

Mayor
Kenneth Romney

WEST BOUNTIFUL CITY

City Administrator
Duane Huffman

City Council
James Ahlstrom
James Bruhn
Kelly Enquist
Mark Preece
Andrew Williams

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City Recorder
Cathy Brightwell

City Engineer
Ben White

Public Works Director
Steve Maughan

CITY COUNCIL MEETING

**THE WEST BOUNTIFUL CITY COUNCIL WILL HOLD ITS REGULAR MEETING
AT 7:30 PM ON TUESDAY, NOVEMBER 19, 2019 AT CITY HALL, 550 N 800 WEST**

Invocation/Thought – Mark Preece; Pledge of Allegiance – James Bruhn

1. Approve the Agenda.
2. Public Comment - two minutes per person, or five minutes if speaking on behalf of a group.
3. Request by William Goldberg to annex property at approximately 1390 West 1200 North.
4. Plat Amendment for Highgate Estates Lot 6 and Millcreek Meadows Lot 18
5. Ordinance 419-19, an Ordinance Adopting the 2019-2039 West Bountiful General Plan Including Moderate Income Housing, Transportation, and General Provision Elements.
6. Canvass of West Bountiful Municipal General Election.
7. Minutes from the October 15, 2019 City Council Meeting.
8. Public Works/Engineering Report.
9. Administrative Report.
10. Mayor/Council Reports.
11. Executive Session for the Purpose of Discussing Items Allowed Pursuant to UCA § 52-4-205.
12. Adjourn.

Those needing special accommodations can contact Cathy Brightwell at 801-292-4486 twenty-four hours prior to the meeting.
This agenda was posted on the State Public Notice website, the City website, emailed to the Mayor and City Council, and sent to the Clipper Publishing Company on November 14, 2019.

MEMORANDUM



TO: Mayor and City Council

DATE: November 14, 2019

FROM: Staff

RE: Annexation Petition – Goldberg – approximately 1390 W 1200 North

A Notice of Intent to Annex was submitted on September 20, 2019, and an Annexation Petition on October 22nd by the Goldbergs and Kilpacks for a 5.14 acre parcel of land they own that is not currently in West Bountiful City boundaries. The property is located at approximately 1390 W 1200 North. Staff provided notice to each affected entity and property owners located within 300 ft of the area proposed to be annexed.

Pursuant to UCA 10-2-405, the city council may accept or deny the Petition for further consideration. If accepted, the city recorder will Certify the Petition and publish notice in the newspaper once a week for three weeks after which the city council will hold a public hearing and approve or deny the Petition for Annexation.

MEMORANDUM



TO: Mayor and City Council

DATE: November 14, 2019

FROM: Ben White, City Engineer

**RE: Willey Subdivision Plat
Amending Lot 18 Millcreek Meadows and Lot 6 Highgate Estates Subdivision**

Summary

The owners of the Highgate Estates Lot 6 have agreed to sell their land north of Davis County canal easement (Mill Creek) to the owner of Millcreek Meadows Lot 18. This land was discussed during the Highgate Estates Subdivision approval, and ownership at the time dictated that the ground be included in the Highgate subdivision.

Process

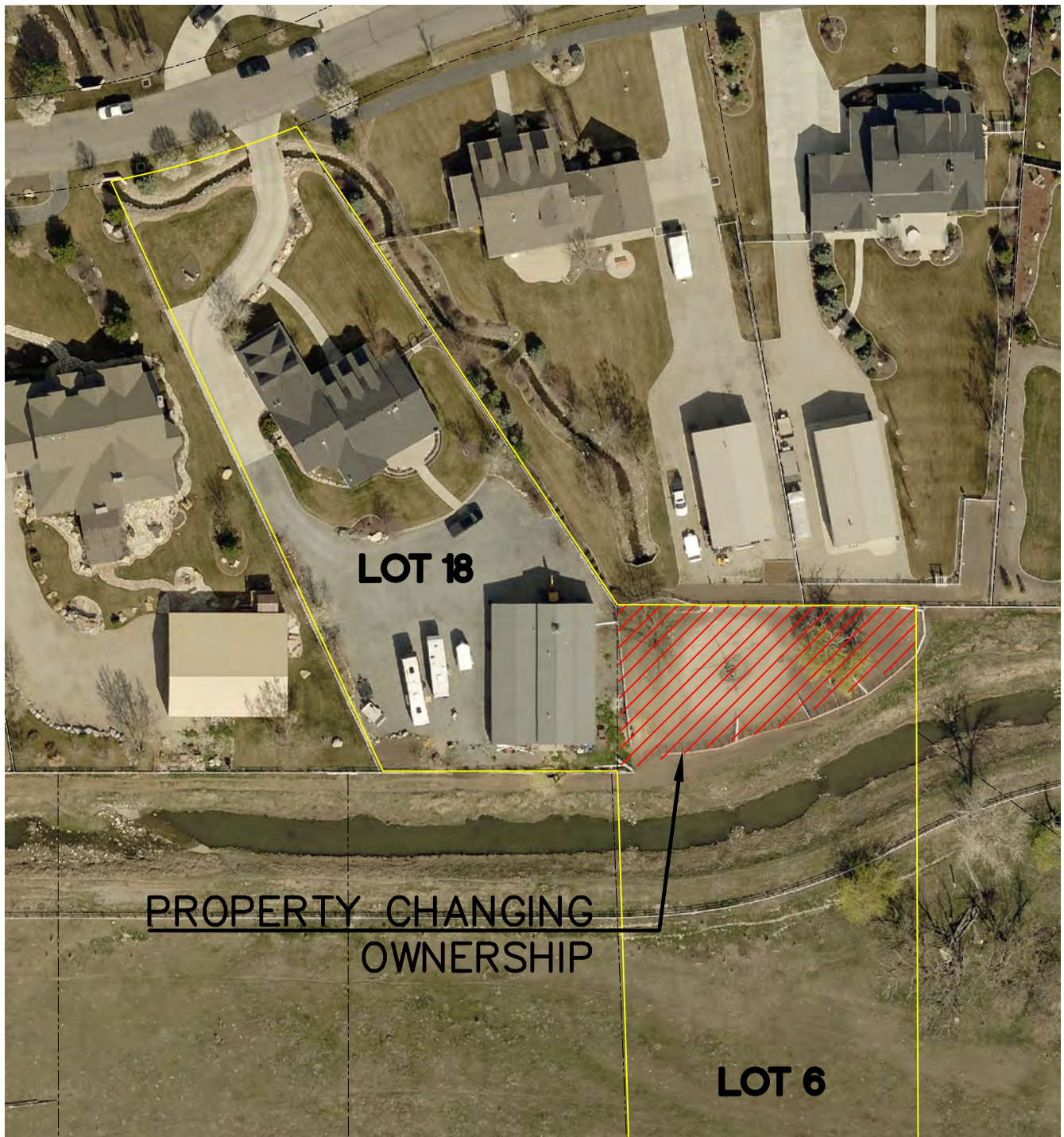
The City does not have a specified process for amending subdivisions plats other than what is found in Utah State Code Section 10-9a-608 and 10-9a-609 annotated, which outlines a process where a municipal land use authority may amend or vacate a subdivision plat if it finds that:

- “(a) there is good cause for the vacation or amendment; and
- (b) no public street or municipal utility easement has been vacated or amended.”

Analysis and Proposed Changes

1. No new lots are created with this amendment.
2. Each lot meets the minimum requirements for their A-1 zone.
3. The existing public utility easements are unaffected.
4. In regards to “good cause,” an argument can be made that it will be difficult for the owner of Highgate Estates Lot 6 to maintain land north of the Davis County canal easement, and that the property can be better utilized by the owner of Millcreek Meadows Lot 18.
5. Staff is aware of concerns from neighboring owners in Millcreek Meadows that horses kept on property in question have allegedly damaged rear yard fences. They have requested that a condition of approval be that the fences of Millcreek Meadows Lots 19 and 20 be repaired and secured in such a way that they will not be damaged by horses in the future.

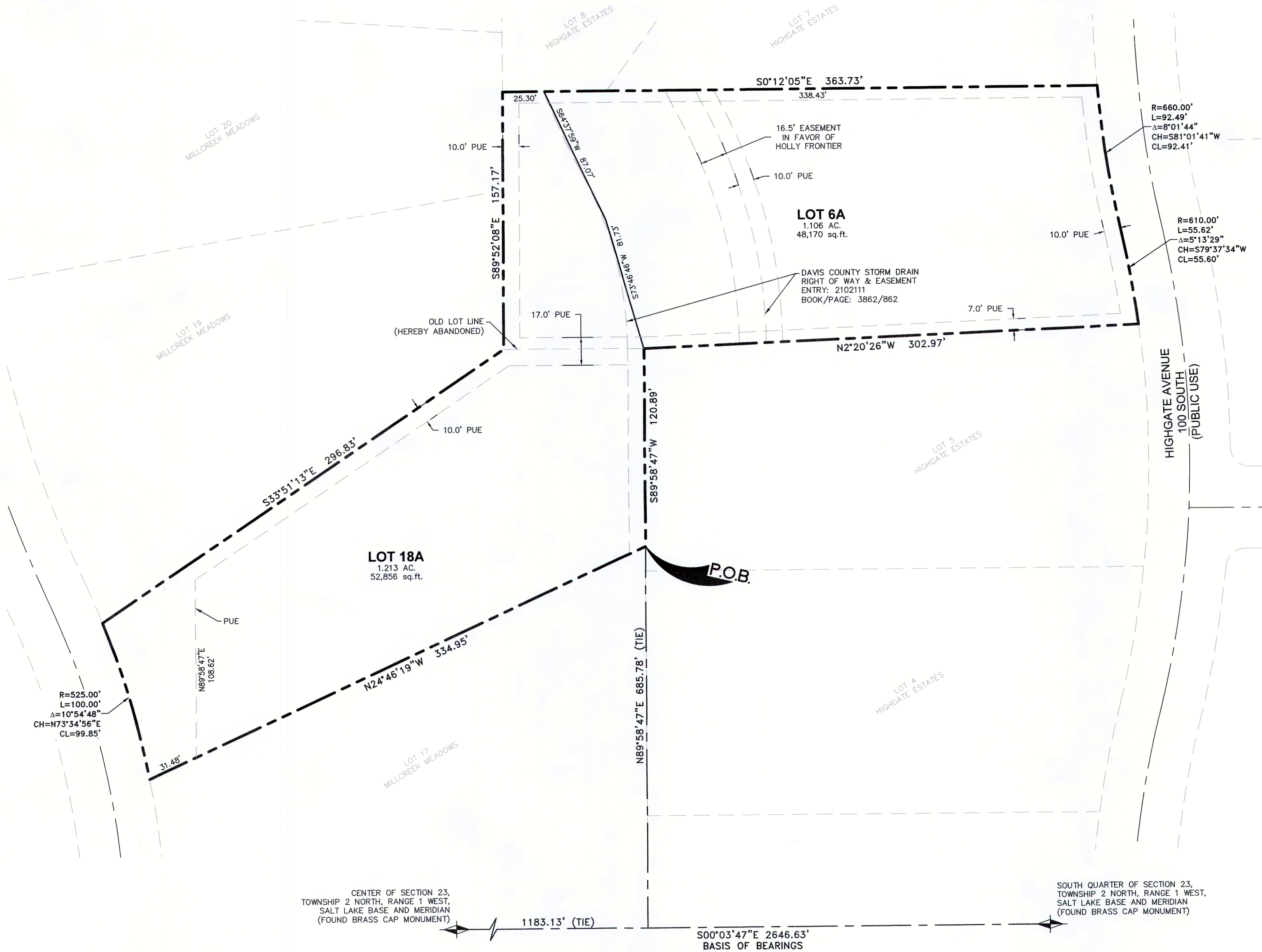
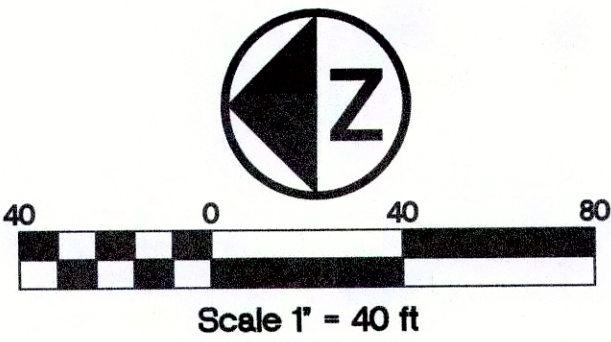
WILLEY PLAT



