

Staff Report for Administrative Approval

Weber County Planning Division

Synopsis

Application Information

Application Request: Consideration and action for final plat approval of the Felter Subdivision, a 1-lot subdivision at

approximately 1501 S 7500 W, Ogden

Type of Decision: Administrative

Agenda Date: Wednesday, December 23, 2020 **Applicant:** Brian & Shawna Felter (Owners)

File Number: LVF111720

Property Information

Approximate Address: 1501 S 7500 W, Ogden

Project Area: 3 acres

Zoning: Agricultural (A-2)
Existing Land Use: Vacant/Agriculture

Proposed Land Use: Residential Parcel ID: 10-043-0073

Township, Range, Section: T6N, R3W, Section 22, SE 1/4

Adjacent Land Use

North: Agriculture South: Residential

East: Agriculture West: Residential/Agriculture

Staff Information

Report Presenter: Scott Perkes

sperkes@co.weber.ut.us

801-399-8772

Report Reviewer: RG

Applicable Ordinances

Title 104, Chapter 7 Agricultural (A-2)

Title 106, Subdivisions

Background and Summary

The applicant is requesting final administrative approval of a one lot subdivision known as Felter Subdivision located at 1501 S 7500 W, Ogden. The proposed Lot 1 is currently vacant. The Uniform Land Use Code of Weber County (LUC) §101-1-7 identifies a subdivision amendment as a "Small Subdivision" and can be administratively approved by the Planning Director as long as the amendment consists of five or fewer lots. The proposed subdivision amendment and lot configuration are in conformance with the current zoning and the applicable subdivision requirements as required in the LUC.

Analysis

<u>General Plan:</u> The proposal conforms to the Western Weber General Plan by creating lots for the continuation of rural single family residential development in the area (2003 West Central Weber County General Plan, Residential Uses, Page 1-4).

<u>Zoning:</u> The subject property is located in the Agricultural (A-2) Zone. Single-family dwellings are a permitted use in the A-2 Zone.

<u>Lot area, frontage/width and yard regulations</u>: In the LUC §104-7-6 the A-2 zone requires a minimum lot area of 40,000 square feet for a single family dwelling and a minimum lot width of 150'. The proposed lot within the subdivision meets the zoning requirements for area and width.

<u>Access</u>: The proposed lot will gain access across the front lot line from the existing 7500 West street. This street is already 66' in width and thereby does not require additional ROW dedication as part of this subdivision.

<u>Culinary water and sanitary sewage disposal</u>: The new lot will receive culinary water service from West Warren-Warren Water Improvement District and sanitary sewage disposal will be handled by a septic system. Feasibility letters have been provided by West Warren-Warren Water Improvement District and the Weber Morgan Health Department. The will serve letter for culinary water states that the applicants have secondary water with the property as well as access for delivery. The letter goes on to condition culinary water connection by the installation of a functioning, pressurized, secondary water delivery system for any subdivision over 2 lots. This subdivision contains only 1 lot. However it would appear that this condition would only come into effect if the applicants were to further subdivide the property into additional lots.

<u>Public Wellhead Protection Zones:</u> The proposed subdivision is not located within any mapped public wellhead protection zones.

<u>Review Agencies:</u> The Weber County Engineering Division, the Weber County Surveyor's Office and Weber Fire District, Weber-Morgan Health, and Addressing have reviewed the proposal. Prior to the subdivision being released for Mylar, all review agencies comments will need to be addressed.

<u>Public Notice</u>: The required noticing for the final subdivision plat approval has been mailed to all property owners of record within 500 feet of the subject property regarding the proposed subdivision per noticing requirements outlined in LUC §106-1-6(b).

Staff Recommendation

Staff recommends final approval of Felter Subdivision (LVF111720). This recommendation for approval is subject to all applicable review agency requirements and is based on the following conditions:

- 1. A deferral agreement for curb, gutter, sidewalk, and asphalt will be required prior to recording the subdivision plat.
- 2. A Declaration of Deed Covenant Concerning Provision of Irrigation Water will be recorded simultaneously with the final plat.
- 3. An Onsite Wastewater Disposal Systems Deed Covenant and Restriction will be recorded simultaneously with the final plat.

