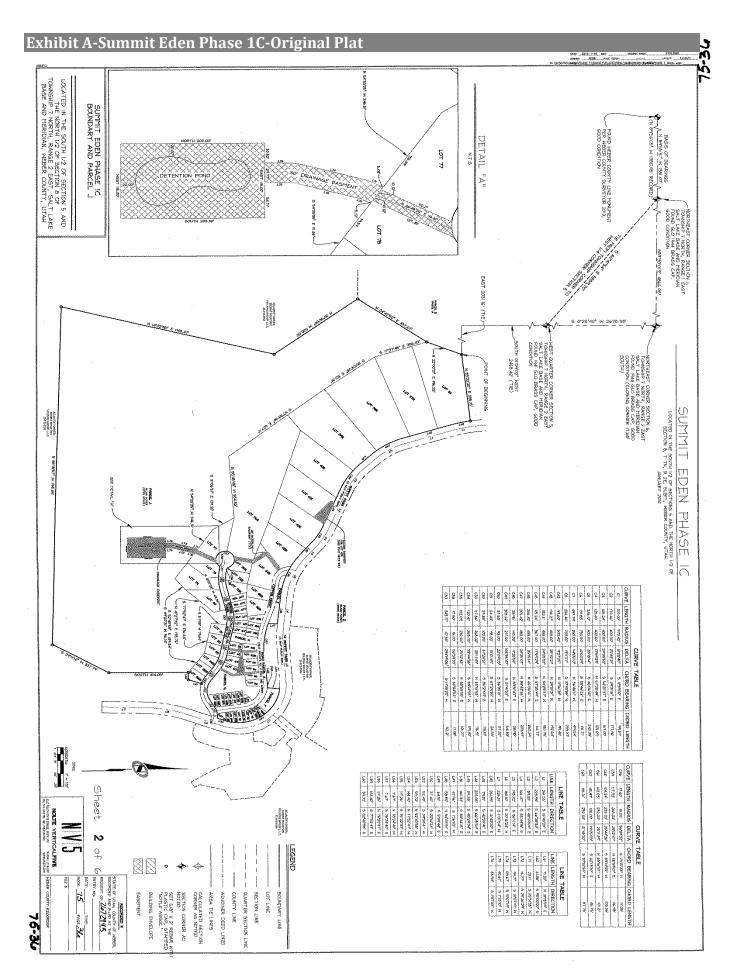


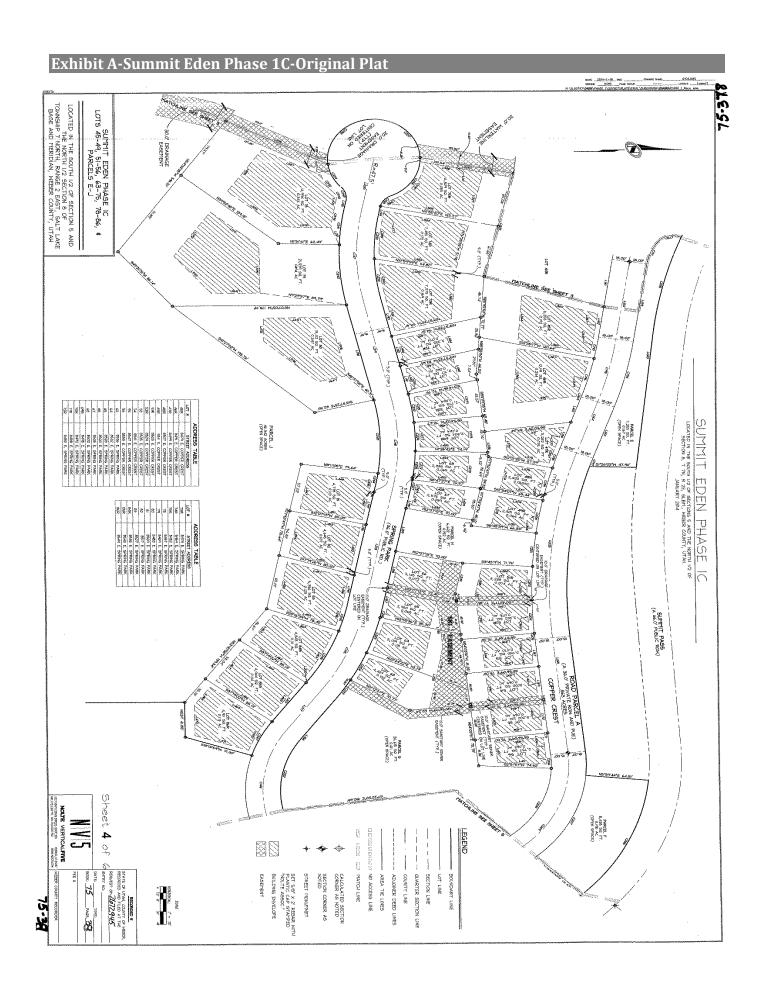
# Map 2



# 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 NORTH 1/2 SECTION 5 OF TOWNSHIP 7 NORTH, RANGE 2 EAST, SALT LAKE BASE AND MERIDIAN, MEBER COUNTY, UTAH SUMMIT EDEN PHASE IC LOTS 57A-62, 87-95 ¢ PARCEL M ¢ N ADDRESS TABLES SUMMIT EDEN PHASE IC LOCATED IN THE SOUTH 1/2 OF SECTIONS 5 AND THE NORTH 1/2 OF SECTION 5, T TN, R ZE, SLEYN, WEBER COUNTY, STAR. JAHLARY 2014 AREA TIE LIKES WATCH LINE BOUNDARY LINE EASENBAT CALCULATED SECTION CORNER AS NOTED ADJONER DEED LINES COT LINE BUILDING ENVELOPE SET 5/8" X 2" REBAR WITH PLASTIC CAP STATIPED 'NOLTE ASSOC." STREET MORESET SECTION CORNER AS NOTED COUNTY LINE QUARTER SECTION LINE SECTION LINE Sheet 5 NOLTE VERTICALFIVE SUCH SOLICE SIN 30 MAN, FISH SALES SIN 30 MAN, FISH SALES SIN 30 MAN, FISH SALES SIN SA