**AMENDING MILLCREEK MEADOWS LOT
18 AND HIGHGATE LOT 6**

WILLEY SUBDIVISION

AMENDING LOT 18, MILLCREEK MEADOWS SUBDIVISION AND LOT 6, HIGHGATE ESTATES SUBVISION LOCATED IN THE SOUTHEAST QUARTER OF SECTION 23, TOWNSHIP 2 NORTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN FINAL PLAT



SURVEYOR'S CERTIFICATE

I, KAGAN M. DIXON, DO HEREBY CERTIFY THAT I AM A PROFESSIONAL LAND SURVEYOR, AND THAT I HOLD LICENSE NO. 9061091 AS PRESCRIBED BY THE LAWS OF THE STATE OF UTAH. I FURTHER CERTIFY THAT, BY THE AUTHORITY OF THE OWNER, I HAVE MADE A SURVEY OF THE TRACT OF LAND SHOWN ON THIS PLAT AND DESCRIBED BELOW, AND THAT I HAVE SUBDIVIDED SAID TRACT OF LAND INTO LOTS TO BE KNOWN AS:

WILLEY SUBDIVISION

AMENDING LOT 18, MILLCREEK MEADOWS SUBDIVISION AND LOT 6, HIGHGATE ESTATES SUBVISION

AND THAT THE SAME HAS BEEN CORRECTLY SURVEYED AND STAKED ON THE GROUND AS SHOWN ON THIS PLAT.

DATE _____ SIGNATURE _____



PRELIMINARY ONLY

BOUNDARY DESCRIPTION

ALL OF LOT 18, MILLCREEK MEADOWS SUBDIVISION, ON FILE WITH THE OFFICE OF THE DAVIS COUNTY RECORDER, AND ALL OF LOT 6, HIGHGATE ESTATES SUBDIVISION AMENDED, ON FILE WITH THE OFFICE OF THE DAVIS COUNTY RECORDER, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT WHICH IS SOUTH 0°03'47" EAST ALONG THE QUARTER SECTION LINE A DISTANCE OF 1183.13 FEET AND NORTH 89°58'47" EAST 685.78 FEET FROM THE CENTER OF SECTION 23, TOWNSHIP 2 NORTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN, AND RUNNING THENCE ALONG SAID LOT 18 THE FOLLOWING THREE (3) COURSES, 1) NORTH 24°46'19" WEST 334.95 FEET TO THE POINT OF A 525.00 FOOT RADIUS CURVE TO THE LEFT, 2) ALONG SAID CURVE A DISTANCE OF 100.00 FEET THROUGH A CENTRAL ANGLE OF 10°54'48" (CHORD BEARS NORTH 73°34'58" EAST 99.85 FEET), 3) SOUTH 33°51'13" EAST 296.83 FEET TO THE NORTHWEST CORNER OF SAID LOT 6; THENCE ALONG SAID LOT 6 THE FOLLOWING FIVE (5) COURSES, 1) SOUTH 89°52'08" EAST 157.17 FEET, 2) SOUTH 0°12'05" EAST 363.73 FEET TO THE POINT OF A 660.00 FOOT RADIUS CURVE TO THE LEFT, 3) ALONG SAID CURVE A DISTANCE OF 92.49 FEET THROUGH A CENTRAL ANGLE OF 8°01'44" (CHORD BEARS SOUTH 81°01'41" EAST 92.41 FEET) TO THE POINT OF A 610.00 FOOT RADIUS REVERSE CURVE TO THE RIGHT, 4) ALONG SAID CURVE A DISTANCE OF 55.62 FEET THROUGH A CENTRAL ANGLE OF 5°13'29" (CHORD BEARS SOUTH 79°37'34" WEST 55.60 FEET), 5) NORTH 02°20'26" WEST 302.97 FEET TO THE SOUTHEAST CORNER OF SAID LOT 18; THENCE SOUTH 89°58'47" WEST ALONG THE SOUTH LINE OF SAID LOT 18 A DISTANCE OF 120.89 FEET TO THE POINT OF BEGINNING. CONTAINS 2.319 ACRES, MORE OR LESS

BASIS OF BEARINGS:

THE BASIS OF BEARING FOR THIS SURVEY IS SOUTH 0°03'47" EAST FROM THE CENTER OF SECTION 23, TOWNSHIP 2 NORTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN TO THE SOUTH QUARTER CORNER OF SAID SECTION 23.

OWNERS' DEDICATION

KNOW ALL MEN BY THESE PRESENTS THAT WE THE UNDERSIGNED OWNERS OF THE TRACT OF LAND DESCRIBED HEREON, HAVING CAUSED THE SAME TO BE SUBDIVIDED INTO LOTS TO BE HEREINAFTER KNOWN AS

WILLEY SUBDIVISION

AMENDING LOT 18, MILLCREEK MEADOWS SUBDIVISION AND LOT 6, HIGHGATE ESTATES SUBVISION

DO HEREBY DEDICATE FOR THE PERPETUAL USE OF THE PUBLIC ALL PARCELS OF LAND SHOWN ON THIS PLAT INTENDED FOR PUBLIC USE. THIS DEDICATION SHALL WARRANT, DEFEND AND SAVE THE CITY HARMLESS AGAINST EASEMENTS OR OTHER ENCUMBRANCES ON ANY AREA DEDICATED FOR PUBLIC USE OR INTENDED IN WITNESS FOR PUBLIC USE WHICH WILL INTERFERE WITH THE INTENDED USE, MAINTENANCE AND OPERATION OF SAID AREAS. IN WITNESS WHEREOF WE HAVE HITHERTO SIGNED THIS PLAT, THIS ____ DAY OF _____, 20____, AD.

PRINTED NAME OF OWNER _____ AUTHORIZED SIGNATURE _____

PRINTED NAME OF OWNER _____ AUTHORIZED SIGNATURE _____

ACKNOWLEDGEMENT

STATE OF UTAH } S.S.
COUNTY OF _____

ON THE ____ DAY OF _____, A.D. 20____, PERSONALLY APPEARED BEFORE ME _____, WHO BEING DULY SWORN OF AFFIRMED, DID SAY THAT (S)HE IS THE SIGNER OF THE WITHIN OWNER'S DEDICATION AND THAT SAID DEDICATION WAS SIGNED BY HER/HIM FREELY AND VOLUNTARILY AND FOR THE PURPOSES THEREIN STATED.

SIGNATURE _____ PRINTED NAME, A NOTARY PUBLIC COMMISSIONED IN UTAH _____

COMMISSION NUMBER _____ EXPIRATION DATE _____

ACKNOWLEDGEMENT

STATE OF UTAH } S.S.
COUNTY OF _____

ON THE ____ DAY OF _____, A.D. 20____, PERSONALLY APPEARED BEFORE ME _____, WHO BEING DULY SWORN OF AFFIRMED, DID SAY THAT (S)HE IS THE SIGNER OF THE WITHIN OWNER'S DEDICATION AND THAT SAID DEDICATION WAS SIGNED BY HER/HIM FREELY AND VOLUNTARILY AND FOR THE PURPOSES THEREIN STATED.

SIGNATURE _____ PRINTED NAME, A NOTARY PUBLIC COMMISSIONED IN UTAH _____

COMMISSION NUMBER _____ EXPIRATION DATE _____

WILLEY SUBDIVISION

AMENDING LOT 18, MILLCREEK MEADOWS SUBDIVISION AND LOT 6, HIGHGATE ESTATES SUBVISION

LOCATED IN THE SOUTHEAST QUARTER OF SECTION 23, TOWNSHIP 2 NORTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN SHEET 1 OF 1

DAVIS COUNTY RECORDER

RECORDED NO. _____
State of Utah, County of Davis,
Recorded and filed at the request of _____
Date _____ Time _____ Book _____ Page _____

Fee \$ _____ Davis County Recorder _____



PLANNING COMMISSION	CITY ENGINEER	CITY ATTORNEY	CITY COUNCIL APPROVAL
RECOMMENDED FOR APPROVAL THIS _____ DAY OF _____ AD, 20____ BY THE WEST BOUNTIFUL CITY PLANNING COMMISSION	RECOMMENDED FOR APPROVAL THIS _____ DAY OF _____ AD, 20____ BY THE WEST BOUNTIFUL CITY CITY ENGINEER.	RECOMMENDED FOR APPROVAL THIS _____ DAY OF _____ AD, 20____ BY THE WEST BOUNTIFUL CITY ATTORNEY.	RECOMMENDED FOR APPROVAL THIS _____ DAY OF _____ AD, 20____ BY THE WEST BOUNTIFUL CITY COUNCIL.
CHAIRMAN, CITY PLANNING COMMISSION _____	WEST BOUNTIFUL CITY ENGINEER _____	WEST BOUNTIFUL CITY ATTORNEY _____	WEST BOUNTIFUL CITY RECORDER _____ MAYOR _____

MEMORANDUM



TO: Mayor and City Council

DATE: November 14, 2019

FROM: Ben White & Cathy Brightwell

RE: 2019 General Plan Update

West Bountiful City's last full General Plan update concluded in 2007. While state law does not require that the full plan be updated after any set number of years, it is recommended that it be updated every 8-10 years.