The recommendation for approval is based on the following findings:

- 1. The proposed subdivision amendment conforms to the West Central Weber General Plan.
- 2. With the recommended conditions, the proposed subdivision amendment complies with the Weber County Land Use Code.

Administrative Approval

Administrative final approval of Felter Subdivision (LVF111720) is hereby granted based upon its compliance with th
Weber County Land Use Code. This approval is subject to the requirements of applicable review agencies and the condition
of approval listed in this staff report.

Date of Administrative Approval: _	
Rick Grover	
Weber County Planning Director	

Exhibits

- A. Application
- B. Final subdivision plat
- C. West Warren-Warren Water Improvement District Will-Serve Letter
- D. Weber-Morgan Health Department Septic Feasibility Letter

Location Map 1



	Weber County Subo	division Applicat	ion
All subdivisions submittals	will be accepted by appointment only. (801) 399-8791. 2380 Washington	n Blvd. Suite 240, Ogden, UT 84401
Date Submitted / Completed	Fees (Office Use)	ReceiptNumber(OfficeUse)	File Number (Office Use)
Subdivision and Property Inf	formation		
Subdivision Name Felter Subdivision			Number of Lots 1
Approximate Address	. 7500 W.	LandSerial Number(s) 10-043	3-0073
urrent Zoning A-2 1501	/		
Winsey Water Provider United White	n Water Secondary Water Provider	waste	water Treatment Septic
Property Owner Contact Info		aguin surrey	
Phone 801-589-4003	Felter Fax	Mailing Address of Property Owner(s) 1399 W 2100 S H=175 Ogden, UT 89401	
Email Address Soller // Qarin	ail com	Preferred-Method of Written Correspondence Email Fax Mail	
Authorized Representative			
Name of Person Authorized to Repress Phone 801-589-4603		Mailing Address of Authorized Person 1399 W 2100 S 7#175 Odder, UT 89901 Preferred Method of Written Correspondence Email Fax Meil	
Email Address Stellter III Can	n:1 cons		
Surveyor/Engineer Contact			
Name or Company of Surveyor/Engine	Reeve & Associates	Mailing Address of Surveyor/Engineer 5160 s, 1500 w. Riverdale Ut. 84405	
801-621-3100	Fax 801-621-2666		
eroche@re	eeve-assoc.com	Proferred Method of Written Con Email Fax N	respondence Email
Property Owner Affidavit			
and that the statements horein continut (our) knowledge. I (well acknow agreements may be required to be of [Property Owner]	tained, The information provided in the att dedge that during the subdivision review constructed or entered into.	(Property Owner)	LORRIE STARK
Souri 5	Hank	10 F 20 V CC	MARY FORUS - STATE OF UTAH IMMISSION NO. 891914 IMM. EXP. 11/03/2020

Authorized Representative Affidavít
Authorized Representative Artidavic
I (We), Brian Films Films Films Form Films of the real property described in the attached application, do authorize as my (our) representative(s), Runo Films 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 out agent in matters pertaining to the attached application.
(Property Owner) (Property Owner)
Dated this and day of november, 2021, personally appeared before me signer(s) of the Representative Affidavit who duly acknowledged to me that they executed the same. Notary
LORRIE STARK NOTARY PUBLIC • STATE OF UTAH COMMISSION NO. 691314 COMM. EXP. 11/03/2020

FELTER SUBDIVISION

Exhibit B

PART OF THE SOUTHEAST QUARTER OF SECTION 22, TOWNSHIP 6 NORTH, RANGE 3 WEST, SALT LAKE BASE AND MERIDIAN, U.S. SURVEY WEBER COUNTY, UTAH

OCTOBER, 2020

W-900 S

PROJECT SITE

VICINITY MAP

NOT TO SCALE

THE BASIS OF BEARINGS FOR THIS PLAT IS THE SECTION LINE BETWEEN THE FOUND NAIL AT THE NORTH QUARTER CORNER AND THE FOUND BRASS CAP MONUMENT AT THE NORTHEAST CORNER OF SECTION 22 TOWNSHIP 6 NORTH, RANGE 3 WEST, SALT LAKE BASE AND MERIDIAN, U.S. SURVEY. SHOWN HEREON AS: S89°08'54"E

BASIS OF BEARINGS

NARRATIVE

THE BOUNDARY WAS DETERMINED USING THE MONUMENTS SHOWN HEREON. THE NORTH LINE WAS PLACED BY DEED, THE SOUTH AND EAST LINES WERE PLACED ALONG THE MURRAY FLAG LOT SUBDIVISION AND IT'S EXTENSION EAST. THE EAST LINE WAS PLACED ALONG THE CALCULATED SECTION LINE. ALL BOUNDARY AND LOT CORNERS TO BE SET WITH A 5/8" X 24" REBAR AND RED PLASTIC CAP STAMPED "REEVE & ASSOCIATES".