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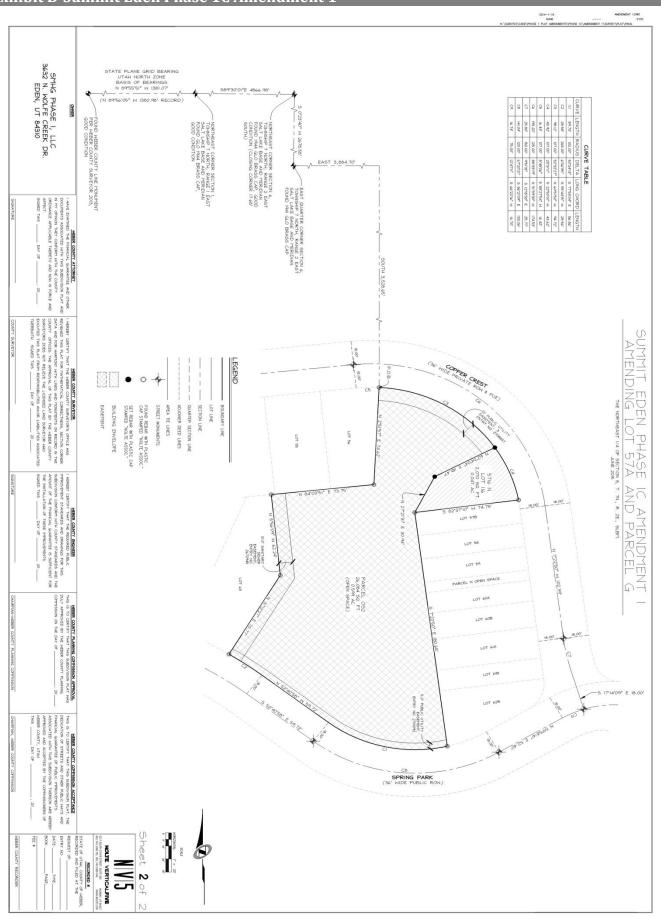
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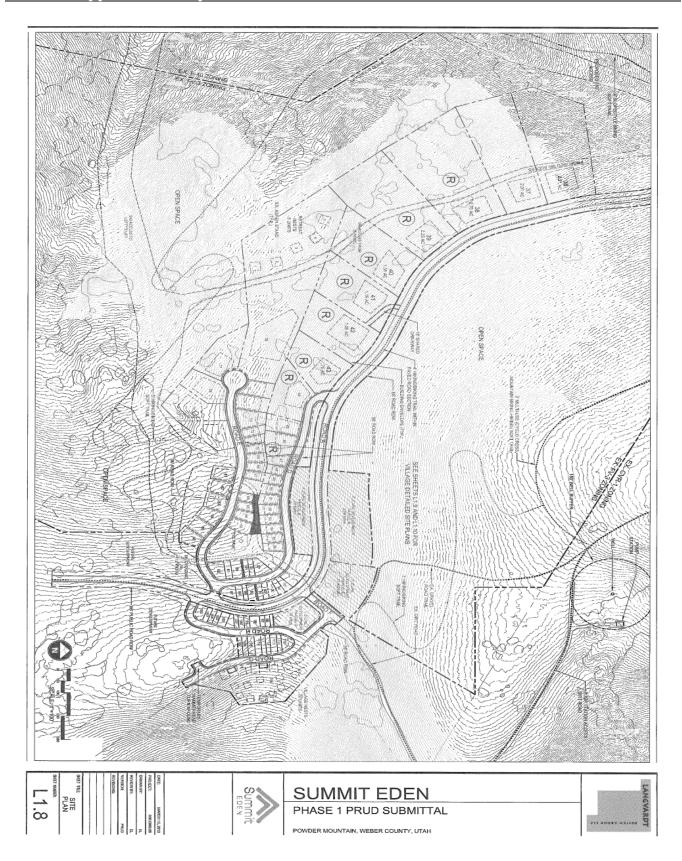
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# AMENEMENT 1.DWG SY01 SMHG PHASE I, LLC 3632 N. WOLFE CREEK DR. EDEN, UT 84310 REGISHING AT A POINT BEING THE INSCRIBES OF LOT 64 AND THE SOUTH BEGISHING AT A POINT BEING THE INSCRIBES OF LOT 64 AND THE SOUTH BE CARRESTONIA STATE OF THE SOUTH SOUT RICHARD W. MILLER PROFESSIONAL LAND SURVEYOR UTAH CERTIFICATE NO. 155641 OWNER MADO M. MILER, DO MEREN CERTIFY THAT I AM A REGISTERED WITH AND SENDRED WITH STATE OF UTAH IN ACCESSANCE WITH TITLE WITH SENDRED WITH STATE OF UTAH IN ACCESSANCE AND THAT WITH SENDRED WIT I HAVE EDAMEND THE FRANCIA GRAWATTE AND OTHER INCOMPRETA ADDOCUMENT SHIP THE SECONDOR THAT HE COMPIT ORDINARY ADDOCUMENT SHIP THE COMPIT ADD DAY, IN FORCE AND CONTRACT ADDOCUMENT AND THAT ADDOCUMENT AND THAT ADDOCUMENT AND THAT ADDOCUMENT AND THAT ADDOCUMENT ADDOCUMENT AND THAT ADDOCUMENT ADDOCUM | HERBY CENTRY THAT THE HERBY COLUMN SWAPTINGS OFFICE AND DATA AND PROMISED THE PLAY FOR HAMBOUR CONSTRUCTIONS, SECTION COMES DATA AND FOR HAMPOON THAT LIGHTS AND PROMISED THE PLAY FOR THAT AND PROMISED AND PROMIS SUMMIT EDEN PHASE IC AMENDMENT AMENDING LOT 57A AND PARCEL G THE FOREIGNIK HISTRUTENT MAS ACKNOWLEDGED BEFORE HE THIS DAY OF STALL STRANGE, THE AUTHORIZED SKINATORY FOR STAIG INVESTMENTS LLC, THE SOLE METBELS OF STAIG PRASE I LLC. BY: SMHG INVESTMENTS LLC, A DELAWARE LIMITED LIABILITY COMPANY ITS: SOLE MEMBER IN WITNESS WHEREOF, DECLARANT HAS SHA PARE I, ILC ("RELEAVIT), AS THE ROMER OF THE HERBIN DESCRIBED TRACT OF JAND DOES HERBEN ARROY THE GROUND HERT THEN PARE IC SERVINGH PAIT, ENTEY NO 2672HE, BOOK THE ARLES SEA, OP PAREIL G AND LOT THA THERES, HIGH