Additionally, in 2018, the legislature required that a city adopt by the end of 2019:

- (a) a land use element as provided in Subsection [10-9a-403\(2\)\(a\)\(i\)](#);
- (b) a transportation and traffic circulation element as provided in Subsection [10-9a-403\(2\)\(a\)\(ii\)](#);
and
- (c) for a municipality, other than a town, after considering the factors included in Subsection [10-9a-403\(2\)\(b\)\(ii\)](#), a plan to provide a realistic opportunity to meet the need for additional moderate income housing within the next five years.

In reviewing the plan, it may be helpful to look back on what has changed since the last full update process. Here is a list of some of the major changes the city has experienced since 2007.

- Development resulting in 20% population growth (4,675 to 5,650), with more houses being constructed;
- Completion of Legacy Parkway;
- Completion of the Frontrunner Rail System;
- Major expansion of HollyFrontier Refinery;
- Significant upgrades to the city's water, road, and parks infrastructure.

The Planning Commission has spent the past six months reviewing, editing and revising the General Plan section by section. In general, the goals and values expressed in the current General Plan continue to in the proposed draft plan. A public hearing was held on October 8th without receiving any public comment.

Staff has incorporated the City Council comments from the October 15th meeting. The enclosed is a clean draft of the General Plan.

WEST BOUNTIFUL CITY

ORDINANCE #419-19

AN ORDINANCE ADOPTING THE 2019-2039 WEST BOUNTIFUL GENERAL PLAN

WHEREAS, the West Bountiful City Council is empowered to adopt and amend the City's General Plan pursuant to UCA 10-9a-401; and

WHEREAS, the most recent update of the West Bountiful General Plan was 2006; and

WHEREAS, in 2018, the legislature required that a city adopt by the end of 2019 a land use element as provided in UCA Subsection 10-9a-403(2)(a)(i), and a transportation and traffic circulation element as provided in UCA Subsection 10-9a-403(2)(a)(ii); and

WHEREAS, for a municipality, other than a town, and after considering the factors included in UCA Subsection 10-9a-403(2)(b)(ii), adopt a plan to provide a realistic opportunity to meet the need for additional moderate income housing within the next five year, and

WHEREAS, the West Bountiful Planning Commission held a properly noticed public hearing on October 8, 2019, and unanimously voted to recommend the City Council adopt the amended General Plan including the required elements listed above.

NOW THEREFORE, BE IT RESOLVED by the City Council of West Bountiful City that the West Bountiful 2019-2039 General Plan be adopted as reflected in attached Exhibit A.

This ordinance will become effective upon signing and posting.

Adopted this 19th day of November 2019.

VOTING:

James Ahlstrom	Yea ____	Nay ____
James Bruhn	Yea ____	Nay ____
Kelly Enquist	Yea ____	Nay ____
Mark Preece	Yea ____	Nay ____
Andrew Williams	Yea ____	Nay ____

Kenneth Romney, Mayor

ATTEST:

Cathy Brightwell, City Recorder

November 6, 2019 Draft

WEST BOUNTIFUL CITY GENERAL PLAN

2019 – 2039

APPROVED: November 19, 2019



ACKNOWLEDGMENTS

Mayor Kenneth Romney

West Bountiful City Council

James Ahlstrom

James Bruhn

Kelly Enquist

Mark Preece

Andy Williams

West Bountiful Planning Commission

Denis Hopkinson, Chair

Laura Charchenko

Mike Cottle

Alan Malan

Corey Sweat

Dennis Vest

West Bountiful City Staff

Duane Huffman, City Administrator

Ben White, City Engineer/Zoning Official

Steve Doxey, City Attorney

Cathy Brightwell, City Recorder/Community Development

I. INTRODUCTION

1.1 Introduction

West Bountiful City is more connected than ever before to the rest of the Wasatch Front through the development of the ~~Utah Transit Authority~~ FrontRunner commuter rail system, the Legacy Parkway, and Interstate 15. Other than the far west side of the city, the majority of vacant land has been developed bringing with it more people and traffic. Growth and development in cities to the north and south contribute to this congestion. It is important for the City to continue to plan now for what the City should look and feel like throughout the next two decades.

~~The goal of the West Bountiful City General Plan is to anticipate the changes that will face the City in the future and provide direction for future growth and decision making. It should be viewed as a flexible guide capable of responding to unforeseen events or trends. To ensure consistency, relevancy, and timeliness, the General Plan should be reviewed and amended through a formalized process of broad public involvement.~~

General Plan Purpose and Authority

The goal of the West Bountiful City General Plan is to anticipate the changes that will face the City in the future and provide direction for future growth and decision making. It should be viewed as a flexible guide capable of responding to unforeseen events or trends. To ensure consistency, relevancy, and timeliness, the General Plan should be reviewed and amended through a formalized process of broad public involvement.

Utah State law requires that each city prepare and adopt a comprehensive, long-range general plan to focus on present and future needs of the city as well as address growth and development of land within the community. ~~Each city, “May determine the comprehensiveness, extent, and format of the General Plan.” (Utah Code Annotated 10-9-301)~~

Additionally, Section 10-9a-403 of the Utah State Code established the availability of moderate-income housing as a statewide concern, and it requires municipalities to propose a plan for moderate-income housing as part of their general plan. “Moderate-income housing” is defined as housing occupied or reserved for occupancy by households with a gross household income equal to or less than 80 percent of the median gross income for households of the same size in the county in which the city located. Median incomes are established by the U.S. Department of Housing and Urban Development (“HUD”) for the metropolitan statistical area (“MSA”), based on household size. Guidelines also state that no more than 30 percent of a household’s income should be spent on housing costs, including utilities.

1.2 Community Vision Statement

West Bountiful City is a quiet community located in southern Davis County with a strong vision for its future. This vision includes preserving the qualities and characteristics that make it a wonderful location to live, shop, and recreate. The vision also includes hopes and desires for improvements and expansions of specific aspects of the City and the services it provides. The goals, objectives, policies, and future plans included in this General Plan are designed to help the City achieve the aspirations outlined in this vision statement.

Land Use

West Bountiful is primarily a residential community that is proud of its agricultural history and highly values its rural atmosphere. Situated between I-15 and the Great Salt Lake, the City is somewhat isolated from the rest of Davis County, and has therefore been able to retain its rural character as the areas around it have become increasingly developed. The location of West Bountiful's primary commercial district - on the east side of Interstate 15 - helps maintain this rural feel by providing a buffer between primarily residential parts of town and those that are commercial. The rural qualities of the City are highly valued by the community, and future land use planning should preserve these qualities, and, at the very least, not negatively impact or alter the existing rural character of the community. ~~Interest has been expressed by the community for exploring a transfer of development rights program to facilitate the preservation of agricultural and open lands within the western part of the City.~~

West Bountiful is happy with the existing mix of land uses and densities and would like to maintain these. The community is interested in expanding some land uses: creating an additional office or light industrial park and allowing for greater variety in residential housing options in designated areas. The community enjoys the predominantly residential character of the City west of Interstate 15 and is happy to have all commercial development located along the outer edges of the City's boundaries. Thus, future commercial and light industrial opportunities are intended only along 500 South, the southern border of West Bountiful, or in the already-existing commercial corridor on the east side of Interstate 15. Similarly, in general the community would like any higher-density developments, such as multi-family housing, to be limited to the outer boundaries of the City.

The residents view the City as one where residents live together as a community and actively participate in the betterment of their neighborhoods. Residents insist on attractive and high-quality development, and clean, well-maintained neighborhoods and streets. West Bountiful is home to some stunning examples of early Utah architecture, and the City is committed to the preservation and enhancement of its historic district. Fostering attractive streetscapes within the historic district is a priority. The enhancement and beautification of the City's gateways through signage, lighting, and consistent streetscape design is a goal of the community.

Parks and Trails

~~The community has expressed a strong interest in~~ protecting existing parks and open spaces and ~~in~~ creating more permanent recreational opportunities are important to city residents within the City. Goals for new parks, recreational opportunities, and open space include an equestrian center, a natural observation/education area, a community recreation center, small neighborhood parks, and a network of trails throughout the City. The City recently completed a Park, Open Space, Recreation, Arts and Trails Master Plan which includes concepts for Specifically, the community has expressed a desire for more park space in the southern and western portions of the City, where current recreational opportunities are limited. The City would like to work with private property owners to incorporate parks into future subdivision designs as the southwest portion of the City develops. Enacting appropriate development incentives via ordinance will encourage development of such parks. In addition, the citizens are concerned with refurbishing some of the aged components of existing parks and ensuring the continued use and enjoyment of existing parks.

The Legacy Parkway provides West Bountiful ~~with~~ a unique opportunity to connect to a regional trail and greenway system. ~~The community would like to see the Legacy Parkway trailheads connected to the rest~~

~~of the City through a coordinated~~ An urban trail system of sidewalks, bike lanes, and multi-purpose paths ~~that connect to the Legacy Parkway trailheads is desirable.~~ – In 2010, the City constructed an East to West trail that ~~will follow~~ the North side of the DSB canal from 800 W to the Legacy Parkway Trail. Connecting the trail from 800 West to 600 West is being pursued. This trail will be a connector that provides ready access from the ~~main city park on the east to the Legacy trail on the west. center of town to the~~ This trail ~~also bisects the~~ Prospector Rail Trail (along the old DR&G right-of-way) ~~then further West to the Legacy Parkway Trail~~ which runs north-south through the residential portion of the City.

Bordering the Great Salt Lake, West Bountiful's character is in part defined by its wide-open spaces. The protection of this open space, whether undeveloped and natural or agricultural, is a priority for the community. The City is interested in maintaining these open space qualities and preserving the opportunity for future West Bountiful generations to enjoy them.

Transportation

West Bountiful City is faced with many changes. Legacy Parkway and the ~~Utah Transit Authority's~~ FrontRunner commuter rail has increased choices available to West Bountiful residents and contribute to an urban atmosphere; however, many West Bountiful residents cherish the rural qualities of their community and wish to retain those characteristics. West Bountiful must continue to participate in regional discussions and decisions on transportation and strive to maintain a rural feel. At the same time, West Bountiful should add the necessary accommodations to major transportation facilities so that motorists, bicyclists and pedestrians can travel safely and at reasonable speeds.

Socioeconomics

~~The City will build on its current positive image and quality of life to maintain its position as a residential community, offering a rural feeling with urban services. The City will continue to build on its strong retail economic base, through additional regional retail development, as well as expansion of neighborhood retail services. Business park and office development will also be pursued, along with life-cycle housing and expanded community amenities.~~

Housing

Residents of West Bountiful City value the high quality of homes and residential lifestyle of their community. Residents also value the opportunity to remain in the City as lifetime residents. The City therefore encourages community development that provides a greater range of life-cycle housing and housing types. However, preference is given to multi-family housing and other higher-density projects which occur at appropriate locations in the City - primarily along or near 500 South ~~or 500 West~~ along the shared borders ~~of West Bountiful and Woods Cross, and West Bountiful and Bountiful. Maintaining existing allowable density, and in some cases decreasing the density allowed, is important to West Bountiful citizens.~~

Annexation

The City is interested in exploring annexation options to help achieve the land use and socioeconomic goals of the community. The City has identified three guiding principles for assessing the annexation potential of additional land into West Bountiful City: 1) Logical, efficient and convenient delivery of services; 2) Visual corridors at entryways to City, including along Legacy Highway; and 3) Opportunities to

expand the current economic base. Annexation should be ~~actively~~ pursued ~~fairly aggressively~~ to ensure that property desired to be located within West Bountiful is not lost to neighboring communities.