BOUNDARY DESCRIPTION

PART OF THE SOUTHEAST QUARTER OF SECTION 22. TOWNSHIP 6 NORTH, RANGE 3 WEST, SALT LAKE BASE AND MERIDIAN, U.S. SURVEY. DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE WESTERLY RIGHT-OF-WAY LINE OF 7500 WEST STREET, SAID POINT BEING S89°08'54"E 8.40 FEET AND S00°51'06"W 3307.08 FEET FROM THE NORTHEAST CORNER OF SAID SECTION 22; THENCE S00°42'17"W ALONG SAID WESTERLY LINE, 171.61 FEET TO AN EXISTING FENCELINE; THENCE N88°26'25"W ALONG SAID FENCELINE AND THE NORTH BOUNDARY LINE OF JERRY AND KATIE HOMESTEAD AND MURRAY FLAG LOT SUBDIVISION 789.22 FEET TO A FOUND REBAR AT A CORNER OF THE MURRAY FLAG LOT SUBDIVISION; THENCE NO0°42'22"E ALONG THE EASTERLY LINE OF SAID SUBDIVISION. 159.56 FEET TO A FOUND REBAR IN AN EXISTING FENCELINE; THENCE S89°18'55"E ALONG SAID FENCELINE, 789.13 TO THE WESTERLY RIGHT-OF-WAY LINE OF 7500 WEST STREET AND TO THE POINT OF BEGINNING.

CONTAINING 130,669 SQUARE FEET OR 3.000 ACRES MORE OR

AGRICULTURAL STATEMENT

"AGRICULTURE IS THE PREFERRED USE IN THE AGRICULTURAL ZONES. AGRICULTURAL OPERATIONS AS SPECIFIED IN THE ZONING ORDINANCE FOR A PARTICULAR ZONE ARE PERMITTED AT ANY TIME INCLUDING THE OPERATION OF FARM MACHINERY AND NO ALLOWED AGRICULTURAL USE SHALL BE SUBJECT TO RESTRICTION ON THE BASIS THAT IT INTERFERES WITH ACTIVITIES OF FUTURE RESIDENTS OF THIS SUBDIVISION." (AMD. ORD. #3-82, JANUARY 26, 1982; ORD., #2002-3, MARCH 05, 2002)

EXPLORATION PIT INFORMATION

EXPLORATION PIT#1 (12T 0402627 UTM 4566129 +/- 12FT) 0-11" SANDY CLAY LOAM, GRANULAR STRUCTURE 11-48" SANDY LOAM, MASSIVE STRUCTURE OBSERVED GROUND WATER TABLE @ 48 INCHES.