TO SALT THE RESTRICTIONS, RIGHTS AND HITHTATONS ETT ORACT HE AT THE PAIT AND THE PAIT HE SHELLET TO ALL THE RESTRICTIONS, RIGHTS AND HITHTATONS ETT ORACT HE AT THE PAIT AND THE SALT THE PAIT OF THE THAT THE SALT THE SALT THAT OF THE THAT THE SALT THAT OF THE THAT OF SALT THAT OF SAL NOTES: I-III, APBEID LOTS SHAWN HEREON ARE SABLECT TO ALL NOTES, CODES, CONEINANTS, RESTRICTIONS, EASTERITS AND REALTS OF HAY AS SHAWN ON SUPERIT EDID PHASE IC, AS RECORDED IN THE HEREE COUNTY RECONDERS OFFICE AS DITRY NUMBER 20/2345, IS BOOK TS, AT PACES SHAPE. 7-718 BASIS OF BESINGS FOR THIS PLAT IS NORTH WYSEY! HEST BETTER! THE NORTHWART CORRECT OF SECTION I, TOASWEET Y NORTH WASTE I LOAT, SAIL LUCE BASE AND PREDIANA AND A FOND MEBE COUNTY LET POALTHOT SET DY THE MEBES COUNTY SURFICIONS OFFERS PROY MEBER COUNTY SURFICIENT SURFICIEN I-THIS SURVEY WAS PERFORMED TO AMBUD THE LOT LINE BETWEEN PARCEL G AND LOT STA, SUMPH EDDR HAUSE IC, AS RECORDED IN THE OFFICE OF THE WIBER COUNTY RECORDER AS BITTLY NUMBER 2072AS, IN BOOK 75 AT PAGES 35-40, AS DIRECTED BY THE CLIBIT AND OANER OF SAID LOT AND PARCEL. SMHG PHASE I LLC, A DELAWARE LIMITED LIABILITY COMPANY 2- PARCEL G IMS PREVIOUSLY BEEN RECORDED AS A PUBLIC UTILITY EASEPENT PRIOR TO THIS APEDITENT, ATBIOLD PARCEL G MILL CONTINUE TO BE A PUBLIC UTILITY EASEPENT ALROSS ITS BUTIRETY, AS RECORDED IN THE HIBER COUNTY RECORDERS OFFICE AS DITTY MATERS 27(1)33. PAUL STRANGE AUTHORIZED SIGNATORY 5.5. To seed this DAY OF THE CONTROL OF T EXECUTED THIS OWNER'S DEDICATION AS OF 2015. THIS COMM COMM THESE COUNTY OFFINGUES AND THE SECONDARY PARTY IN THE SECONDARY PARTY PA VICINITY MAP RECORDED \* STATE OF UTAH, COUNTY OF WEBER, RECORDED AND FILED AT THE heet 1 of NOLTE VERTICALFIVE NOLTE STREET, SUITE 200 HUROLE, ST. MINN STATE STREET, SUITE 200 HUROLE, ST. MINN SCATE LI 200 - 20