Public Utilities and Community Facilities

The City recognizes the importance of providing high quality public utilities that support current demands as well as desired future land uses, and that work to ensure that utilities meet the needs of the population. The City also understands the importance of coordinating utility improvements with one another to achieve the best cost effectiveness. The community has indicated a need for improvements in storm water management and is concerned with issues related to flooding. Responding to these issues, the City and community have expressed a desire for a Capital Improvements Program that places emphasis on coordinating utility expansions and improvements to meet the current and future needs of the City, its businesses, and residents.

West Bountiful City provides its residents with high-quality, responsive, and professional public services. Residents are pleased with the level of service that they receive and feel safe in their neighborhoods. The community is pleased with the level of service provided by local law enforcement, garbage collection, education, and governmental entities. The City should continue to provide the same excellent quality of services to the community, and work to expand and enhance these services when possible. Ensuring adequate emergency service is a high priority to both the residents and the City. West Bountiful City and its residents are committed to improving access, both in and out of the City, in times of emergency and will work with the Utah Department of Transportation and local emergency responders to ensure the safety of the community.

Natural Environment

West Bountiful City is proud of its natural and developed environment and has expressed a significant community goal is to preserve open space. Residents place importance on open spaces located throughout the City including agricultural lands, current and future parks, trails, view corridors, and wildlife habitat areas. West Bountiful shares similar wildlife habitats as the shoreline of the Great Salt Lake, most of which are being protected by the Legacy Parkway and related open space preserves. These marshes, swamps, and wetlands provide an important framework for the remaining open spaces of West Bountiful. Preservation of these habitats and other open spaces will protect the natural environment and beauty of the area for current and future generations and set a tone for future development patterns.

West Bountiful recognizes that private landowners own the majority of the remaining open spaces within the City; therefore, the need to balance the delicate relationship of property rights, community interests, and the natural environment is important. With careful management and implementation strategies for private land developments within the City, the desires of current and future residents to protect open spaces and develop new parks and trails will allow the community to maintain its high quality of life which makes West Bountiful an attractive place to live, work, and recreate.

1.3 The Planning Process

At the beginning of this planning process, West Bountiful City was being guided by the goals and strategies of the 1990 – 2010 West Bountiful City Master Plan adopted in 1992 and the 2006 – 2026 West Bountiful City General Plan adopted in 2007. Although general plans typically include a twenty-year

vision, they usually have a functional life of about five years and require periodic updating. The 2019 West Bountiful General Plan builds upon the ideas and framework of the earlier plans and prepares the City for another decade of successful growth.

1.4 Approval Process

The West Bountiful City Planning Commission conducted a public hearing on October 8, 2019 to receive public comment and input on the 2019 West Bountiful City General Plan update. ~~On October 8, 2019, the West Bountiful City Planning Commission~~ after which it made a recommendation to the City Council on the adoption of the updated General Plan. After reviewing and revising the Draft Plan, the City Council adopted the 2019 General Plan Update on ~~xxx~~November 19, 2019.

1.5 General Plan Implementation

The implementation of the West Bountiful City General Plan involves the combined effort of citizens, developers, and policy making bodies acting on the information, goals, and policies it contains. Through their good work, the development policies outlined in this plan can be realized.

A major key to the success of the General Plan is the establishment of solid, implementable objectives and policies. Several important regulatory and administrative tools can be used to ensure the implementation of the General Plan. Each of the following tools play an interconnected and indispensable part in transforming the development policies of the General Plan into reality.

Zoning Ordinance

Land Use zoning is a basic tool of planning implementation. Zoning receives its legal basis from local state enabling legislation and can trace its beginning to the 1926 landmark U.S. Supreme Court case of Village of Euclid v. Ambler Realty Company. Title 17 Chapter 27 of the Utah Code Annotated, 1953, sets forth the powers of counties to establish zoning regulations. Cities and towns find their legislative right and authority to zone in Title 10, Chapter 9 of the Utah Code.

Local zoning ordinances control the use of land and influence the design and layout of individual development projects. In essence, a zoning ordinance is concerned with two issues: (1) the minimization of adverse impacts of one property upon another and; (2) the optimization of development patterns and activities considered desirable by the community. Therefore, the components of the zoning ordinance provide the basis for measuring whether the development policies are followed.

Traditionally, zoning ordinances have focused on regulating land development through such means as specifying minimum lot size, minimum building setbacks and maximum height, permitted and conditional uses, the placement of required landscaping, etc. A wide variety of special zoning ordinance provisions can assist in the implementation of General Plan development policies. These provisions include planned unit developments (PUDs), overlay or floating zones, performance standards, conditional or special uses, regulation of environmentally sensitive lands, non-conforming uses, and home businesses.

Subdivision Ordinance

Subdivision regulation became an important tool of city officials during the 1920s. The Standard City Planning and Enabling Act published by the United States Department of Commerce in 1928 made subdivision regulation a part of a comprehensive and continuing program of city planning, rather than a device used independently to achieve limited ends. Subdivision regulations were adopted by many communities following World War II to take advantage of federal GI and FHA programs designed to assist young married families in the purchase of new housing.

The adoption of a subdivision ordinance helps accomplish good neighborhood design, a unified street system, and efficient land use patterns. Subdivision design standards have three general purposes: (1) to prevent any subdivision development in sensitive environmental areas, such as land with a high water table, floodplains, or excessive slopes; (2) to ensure that all new subdivisions are in general compliance with the General Plan and; (3) to confirm that all proposed subdivisions are coordinated with abutting properties with respect to street connections, utility lines, drainage facilities, and recreational space.

Although subdivision ordinances vary from community to community, many have similar requirements and regulations. These regulations cover such subjects as road width and design; block design; curb, gutter and sidewalks; utility easements; landscaping; sewage disposal; street lighting; storm drainage; erosion and sediment control; and parks, recreation, and open space.

Redevelopment Authority

Redevelopment Authority (RDA) funding is used to create an opportunity to revitalize blighted commercial and residential areas. The Utah Neighborhood Development Act, Title 11, Chapter 19 of the Utah Code Annotated, 1953, authorizes cities to establish redevelopment agencies. Implementation tools of the agency include cost write-downs, eminent domain, tax increment financing, enterprise zones, and transfer of development rights.

Capital Improvements Program

A Capital Improvement Program (CIP), usually five years in scope, is a systematic long-range program to fund existing public facilities and provide for new construction. Goals, objectives, and policies established in the General Plan should serve as the basis for the CIP, which in turn, becomes an effective device in implementing the General Plan.

Historic Preservation

Title 11, Chapter 18 of the Utah Code Annotated, 1953, established the Historic District Act in 1967. This act allows local government to expend public funds for the preserving, protecting, and enhancing of historical areas and sites. Since its passage, the Historic District Act has been used by cities throughout the state to develop and adopt locally suited historic preservation programs and regulations.

West Bountiful adopted a Historical Overlay District, WBMC Section 17.24.110, in 2015 to preserve, protect and enhance historic areas and sites within the city. These regulations govern building exteriors within the historical district as they are erected or extensively altered.

Annexation Declaration

The Boundary Commission Act, enacted in 1979, established a state-wide policy for urban development

and annexation. The Act also provided for the creation of county Boundary Commissions for the purpose of reviewing protests, by affected entities, of annexations of greater than five acres. Cities are required to prepare an annexation declaration which should be accompanied by a map or legal description of unincorporated territories which the city is interested in controlling.

Negotiations

Formal bargaining between city officials and developers may result in agreeable trade-offs for a particular project. City officials can also negotiate with local businesses and civic leaders to help implement parts of the General Plan. The purchase of land for the buffering of heavy manufacturing, the straightening of shared city boundaries, and the placement of city gateway signs can be successfully negotiated.

Design Guidelines

~~Design guideline documents are a set of standards and guidelines which a city can use to ensure a consistent and complementary look among the architecture, streetscape, site design, and signage of developments within the city. Design guidelines can be prepared for residential or commercial land uses, historic districts or parking lots, signage, or street cross-sections. Although they are just guidelines, these standards can be provided to developers to help them understand the community's desired style, mass, scale, and design for all new development projects. If needed, these guidelines can be codified in a city ordinance and used to require that new developments meet the standards of the City and blend into the existing architecture and design of the community.~~

1.6 Updating the General Plan

The West Bountiful City General Plan was written as a framework for land use policies and plans designed to shape and guide the growth of the City for the next twenty years. Despite its long-range vision, the General Plan should be a dynamic document and updated every five to ten years. Upon the completion and implementation of a General Plan, the process of researching new data, evaluation and analysis of that data, plan formulation, and implementation should be on-going. A periodic re-evaluation process helps to maintain the validity of the goals, objectives, and policies of the General Plan itself. In addition, active efforts should be made to update ordinances and enact new ordinances to match the General Plan and help implement the goals outlined in the General Plan.

Annual Update Process

In order for the General Plan to be viable, effective, and current, the following process is provided as a guide for the review and revision of the Plan.

The General Plan's development goals, objectives, and policies should be reviewed annually as part of the City's report and budgeting process. Any revisions to the document will be submitted to the Planning Commission for their review and a public hearing will be held to receive important citizen input. All recommended changes to the General Plan will be submitted to the City Council for evaluation, adoption, or denial.

The General Plan should undergo a major revision every five to ten years. Updates should be timed with the release of the U.S. Census Bureau's release of new population information. The U.S. Census is the best data available for measuring the dynamics of municipal change.

Individual Requests Process

From time to time there will be requests to change the General Plan by individuals. The General Plan needs to remain flexible enough to change if circumstances warrant such. Careful evaluation is necessary to accurately weigh the individual petitioner's interest and the interest of the community as a whole.

With a written application, and accompanying documentation and supporting information, any individual may request that the General Plan be changed. Planning Commissioners should judge each application on its own merits, without concern of setting a precedent. They should review each request and base a decision on the evidence provided by an applicant and at a public hearing that overwhelming data supports the belief that the General Plan should be modified.

II. LAND USE

2.1 Goals & Objectives

GOAL 1: Maintain the existing quality of life and predominantly rural image of West Bountiful.

OBJECTIVE 1: Maintain a land use map that serves as a vision statement for the land use of the City, protects the characteristics of West Bountiful that are important to the community, and supports development and growth in appropriate areas.

POLICY 1: Review, and revise as necessary, the land uses categories identified in the City Code to ensure that they provide the necessary tools to implement the land use plan.

POLICY 2: Identify in the land use plan appropriate areas for future commercial development which will not adversely impact existing neighborhoods.