NORTH QUARTER CORNER OF SECTION - 22, TOWNSHIP 6 NORTH, RANGE 3 NORTHEAST CORNER OF WEST, SALT LAKE BASE AND MERIDIAN, SECTION 22, TOWNSHIP 6 NORTH, RANGE 3 WEST, U.S. SURVEY. FOUND NAIL AND WASHER SALT LAKE BASE AND MERIDIAN, U.S. SURVEY. S89°08'54"E (BASIS OF BEARINGS) 2651.73' FOUND BRASS CAP MONUMENT MARKED 1963 IN CONCRETE 6" BELOW S78°04'00"E WITNESS MONUMENT TO THE NORTH QUARTER GROUND (SEE DETAIL 2) CORNER OF SECTION 22, TOWNSHIP 6 NORTH, RANGE 3 WEST, SALT LAKE BASE AND MERIDIAN, S89°08'54"E-U.S. SURVEY. FOUND BRASS CAP MONUMENT 8.40' MARKED 4" BELOW ROAD (SEE DETAIL 1) P.O.B.— S89°18'55"E 789.13' __FOUND_RÉBAR 10' PUBLIC UTILITY AND _ MARKED "LANDMARK" IRRIGATION EASEMENT ∷EX. WETLAND AREA LOT 1 130669 S.F. 3.000 ACRES ∭FOUND REBAR _FOUND REBAR MARKED "LANDMARK" MARKED "LANDMARK" - FOUND REBAR NO CAP FOUND REBAR NO CAP MURRAY FLAG LOT SUBDIVISION N88°26'25"W 789.22' JERRY AND KATIE HOMESTEAD 33' 33' **LEGEND** = SECTION CORNER = BOUNDARY LINE 15 14 = 5/8" X 24" REBAR AND --- - = ADJOINING PROPERTY RÉD PLASTIC CAP TO BE SET STAMPED "REEVE & ASSOCIATES" ----- = EASEMENTS = FOUND AS NOTED Scale: 1" = 40'**MONUMENT MONUMENT** = WITNESS CORNER MONUMENT — — — = ROAD CENTERLINE DETAIL 1 DETAIL 2 **DEVELOPER** = SOIL PERCOLATION HOLE - X X X = EXISTING FENCELINE (NOT TO SCALE) (NOT TO SCALE) SHAUNA FELTER 6606 W. 200 N. WEST WARREN, UT. 84404

SURVEYOR'S CERTIFICATE

TREVOR J. HATCH, DO HEREBY CERTIFY THAT I AM A REGISTERED PROFESSIONAL LAND SURVEYOR IN THE STATE OF UTAH IN ACCORDANCE WITH TITLE 58, CHAPTER 22, PROFESSIONAL ENGINEERS AND LAND SURVEYORS ACT; AND THAT I HAVE COMPLETED A SURVEY OF THE PROPERTY DESCRIBED ON THIS PLAT IN ACCORDANCE WITH SECTION 17-23-17 AND HAVE VERIFIED ALL MEASUREMENTS, AND HAVE PLACED MONUMENTS AS REPRESENTED ON THIS PLAT, AND THAT THIS PLAT OF <u>FELTER SUBDIVISION</u> IN <u>WEBER</u> <u>COUNTY</u>, UTAH, HAS BEEN DRAWN CORRECTLY TO THE DESIGNATED SCALE AND IS A TRUE AND CORRECT REPRESENTATION OF THE HEREIN DESCRIBED LANDS INCLUDED IN SAID SUBDIVISION, BASED UPON DATA COMPILED FROM RECORDS IN THE WEBER COUNTY RECORDER'S OFFICE AND FROM SAID SURVEY MADE BY ME ON THE GROUND, I FURTHER CERTIFY THAT THE REQUIREMENTS OF ALL APPLICABLE STATUTES AND ORDINANCES OF WEBER COUNTY CONCERNING ZONING REQUIREMENTS REGARDING LOT MEASUREMENTS HAVE BEEN COMPLIED WITH.

SIGNED THIS _____, DAY OF _____, 20___. 9031945 UTAH LICENSE NUMBER TREVOR J. HATCH

OWNERS DEDICATION AND CERTIFICATION

WE THE UNDERSIGNED OWNERS OF THE HEREIN DESCRIBED TRACT OF LAND, DO HEREBY SET APART AND SUBDIVIDE THE SAME INTO A LOT AS SHOWN ON THE PLAT AND NAME SAID TRACT **FELTER SUBDIVISION**, AND DO HEREBY DEDICATE A PERPETUAL RIGHT AND EASEMENT OVER, UPON AND UNDER THE LANDS DESIGNATED HEREON AS PUBLIC UTILITY, THE SAME TO BE USED FOR THE INSTALLATION MAINTENANCE AND OPERATION OF PUBLIC UTILITY SERVICE LINE, STORM DRAINAGE FACILITIES, IRRIGATION CANALS OR FOR THE PERPETUAL PRESERVATION OF WATER CHANNELS IN THEIR NATURAL STATE WHICHEVER IS APPLICABLE AS MAY BE AUTHORIZED BY THE GOVERNING AUTHORITY, WITH NO BUILDINGS OR STRUCTURES BEING ERECTED WITHIN SUCH EASEMENTS.