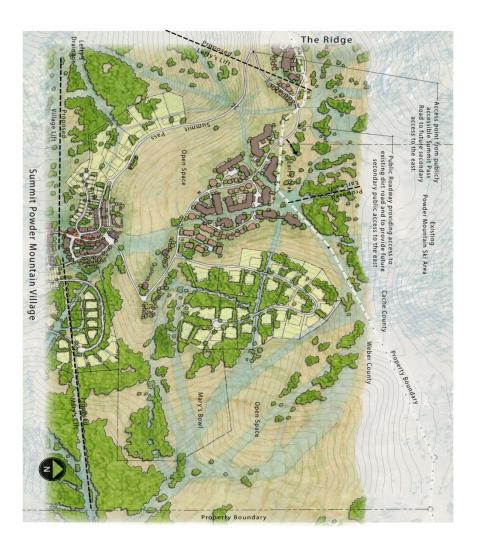
# **Exhibit B-Summit Eden Phase 1C Amendment 1**



# **Exhibit C-Approved Conceptual Plans**



# Earl's Village Illustrative Plan



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

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



Weber County Rezone Application: DRR1 30

## **Exhibit D-Review Agencies Comments**

### **Engineering Review 1**

Project: Summit Eden Phase 1C Amendment 1

**User:** Dana Shuler

**Department**: Weber County Engineering Division

**Created**: 2015-05-15 09:33:35 **Modified**: 2015-06-04 15:48:55

#### **Notes**

I have had a chance to review the plan(s) and have the following comment(s):

- 1. The slope easements related to Spring Park and Copper Crest need to be shown and noted on the plat.
  - 1.1. Survey/legal are researching the new state statutes to determine if the easements need to be shown or not. (added 6/4/15)
- 2. We would like to discuss the possibility of a snow storage easement on Parcel G. Please contact me at your convenience.
- 3. Parcel G was labeled as open space on the original plat 1C. Still open space? If so, please label as such. (added 6/4/15)
- 4. Please label Copper Crest as a "...Private ROW and PUE." (added 6/4/15)
- 5. Survey narrative: typo in first line. (added 6/4/15)

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.

## 20150519 Summit Eden Phase 1C 1st Amd 1st Review

Project: Summit Eden Phase 1C Amendment 1

User: Daniel Milligan

**Department:** Weber County Surveyor's Office

Created: 2015-05-19 09:47:33 Modified: 2015-06-08 15:00:10

#### **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 1

User: Shirley Robinson

**Department:** Weber County Treasurer's Office

Created: 2015-05-11 08:58:42 Modified: 2015-05-11 08:58:42

Approved: Yes

## **Notes**

Parcel Numbers 23-130-0021 and 23-130-0068 are new numbers for 2015.

Property Taxes for 2014 were paid and are current on Dead number 23-012-0032.