POLICY 3: Identify in the land use plan areas for future residential development.

POLICY 4: Identify in the land use plan key agricultural areas or open spaces to be preserved.

OBJECTIVE 2: Maintain large tracts of open or agricultural space in appropriate places to preserve the rural character of the City, but still allow for future commercial and residential development.

POLICY 1: Consider expanding the use of clustered development in areas with low density zoning to allow development potential, while still preserving large tracts of open space and the rural character of the community.

POLICY 2: Primarily maintain maximum density in designated residential areas, while considering the use of some flexible controls such as overlay zones, cluster development, or transfer of development rights (TDR) to provide for some flexibility in lot sizes and preserve open space.

POLICY 3: Regulate development in areas less suitable for development. These may include areas with high water tables, wetlands, wildlife or waterfowl habitat, and other sensitive areas.

GOAL 2: Promote pride for West Bountiful City with clean, attractive, and well-maintained districts and gateways.

OBJECTIVE 1: Identify key areas of the City for beautification efforts.

POLICY 1: Encourage street tree planting with all new development proposals, and the proper maintenance of existing street trees.

POLICY 2: Develop standards that minimize site disturbance and preserve large, mature trees, views, and other rural qualities in areas of future development.

POLICY 3: Review and enforce all zoning laws, especially those that control abandoned vehicles and the accumulation of junk and debris.

OBJECTIVE 2: Major gateways into West Bountiful City should be identified, protected, and enhanced in order to emphasize, preserve, and protect the character and appearance of the community.

POLICY 1: Maintain consistent sidewalk, park strip, curb, gutter, and sidewalk standards at gateways to the City and along key transportation corridors.

POLICY 2: Implement and monitor a sign control ordinance capable of providing for the needs of commercial areas while at the same time protecting West Bountiful City from the negative impact of visual clutter.

POLICY 3: Provide adequate, visible, and attractive street signs. Encourage the placement of "Welcome to West Bountiful City" signs at major entry points such as 500 South, 400 North, 1600 North, 500 West, and the north entrance to the City at 640 West.

POLICY 4: Promote the use of street and yard lights in new and existing neighborhoods.

GOAL 3: Protect the quality of existing residential neighborhoods, ensure new residential development is of high quality, and provide a variety of housing opportunities.

OBJECTIVE 1: ~~Provide~~Ensure architectural consistency and quality design for all new residential development.

~~POLICY 1: Develop a series of residential design guidelines to ensure new development meets the City's standards.~~

POLICY 12: Encourage new residential development to be compatible in lot size, design, and layout with adjacent neighborhoods.

OBJECTIVE 2: Provide housing opportunities for West Bountiful residents of all stages of life.

POLICY 1: Protect and maintain existing neighborhood densities, while allowing for flexibility for various dwelling sizes in appropriate places.

POLICY 2: Identify in the land use plan appropriate areas for a variety of dwellings sizes, to meet the changing needs of existing West Bountiful residents.

POLICY 3: Consider the use of multi-family or townhome mixed-use development as buffers between commercial and single-family residential areas, in the vicinity of the commuter rail station and near the commercial district east of Interstate 15, and other appropriate areas.

GOAL 4: Promote a stable economy by encouraging high-quality commercial and office development in appropriate areas.

OBJECTIVE 1: Provide for commercial, office, and light manufacturing development in appropriate places to strengthen the economic base of West Bountiful City.

POLICY 1: Maintain commercial design guidelines to ensure that new commercial development fits into the existing character of the West Bountiful community.

POLICY 2: Cooperate with neighboring jurisdictions to plan for commercial and office development along key transportation corridors and near the Legacy Parkway interchanges.

POLICY 3: Allow for small-scale neighborhood retail establishments in appropriately zoned areas West of I-15 to meet resident needs.

POLICY 4: Encourage regional retail development at 500 West and 400 North.

POLICY 5: Encourage business park development near the Legacy Parkway interchange, or within designated annexation boundaries.

OBJECTIVE 2: Establish clear guidelines regarding the ability to conduct business from home.

POLICY 1: Establish clear policies that allow for appropriate home businesses and that encourage cottage industries. Respect of the character of residential neighborhoods and do not allow for home businesses with undue levels of traffic, noise, unusual hours of operation, unsightly appearance or disruption of neighborhoods.

GOAL 5: Promote and protect West Bountiful City's heritage and historic areas.

OBJECTIVE 1: Protect and enhance West Bountiful's historic district as the heart and focal point of the City.

POLICY 1: Maintain a local Historic Preservation Overlay Zone, which encompasses the nationally recognized West Bountiful Historic District and additional historic properties near the heart of the City, as a local regulatory tool to ensure protection and enhancement of the City's historic properties.

POLICY 2: Maintain a Historic Preservation Overlay Zone ordinance, including performance criteria and design guideline language, to ensure that all new development, and redevelopment of existing historic properties, within the historic district respects and enhances the historic integrity of the district.

POLICY 3: Erect historic or vintage street signs with the original street names and numbering system along Onion Street, Howard Street, etc.

POLICY 4: Coordinate planning efforts within the historic district with the West Bountiful City Historic Preservation Commission to ensure that all new construction and streetscape projects enhance rather than compromise the integrity of the historic district.

OBJECTIVE 2: Identify opportunities for expanding the protection of historic structures within the City.

POLICY 1: Encourage the nomination of historic homes outside of the official West Bountiful Historic District for the National Register of Historic Places.

~~POLICY 2: Explore opportunities for designating additional nationally recognized historic districts, such as 1100 West, or expanding the boundaries of the current district.~~

POLICY 23: Consider the development of demolition and alteration restrictions for contributing historic structures in the City.

GOAL 6: Protect the safety and general welfare of the residents of West Bountiful City.

OBJECTIVE 1: Minimize the impact of industrial land uses on adjacent neighborhoods.

POLICY 1: Develop guidelines for the establishment of adequate buffer zones between industrial land uses and abutting commercial and residential uses.

POLICY 2: Where possible, establish minimum acceptable standards for noise levels, air quality, on-site lighting, odor, and water pollution.

2.3 Existing Land Use Patterns

West Bountiful City contains a variety of land uses. The City continues to evolve from an area once composed essentially of agricultural uses into a diverse urban community. Where at one time there were extensive tracts of natural wetlands, farmlands, and grasslands, there now exist subdivisions, and commercial and industrial businesses. West Bountiful City has successfully merged the best elements of both urban and rural uses into well balanced community.

West Bountiful City has approximately 2119 acres within its 2019 municipal boundaries. Developed land area has exceeded undeveloped land. Non-urban, undeveloped land is defined as agricultural, parks and recreation, vacant, etc. Urban, or developed land, includes residential land uses, industrial, commercial, and public or quasi-public, etc.

Existing Land Uses

Residential

Residential uses are by far the most common land use in West Bountiful City. The vast majority of residential units are single family homes. Other housing types, such as duplexes, multi-family units, and

mobile home parks account for a very small amount of land with West Bountiful City boundaries. Most duplex and multi-family housing is concentrated on or very near to 800 West. The majority of the City is currently comprised of three residential zoning districts with densities of one-acre, one-half acre, and one-quarter acre lot sizes

Commercial

West Bountiful City's primary commercial district is located east of Interstate 15 along 500 West (U.S. Highway 91). Scattered commercial development also fronts along 500 South. These businesses are primarily comprised of retail shops, restaurants, bulk warehouse stores, professional offices, car dealerships or small manufacturing firms. West Bountiful City's largest commercial businesses are the At Home, Lowe's, Ross and Costco shopping centers. The commercial districts are essentially separated from the rest of West Bountiful City by the freeway, and access across this large barrier is limited to a handful of under and over passes. Despite the somewhat inconvenient location of the City's commercial areas, West Bountiful residents prefer to keep the commercial part of the City separated from the rest of the primarily residential community.

Civic, Utility, and Religious

At the center of West Bountiful's historic district, the West Bountiful City Hall serves as the governmental and geographic heart of the City. The West Bountiful Police Department shares space within the City Hall building. The current City Hall was constructed in 2006 and is currently meeting the physical needs of the City and the Police Department. The Public Works department also is housed in a garage / office structure next to City Hall and adjacent to the Elementary School property. The Public Works department also has a materials and storage yard at the northwest corner of Jessie's Meadow subdivision. Ultimately the location of each Public Works facility is not optimal due to noise and traffic from heavy equipment in a residential and school zone. It is the intention of the City to relocate these facilities, as soon as practical.

There is only one school within West Bountiful City boundaries, the West Bountiful Elementary School. The elementary school is currently being reconstructed to accommodate the growing population as well as replace aged and failing infrastructure. Currently, middle and high school aged children attend Centerville Junior High, Bountiful Junior High, Viewmont or Bountiful High School.

There is no fire station located within the West Bountiful city boundaries. Fire service is provided by the South Davis Metro Fire District. There is one fire station located on the western side of Interstate 15 in North Salt Lake, which could be accessed if an event (fire, earthquake, flood, etc.) were to occur and block the limited access points across the freeway. A new fire station is currently being constructed in Centerville which will improve the response time for emergency vehicles.

There are a number of religious buildings located within the city boundaries, including four meeting houses for the Church of Jesus Christ of Latter-day Saints. Post office, library, and health care services are all provided in neighboring communities, and West Bountiful residents are content with driving out of the City for these services.

A large utility corridor travels southwest to northeast through the western portion of the city that includes overhead power lines and gas pipelines. The construction of buildings within this corridor will be restricted which creates a swath of land where open space, recreational and agricultural uses may be its best uses.

Industrial

There is a significant portion of West Bountiful land contained within the Holly Refinery industrial campus. The City values the company and its workers and desires to work with the refinery to ensure the safety of its workers. As environmental studies become more sophisticated and potential dangers are identified for the workers, the City supports the efforts of the refinery to protect its employees by strengthening and sheltering buildings and/or relocating buildings within the campus to include offices, warehouses and shops to areas that are considered buffer areas. Appropriate zoning needs to be considered to allow for the uses that are customary to mechanical, pipe fitting (welding), and construction shops. In providing means of securing the safety of the refinery's employees the City does not intend to increase the overall footprint of the refinery, nor encourage facilities closer to existing residential zones.

The refinery, whose property straddles 800 West, is typically a good neighbor and West Bountiful residents do not experience many negative impacts despite the close proximity of the refinery. The fact that 800 West does travel directly through the refinery poses some health, safety, and security risks to both residents and Holly Oil. The safety issue poses some compelling reasons to close this section of 800 West, but West Bountiful citizens would likely need another alternate north-south access route if this were to occur.

A few other, smaller industrial or manufacturing businesses are scattered along 500 South and 500 West, and typically have little to no negative impact on the greater West Bountiful community.