SIGNED THIS _____, DAY OF _____, 20___. BRIAN FELTER SHAWNA FELTER ACKNOWLEDGMENT STATE OF UTAH COUNTY OF _____ ___, 20___, PERSONALLY APPEARED _ DAY OF _____ BEFORE ME, THE UNDERSIGNED NOTARY PUBLIC, BRIAN FELTER AND SHAWNA FELTER SIGNERS OF THE ABOVE OWNER'S DEDICATION AND CERTIFICATION, WHO BEING BY ME _____ SIGNED IT FREELY. DULY SWORN, DID ACKNOWLEDGE TO ME ____ VOLUNTARILY, AND FOR THE PURPOSES THEREIN MENTIONED.



INVESTIGATED BY THIS OFFICE AND ARE APPROVED FOR

SIGNED THIS _____, DAY OF _____, 20___.

ON-SITE WASTEWATER DISPOSAL SYSTEMS.

COMMISSION EXPIRES

Project Info. E. ROCHE Begin Date:

NOTARY PUBLIC

FELTER SUBDIVISION

Revision: 12-3-20 E.R. Scale: 1' = 40'Checked:___

10-19-20

WEBER COUNTY PLANNING COMMISSION APPROVAL

THIS IS TO CERTIFY THAT THIS SUBDIVISION PLAT WAS DULY APPROVED BY THE WEBER COUNTY PLANNING COMMISSION. SIGNED THIS _____, DAY OF _____, 20__.

CHAIRMAN. WEBER COUNTY PLANNING COMMISSION

WEBER COUNTY ENGINEER

HEREBY CERTIFY THAT THE REQUIRED PUBLIC IMPROVEMENT STANDARDS AND DRAWINGS FOR THIS SUBDIVISION CONFORM WITH THE COUNTY STANDARDS AND THE AMOUNT OF THE FINANCIAL GUARANTEE IS SUFFICIENT FOR THE INSTALLATION OF THESE IMPROVEMENTS. SIGNED THIS _____, 20____, 20____.

WEBER COUNTY ENGINEER

WEBER COUNTY COMMISSION ACCEPTANCE

THIS IS TO CERTIFY THAT THIS SUBDIVISION PLAT, THE DEDICATION OF STREETS AND OTHER PUBLIC WAYS AND FINANCIAL GUARANTEE OF PUBLIC IMPROVEMENTS ASSOCIATED WITH THIS SUBDIVISION, THEREON ARE HEREBY APPROVED AND ACCEPTED BY THE COMMISSIONERS OF WEBER COUNTY, UTAH. SIGNED THIS _____, 20____, 20____.

CHAIRMAN, WEBER COUNTY COMMISSION

ATTEST

WEBER COUNTY SURVEYOR

HEREBY CERTIFY THAT THE WEBER COUNTY SURVEYOR'S OFFICE HAS REVIEWED THIS PLAT AND ALL CONDITIONS FOR APPROVAL BY THIS OFFICE HAVE BEEN SATISFIED. THE APPROVAL OF THIS PLAT BY THE WEBER COUNTY SURVEYOR DOES NOT RELIEVE THE LICENSED LAND SURVEYOR WHO EXECUTED THIS PLAT FROM THE RESPONSIBILITIES AND/OR LIABILITIES ASSOCIATED THEREWITH.

SIGNED THIS _____, DAY OF _____, 20____,

WEBER COUNTY SURVEYOR

WEBER COUNTY ATTORNEY

HAVE EXAMINED THE FINANCIAL GUARANTEE AND OTHER DOCUMENTS ASSOCIATED WITH THIS SUBDIVISION PLAT, AND IN MY OPINION THEY CONFORM WITH THE COUNTY ORDINANCE APPLICABLE THERETO AND NOW IN FORCE AND AFFECT.

SIGNED THIS _____, DAY OF _____, 20__.

WEBER COUNTY ATTORNEY

WEBER-MORGAN HEALTH DEPARTMENT

Weber County Recorder WEBER-MORGAN HEALTH DEPARTMENT I HEREBY CERTIFY THAT THE SOILS, PERCOLATION RATES,

Entry No.____ Fee Paid _____ Filed For Record And Recorded, _____ AND SITE CONDITIONS FOR THIS SUBDIVISION HAVE BEEN At _____ In Book _____ Of The Official Records, Page

Recorded For:

Weber County Recorder

_ Deputy.

West Warren-Warren Water Improvement District 1561 S. 7500 W. Ogden, UT 84404 801-259-7614 westwarrenwtr@gmail.com

November 11, 2020

To Whom It May Concern:

RE: CULINARY WATER WILL-SERVE LETTER FOR Brian & Shawna Felter

This proposed building/residence is located at approx. 1501 S. 7500 W. West Warren, UT, Parcel #100430073. The West Warren-Warren Water Improvement District (hereafter the District) will supply culinary water to this proposed building/residence.

Brian & Shawna Felter have secondary water with the property as well as access for delivery. They have also paid all necessary fees listed below. The board has voted and approved CULINARY WATER WILL-SERVE LETTER for the future use on said property, contingent upon the following conditions:

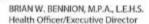
- The Weber Basin Water Rights Impact Fee must be paid for each unit of service prior to issuance of
 this will-serve letter and prior to commencement of construction, to enable the purchase of sufficient
 water to service the district. Failure to pay said fee will result in measures halting construction.
- The Capital Facilities Impact Fee and Connection fee Without Existing Service Lateral or Connection
 Fee With Existing Service Lateral, must be paid prior to installation of a meter and water connection
 lines and materials. Per the water district's contract with Weber Basin, no water can be delivered until
 all fees have been paid.
- The installation of a functioning, pressurized, secondary water delivery system for any subdivision over 2 lots, inspected and approved by the WWWID board chairman, prior to final inspection of the home. Pressure requirements are a minimum of 50 to a maximum of 80 lbsp.
- Any amendments to the original plat or the plan for the secondary water system will need a new
 approval by the water board at a monthly meeting.
- All water lines, materials and installations must be done to the specification of the WWWID board, and must be inspected by the board chairman, or his designee, along with any necessary bacterial testing required by the state.
- A deposit of \$100.00 for metered water to be used during construction, must be paid prior to the commencement of construction.

Should you have clerical questions or comments, please contact the district clerk. Please direct questions regarding water systems, materials, etc., to (801-791-7368) Randy Giordano, Chairman of the WWWID Board. This letter expires 1 year from the day it is issued.

Sincerely,

Melissa Murray, Clerk

West Warren-Warren Water Improvement District





March 25, 2020

Weber County Planning Commission 2380 Washington Blvd. Ogden, UT 84401

RE:

Ryan Rhodes Property, 1 Lot 1527 S. 7500 W., West Warren Parcel #10-043-0073 Soil log #13808

Gentlemen:

The soil and percolation information for the above-referenced lot have been reviewed. Culinary water will be provided by West Warren-Warren Water Improvement District, an approved community water system. A letter from the water supplier is required prior to issuance of a permit.

DESIGN REQUIREMENTS

Documented ground water tables not to exceed 24 inches, fall within the range of acceptability for the utilization of an At-Grade Wastewater Treatment System as a means of wastewater disposal. Maximum trench depth is limited to 0 inches. The absorption field is to be designed using a maximum loading rate of 0.45 gal/sq. ft./day as required for the sandy loam, massive structure soil horizon with a percolation rate of 60 minutes per inch.

Plans for the construction of any wastewater disposal system are to be prepared by a Utah State certified individual and submitted to this office for review prior to the issuance of a Wastewater Disposal permit.

The following items are required for a formal subdivision review; application, receipt of the appropriate fee, and a full sized copy of the subdivision plats showing the location of exploration pits and percolation tests as well as the documented soil horizons and percolation rates. A subdivision review will not occur until all items are submitted. Mylars submitted for signature without this information will be returned.

Each on-site individual wastewater disposal system must be installed in accordance with R317-4, Utah Administrative Code, Individual Wastewater Disposal Systems and Weber-Morgan District Health Department Rules. Final approval will be given only after an on-site inspection of the completed project and prior to the accomplishment of any backfilling.

Please be advised that the conditions of this letter are valid for a period of 18 months. At that time, the site will be re-evaluated in relation to rules in effect at that time.

Sincerely,

Ryan Klinge Environmental Health Division

801-399-7160

EDUCATE | ENGAGE | EMPOWER

phone: 801-399-7100 | fax: 801-399-7110 | 477 23rd Street, Ogden, UT 84401 | www.webermorganhealth.org