Parks, Recreation, and Open Space

The majority of park and recreation area is provided by the West Bountiful City Park, located next to I-15 on Pages Lane, and the West Bountiful City Golf Course on 1100 West. There is a small neighborhood park in the Birnam Woods₋₃ subdivision, and a very small pocket park in the very northernmost portion of the City. The southern and western portions of the City are currently not well served by the existing city park and golf course, and the population of West Bountiful could support additional park and recreation development. There is potential for additional neighborhood park development as the largely undeveloped western portions of the City eventually build out. This land is all privately owned. The City should work with private developers and landowners to ensure that park space is included in future subdivision developments. There will likely be overhead utilities, wetland and water table constraints to address when parks or other recreational facilities are developed in the southwestern quadrant of the City.

The City commissioned a Parks, Open Space, Recreation, Arts and Trails Master Plan which was completed in 2018. The Plan identifies needs and provides information and suggestions on how to plan to meet these future needs.

The construction of the Legacy Parkway included the development of a multi-use trail for bikes, pedestrians, and equestrians. The Legacy Parkway trail connects the communities along the entire Legacy Parkway. Four trailheads service the West Bountiful area at areas where roads have been converted to cul-de-sacs or re-aligned to accommodate construction of the Parkway. A larger regional trailhead with substantially more parking was provided on the west side of the Legacy Parkway at 500 South Street. This trailhead is accessible to West Bountiful residents via 500 South and provides access to a trail for the west-side of the Parkway running from 500 South to Center Street in North Salt Lake.

Independent of the Legacy Parkway development, the City has coordinated with UTA to create a multi-purpose trail along the abandoned Denver & Rio Grande Railroad alignment (Prospector Rail Trail) and with Davis County along the DSB canal (Onion Parkway Trail). These trails provide north-south and east-west access through the city to the Legacy trail.

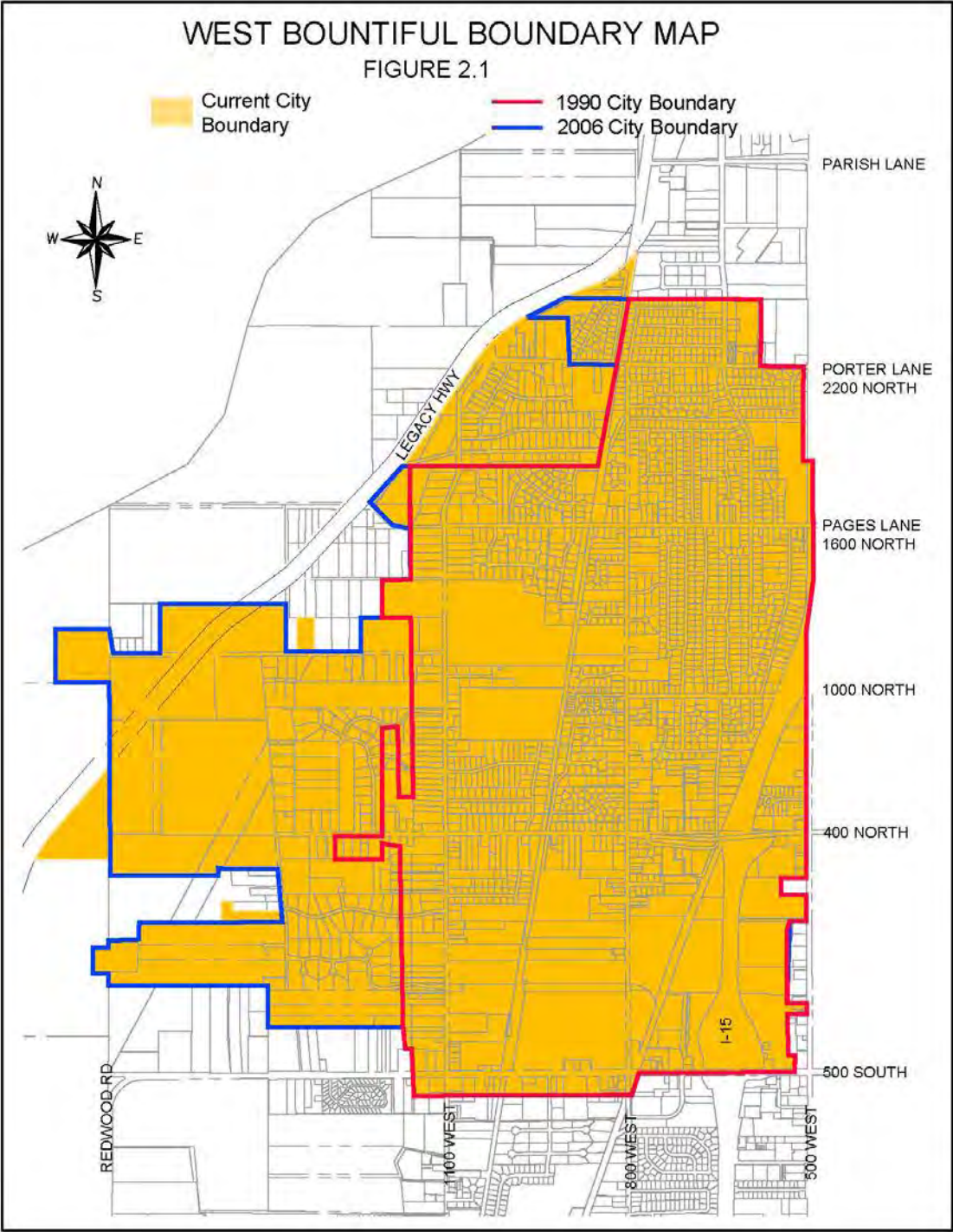
West Bountiful benefits from its surrounding open space. This open space is comprised of primarily privately-owned property within the western portion of the City. Much of this open space is currently used for agricultural purposes and will likely be converted into suburban residential development over time unless protected as open space by the community. The potential annexation areas on the western side of the City are all currently undeveloped and provide both open space and environmental values. There are a few vacant lots still scattered throughout the City. These will likely fill in with residential land uses over time unless set aside for small neighborhood or pocket parks. There is a large buffer of open space surrounding the Holly Oil refinery property. The buffer space is owned by the petroleum company and is important to maintain the safety and security of the refinery facilities. Although this property is not used by the public as recreational space, it is valuable open space to the community.

Agricultural

Residents of the community value the agricultural qualities of West Bountiful. Agricultural land, including farming, grazing of livestock, and horse property is the second most prevalent land use in West Bountiful City. Nearly all of the agricultural property within the City is located west of 1100 West and is currently zoned for a density of one dwelling unit per acre. Maintaining animal rights and lots large enough to support recreational farming and horses is a priority. The one unit per acre zoning applying to the majority of the land in the western portion of the City will eventually result in significant suburban development. If the preservation of rural character is a priority for the community, the current residential zoning will not be an effective regulatory tool in accomplishing this goal on its own.

Land Use Survey

Comprehensive land use surveys have been conducted in West Bountiful City over the past four decades. The first survey was completed in 1978 by Millard Consultants. The second study was the work of Weber State College students enrolled in an Advanced Planning Technique course as part of a 1989 class project. Despite the length of time since the last survey and the expansion of the City boundaries through annexation, the land uses within the City have not changed significantly since 1990. Figure 2.1 shows the city boundaries in 1990, in 2006 when the current General Plan was drafted, and current boundary.



2.4 Future Land Use Plan

The land use plan mirrors the current zoning and sets the foundation for all land use decisions within West Bountiful. The land use plan identifies general land use classifications and in some cases the density within the classification (i.e. medium density residential, rural density residential, etc.). Each of the land use classifications shown in the Future Land Use Map corresponds to classifications in the existing West Bountiful Zoning Ordinance (see Table 2.1).

Table 2.1	
West Bountiful General Plan Land Use Classification	West Bountiful City Code Zoning Classification
Parks and Open Space	Not associated with a particular zone
Commercial	(C-G) General Commercial
Neighborhood Commercial	(C-N) Neighborhood Commercial
Highway Commercial	(C-H) Highway Commercial
Industrial	(I-G) General Industrial
Business Park/Light Manufacturing	(L-I) Light Industrial
High Density Residential	(R-1-10) Residential
Medium Density Residential	(R-1-22) Residential
Rural Density Residential	(A-1) Agricultural Residential
Blended Use	Rural Density Residential/Commercial

Land Use Classifications

Open Space/Parks

This category is reserved for publicly owned recreation areas. Properties within the Parks and Open Space classification may contain uses ranging from simple undeveloped, natural open spaces to formal facilities such as a trail, recreation complex or developed park.

General Commercial

This classification includes uses intended to serve the commercial needs of the community at large. Automobile service, retail, hotel, office, restaurant, and similar types of uses are allowed under this designation. This classification also includes areas that contain large shopping centers of regional significance, such as the [GatewayShopke](#) and [West Bountiful CommonsCestee](#) developments along 500 West.

Neighborhood Commercial

The neighborhood commercial classification includes small commercial areas within primarily residential areas. This designation can contain a mix of land uses; however, the businesses are primarily smaller in scale than those found in a mixed-use or commercial area. Some neighborhood commercial areas may contain an “anchor” store such as a small grocer or market. These businesses are intended to serve the needs of a very specific neighborhood. Examples of small neighborhood commercial uses may include dry cleaners, convenience stores, small dental, medical, legal, insurance or other professional offices and day cares.

Highway Commercial

Highway commercial areas can contain a mix of land uses, such as commercial and office within the same area. Mixed land uses in the community commercial classification may be varied either vertically (i.e. mix of uses in one building such as an office over a retail establishment) or horizontally (i.e. single use buildings with different uses located next to one another). ~~The residents of West Bountiful are opposed to vertical mixed uses and have established Blended Use Zone to allow for horizontally mixed uses with buffering areas to transition into residential and agricultural zones.~~ Areas falling under this classification are located near 500 South ~~particularly at the west end of 500 South~~ and west of Interstate 15.

Industrial

This classification includes heavy manufacturing and other traditional industrial land uses. The only industrial area within West Bountiful is the Holly Oil Refinery.

Business Park/Light Manufacturing

This classification includes campus-like research and office developments, and smaller light industrial uses. These districts are usually located adjacent to or near intersections of major transportation corridors such as freeways and state roads and along main collector roads. Much of the land classified as business park/light manufacturing falls in the western portion of the City. There are some additional light manufacturing, or light industrial land uses currently existing along 500 South and ~~near~~ between the Union Pacific Railroad tracks and Interstate 15.

~~High~~Medium Density Residential

This classification applies to residential areas and subdivisions with a maximum density of up to four dwelling units per acre. Typical developments in the ~~medium-high~~ density residential designation are single family homes. This area may also include a limited number of multi-family housing which was constructed years ago. Such developments are not considered a permitted use today.

~~Medium~~Low Density Residential

This classification applies to residential areas and subdivisions with a maximum density of up to two dwelling units per acre. Areas assigned to this classification consist of single-family homes and may allow for some limited animal and agricultural uses.

Rural Density Residential

This classification allows both residential and agricultural land uses within the City, and areas within current city annexation boundaries. Many residents keep animals for their private use, and a few parcels are still used for limited agricultural purposes. This classification includes areas that are currently undeveloped or are used primarily for agricultural uses. These lands are currently zoned to allow one dwelling unit per acre.

Blended Use

This classification is a way to help with agricultural preservation by including commercial with rural density residential.

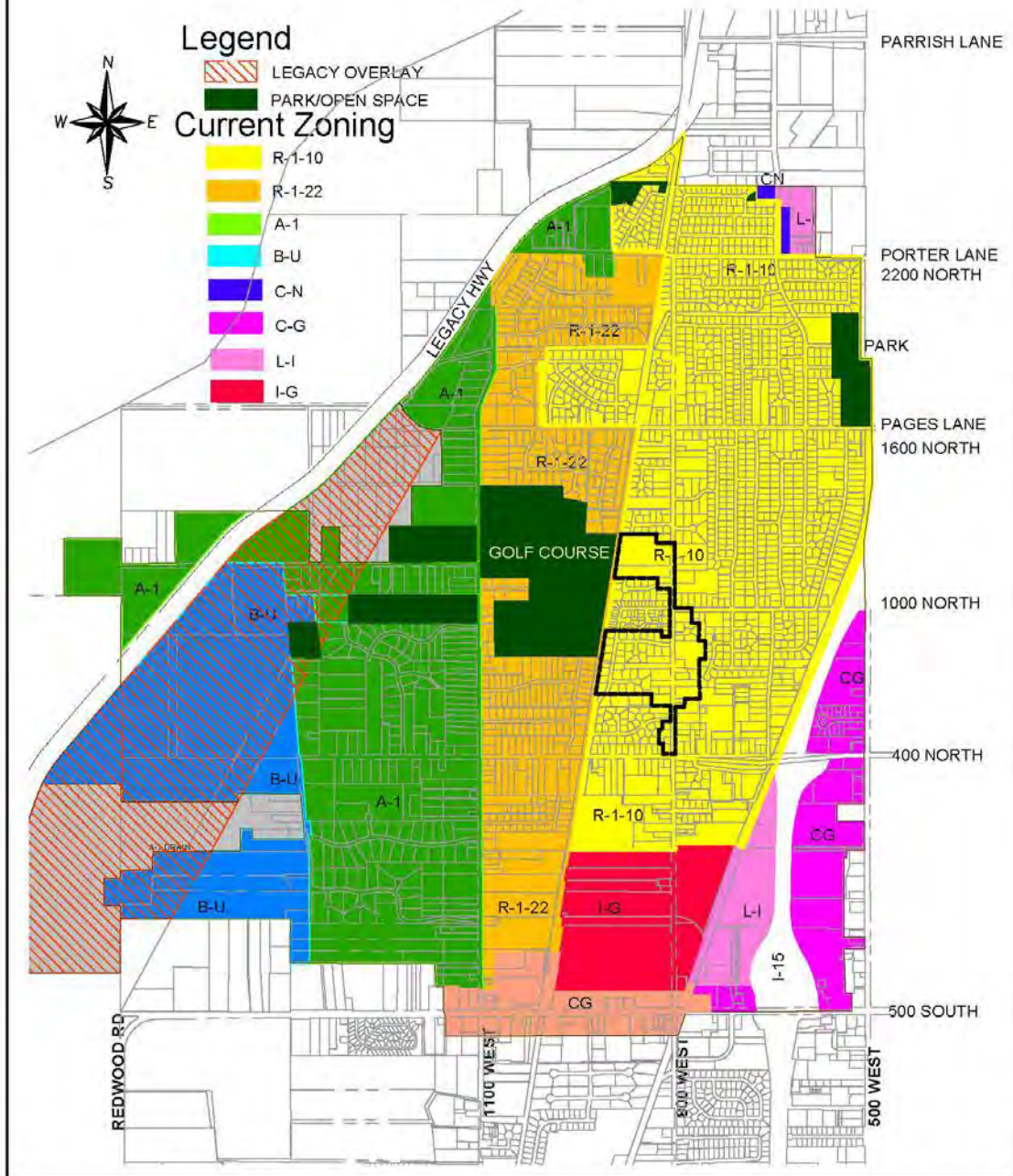
Table 2.2 below summarizes the past and present land uses. The Future Land Use Map (Figure 2-2) illustrates the preferred land uses in specific areas of the City. Generally, the map mirrors current land uses in those areas where the present use is deemed desirable and appropriate. Vacant areas, areas with inappropriate current uses, and areas likely to transition to other uses may carry different designations on the Land Use Map than their present use.

Table 2.2 WBC Land Use Percentage Comparison				
Land Use	1978		1990	2019
Residential	21.7%		23.4%	15.3%
Commercial	2.1%		3.3%	4.9%
Industrial	8.4%		9.3%	16.4%
Public	5.2%		6.8%	4.1%
Transportation	19.0%		17.1%	11.8%
Agriculture	38.8%		21.9%	36.8%
Vacant	4.8%		18.2%	10.7%
TOTAL	100%		100%	100%
<i>Source: 1978 West Bountiful City Comprehensive Plan, 1990 Land Use Field Study</i>				

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WEST BOUNTIFUL FUTURE LAND USE MAP

FIGURE 2.2



Overlay Zones

The West Bountiful Future Land Use Plan includes a Historic Preservation Overlay Zone and a Legacy Overlay Zone.

Historic Preservation Overlay

West Bountiful contains some extraordinary examples of historic Utah architecture. Enough historic homes exist along the 800 West corridor that the area was officially designated by the National Register of Historic Places as the West Bountiful Historic District in 2004. West Bountiful residents are very proud of the City's history and have a desire to preserve and celebrate this heritage through land use planning and urban design.

With the City Hall and an elementary school located within this same corridor, the historic district functions as the heart of the West Bountiful community. Because this historic district represents so much of the West Bountiful community heritage and serves an important role as the civic heart of the City, special consideration should be given to streetscape and urban design enhancements throughout this corridor.

To protect the integrity of West Bountiful's historic city center, West Bountiful has created a historic preservation overlay zone, shown on the Land Use Map (Figure 2-2), to create a local level tool for regulating development within this area.

The boundary of the local Historic Preservation Overlay Zone includes all lands within the official West Bountiful Historic District, as well as some additional historic properties along 1000 North. It should be noted that the nationally recognized West Bountiful Historic District is different than the local Historic Preservation Overlay Zone. The glossary of planning terms, included in **Appendix C** of this document, describes the distinction between these two tools and the various levels of protection that they can provide for historic structures. For purposes of this General Plan, the term "historic district" is used generically to describe all properties located within either the official West Bountiful Historic District or the Historic Preservation Overlay Zone.

The recommended Historic Preservation Overlay Zone is intended to ensure that all new development, and any modification or demolition of historic structures, is carefully evaluated to ensure that the action will not adversely impact the historic character and integrity of the area. It is recommended that the new Historic Preservation Overlay Zone ordinance be developed in conjunction with the West Bountiful Historic Commission.

Interest has been expressed by members of the community as well as City officials and staff for allowing additional development within the historic district of the City. Likewise, it is desired that any new development within the district be designed and constructed in a manner that contributes to, rather than detracts from, the historic character and feel of the area.

The City should consider a unique street cross section for the historic district, to enhance pedestrian safety and beautify the street

~~Regardless of the implementation of any traffic calming tools, the City should work to enhance the aesthetic and atmosphere of the district for both motorists and pedestrians, and to reinforce a sense of place within the historic district.~~ Urban design elements to consider include decorative street and pedestrian lighting (perhaps embellished with hanging plant baskets or flags), park benches along sidewalks or parkstrips, consistent street tree plantings, historic street signage, and upgraded sidewalk or crosswalk paving materials. Throughout this process, a commodity should be placed on ensuring that increased density~~high-density~~ development does not occur on property fronting 800 West. Increases in densities within the overlay zone may be conditionally awarded, but only upon demonstration that development proposals meet or exceed specific performance standards outlined in the Historic Preservation Overlay Zone ordinance. Performance standards in the ordinance may include:

- Guidelines for new construction to ensure a seamless blend with neighboring historic structures (building materials, colors, size, styles).
- Guidelines for modifications to existing structures to ensure preservation of historic integrity (building materials, colors, styles).
- Setbacks consistent with historic precedence.
- Historic signage and street lighting.

Legacy Overlay Zone

The Legacy Overlay Zone is centered on 500 South near the Legacy Highway. This is a joint zoning effort with Woods Cross City. Because future develop in this area will cross city boundaries, both cities recognized the value of having one set of development standards that spans both cities. The goal of the development standards is to construct projects which have similar architectural designs regardless of the city boundary. The design standards should include architectural details and styles, building materials, relative size and massing, colors, pedestrian access, streetscape amenities and landscaping.

~~The City should consider a unique street cross section for the historic district, to enhance pedestrian safety and beautify the street. There are a number of street design tools and techniques that may be useful in establishing a sense of place for both pedestrians and motorists as they enter into the historic district.~~ Streetscape amenities could~~These tools~~ include bulb-outs, neck-downs, chicanes, cross walk pavement treatments, landscaped medians, raised crosswalks, or roundabouts. The City should explore the impact of these and other options on street beautification, pedestrian safety, bicycle lane travel, on-street parking, and flow of traffic. ~~Pedestrian and bicyclist safety and street beautification should be the primary goals of any improvements to the historic district street cross-section; however, mobility for motorists should be considered as well.~~

~~Regardless of the implementation of any traffic calming tools, the City should work to enhance the aesthetic and atmosphere of the district for both motorists and pedestrians, and to reinforce a sense of~~

~~place within the historic district. Urban design elements to consider include decorative street and pedestrian lighting (perhaps embellished with hanging plant baskets or flags), park benches along sidewalks or parkstrips, consistent street tree plantings, historic street signage, and upgraded sidewalk or crosswalk paving materials. Throughout this process, a commodity should be placed on ensuring that high-density development does not occur on property fronting 800 West. Increases in densities within the overlay zone may be conditionally awarded, but only upon demonstration that development proposals meet or exceed specific performance standards outlined in the Historic Preservation Overlay Zone ordinance. Performance standards in the ordinance may include:~~

- ~~● Guidelines for new construction to ensure a seamless blend with neighboring historic structures (building materials, colors, size, styles).~~
- ~~● Guidelines for modifications to existing structures to ensure preservation of historic integrity (building materials, colors, styles).~~
- ~~● Setbacks consistent with historic precedence.~~
- ~~● Historic signage and street lighting.~~

Future Land Use

The residents of West Bountiful are proud of the character, neighborliness, and personality of the City. The West Bountiful Land Use plan intends to carry forward these same attributes into the future. In general, the land use plan maintains the same land use patterns already occurring within the City:

- Low-density residential development will be protected from higher intensity uses, and from traffic created by higher intensity uses.
- Commercial development will be concentrated along major transportation corridors.
- Existing parks and open spaces will be maintained, and open spaces will be preserved
- The historic district will remain as the centerpiece of West Bountiful and will be protected and enhanced.

Gateway Enhancement

A gateway is a prominent entrance to a city or community that provides visitors and residents with an initial glimpse into the character of the community. Gateways provide the first visual impression of a city. These first impressions are key in defining a city's role in the larger region. West Bountiful, like most cities along the Wasatch Front, is a suburban community bordered by more suburban communities. Often the municipal boundaries become blurred and indistinct. Gateway enhancements are one way to help create a sense of place and identity for a community. The goal is for visitors to know that they have entered a new City when they cross through a major gateway.

West Bountiful currently has a number of key gateways ([500 West](#), [640 West](#), [500 South](#), [Pages Lane \(1600 North\)](#), and [400 North](#)), and is soon to have two more as the [Legacy Parkway](#) is completed. West Bountiful has much to share with its neighbors and visitors, and the City's gateways should reflect the City's key values and qualities. Gateway enhancements should include both landscaping and signage. Designs should use consistent elements yet be adaptable to various locations. Using similar design

elements will create consistency and a seamless presentation to visitors regardless of which gateway they cross.

Another type of gateway which exists in West Bountiful, although not a physical threshold into the City, is the view of the City from the Legacy Parkway. Although people may not stop in West Bountiful, they should get a sense for the community when traveling along this corridor. By protecting the agricultural and open lands along the western edge of the City, West Bountiful conveys a clear statement to Legacy Parkway travelers that this is a city which cares about its heritage, natural resources, and future generations. Many communities do not have the opportunity, or foresight, to set aside large tracts of open space, and West Bountiful should display this tremendous resource.

Commercial Districts

West Bountiful has two primary commercial districts within its boundaries: 500 West and 500 South. Similar to a city's gateways, the appearance of commercial districts can speak to the values and characteristics of a community. There are components of commercial district/corridor designs that can greatly influence the overall feel and aesthetics of the community. Among other considerations, a good commercial district should include the following:

- Pedestrian amenities.
- Streetscape design.
- Building mass and scale.
- Architectural style and detailing.
- Building materials and colors.
- Signage standards (pole, monument, blade, flush mounted, materials).
- Permeability of storefronts (entrances and fenestration).
- Building and parking location and orientation.

West Bountiful has an opportunity to establish a consistent look, character, and feel for all commercial areas within the City. It is recommended that the City prepare a set of commercial design guidelines to ensure that all new commercial development meets the City's standards, and consistently contributes to the overall aesthetic and character of the City. At a minimum, the commercial districts of the City should include:

- Accommodations for pedestrians along the street and through parking areas.
- Improved streetscape treatments like landscaping, street lighting, and wider sidewalks.
- Shared driveways and access points.
- Decreased building setbacks.
- Parking to be located behind buildings.
- Attractive, downward-shining lighting to enhance safety of the street at night and minimize light pollution.

Neighborhood Enhancement

West Bountiful is a primarily a residential community, and therefore preservation and enhancement of the City's neighborhoods is one of the most important elements of land use planning for the City. West Bountiful includes neighborhoods of all different ages, densities, and characters. The design guidelines could be organized around the three different residential land use classifications and zones:

- Rural Density Residential/Agricultural (A-1):
- ~~Medium~~Low Density Residential (R-1-22):
- ~~High~~Medium Density Residential (R-1-10):

Agricultural Preservation

The rural, open feel of West Bountiful was identified by the local community as one of the City's greatest assets. Residents expressed a desire to maintain the small town, rural feel of their community as the City plans for inevitable growth and development. Most of the land within West Bountiful's municipal boundaries was once agricultural land, and much of this has slowly transitioned into more suburban residential land uses over time. However, much of the western portion of the City still remains agricultural. In addition to the agricultural lands within the City's boundaries, there is undeveloped land identified for annexation between the Legacy Parkway and City's western border.

West Bountiful has an opportunity to be proactive in its land use planning to ensure the preservation of as much land as possible both within the existing municipal boundaries and potential annexation areas. While preservation of open space, rural character, and viewsheds are priorities for the City, the respect of private property rights is also a priority. Therefore, development will be allowed to occur within the current municipal boundary per the established base zoning.

One way to help preserve agricultural space is to consider clustered development. Clustered development does not mean "high density" development. The term is used to simply describe the layout and distribution of development lots. It does increase the allowable density of a small area, but the overall average density of the larger area remains the same. For example, consider an area with a base zoning of one dwelling unit per acre. In a 50-acre area, a typical development would contain 50 one-acre lots. Alternatively, the same area could also be developed with 50 one-half acre lots and 25 acres would be saved as open space. The development would have the same number of units, but 50% of its space is reserved for open space use. The purpose of clustering is not to allow increased densities, but rather to preserve open spaces within individual developments.

2.5 Tools and Implementation Strategies

There are a number of tools that West Bountiful can use to implement the Future Land Use Plan and achieve the goals and objectives outlined in this Chapter.

A future land use map is one of the most valuable tools a City can employ to direct future land use patterns and decisions. West Bountiful's Future Land Use Map, found in this chapter as Figure 2-2, outlines the way the City would like all future land use patterns to be shaped. The map, and associated land use classifications, should be referred to when any new development or rezoning is proposed. The Map should serve as a guide to city planners when evaluating whether a zone change is appropriate or consistent with the City's plan for that particular area. Referring to the map when making these types of decisions will ensure that all future development, or redevelopment, within the City is compatible with the desires and vision of both the City's leaders and its residents. The map can be adjusted during the process of refinements to this General Plan, if circumstances arise in the future that suggest the need to do so.

City Ordinances and Zoning Map

A city's zoning map and ordinances are the city's primary tools for implementation of its Land Use Plan. Unlike a Future Land Use Map, a zoning map and ordinance gives a city legal authority to restrict what level and type of development can occur on a particular parcel.

III. PARKS AND OPEN SPACE

West Bountiful City recognizes the value parks, trails and other open space provides to the City. For these reasons the City ~~recently hired Landmark Design to~~ completed a Parks, Open Space, Recreation, Arts and Trails Master Plan. A full copy of the 2018 Plan is included in Appendix 1.

IV. TRANSPORTATION

4.1 Background and Introduction

A transportation network is more than streets and cars: it is a fabric of motorists, bicyclists, pedestrians, and mass transit capabilities sharing the same spaces. Each of these transportation modes plays a critical role, and it is important to have these choices available. However, given issues like, diminishing air quality and climate change, transportation networks may be fundamentally different in thirty years compared to today.

With easy access to Legacy Parkway, Interstate 15, and the FrontRunner train, West Bountiful can direct efforts to consider additional ways to enhance its transportation network.

The structure of this Transportation Element focuses on roadways, transit, and Active Transportation modes. Each transportation mode is discussed based on its role in West Bountiful City in 2019, and the role it might play in the future. Figure 4.1 is the City's Transportation Master Plan.

Vision Statement

Legacy Parkway and the Utah Transit Authority's FrontRunner commuter rail have increased choices available to West Bountiful residents and contribute to an urban atmosphere; however, many West Bountiful residents cherish the rural qualities of their community and wish to retain those characteristics. West Bountiful must continue to participate in regional discussions and decisions on transportation and strive to maintain a rural feel. At the same time, West Bountiful should add the necessary accommodations to major transportation facilities so that motorists, bicyclists and pedestrians can travel safely and at reasonable speeds.

4.2 Goals and Objectives

GOAL 1: Plan for transportation needs in West Bountiful City, and work with local, state, and regional decision-makers regarding issues that affect the City.

OBJECTIVE 1: Maintain representation for West Bountiful City on local, regional, and state transportation and land use technical and decision-making bodies.

OBJECTIVE 2: Encourage dialogue with land use and transportation planning partners in surrounding cities.

OBJECTIVE 3: Continue to refine and update the five-year Capital Improvements Program, including transportation infrastructure.

OBJECTIVE 4: Explore additional funding sources for improving the current street system, such as Federal-Aid Urban funds, state gasoline tax money, etc.

GOAL 2: Balance access, mobility, and safety on West Bountiful City streets, making best use of existing facilities and programs before investing in additional infrastructure.

OBJECTIVE 1: Integrate transportation systems into the development review process for West Bountiful City. New development projects should be reviewed by staff to ensure that any modifications to transportation systems meet the intent of the Master Transportation Plan.

OBJECTIVE 23: Actively participate in any ongoing plans regarding the Legacy Parkway, 500 South, Interstate 15, and commuter rail; these projects impact transportation patterns in West Bountiful, and the City should be involved in decisions made regarding these facilities.

OBJECTIVE 34: Pursue avenues for increasing the number of north-south routes through West Bountiful City, such as a new 1450 West alignment. Consider ways to improve north-south connectivity when approving future developments in West Bountiful City.

OBJECTIVE 45: Continue to work with UDOT and Union Pacific Railroad to find optimal solutions to the railroad crossing issues in West Bountiful, particularly at 500 South and Pages Lane.

OBJECTIVE 56: Promote a consistent and continuous transportation network among existing and future development.

POLICY 1: Restrict lengths of dead-end streets and require second accesses for streets longer than a specified length.

POLICY 2: Require provisions for temporary turnarounds on dead-end streets.

POLICY 3: Establish pedestrian, bicycle, and equestrian paths that are consistent with maintaining a rural environment. Consider an improved cross section on busier streets such as 800 West or 1100 West.

POLICY 4: Require all utilities to be installed underground in new subdivisions.

GOAL 3: Provide safe and connected bicycle and pedestrian facilities.

OBJECTIVE 1: Create connected bicycle and pedestrian facilities on major routes accessing the commuter rail station in Woods Cross (for instance, 500 South and 800 West). Encourage the use of non-motorized transportation modes to access commuter rail.

OBJECTIVE 2: Examine areas with high pedestrian volumes and evaluate the need and possibility for added crosswalks or other types of pedestrian crossing treatments. These may include pedestrian-activated flashing lights, pavement treatments, or pedestrian signals.

OBJECTIVE 3: Prioritize completion of missing sidewalk sections by identifying heavily used school routes, recreation paths, and transit access routes.

OBJECTIVE 4: Ensure that pedestrian facilities accommodate the needs of people of all physical abilities.

POLICY 1: All new transportation projects, including roadways and pedestrian facilities, should include accommodations for the physically disabled and meet all Americans with Disabilities Act (ADA) standards and requirements.

POLICY 2: All existing transportation (vehicular and pedestrian) facilities that do not currently meet ADA standards, should be brought into compliance as soon as resources are available.

GOAL 4: Increase access to transit facilities.

OBJECTIVE 1: Engage in discussions with the Utah Transit Authority to increase transit options in West Bountiful City, for example, feasibility of transit modes such as bus rapid transit or light rail, frequency of service, flexible bus routes, or locations of fixed transit routes.

4.3 Existing Conditions

This section describes each of the major transportation modes in West Bountiful, by identifying existing features for each mode and major issues that keep those modes from functioning at peak performance. The Future Transportation Plan section later in this chapter provides recommendations on how these problems might be remedied.

Traffic

Major traffic routes in West Bountiful include:

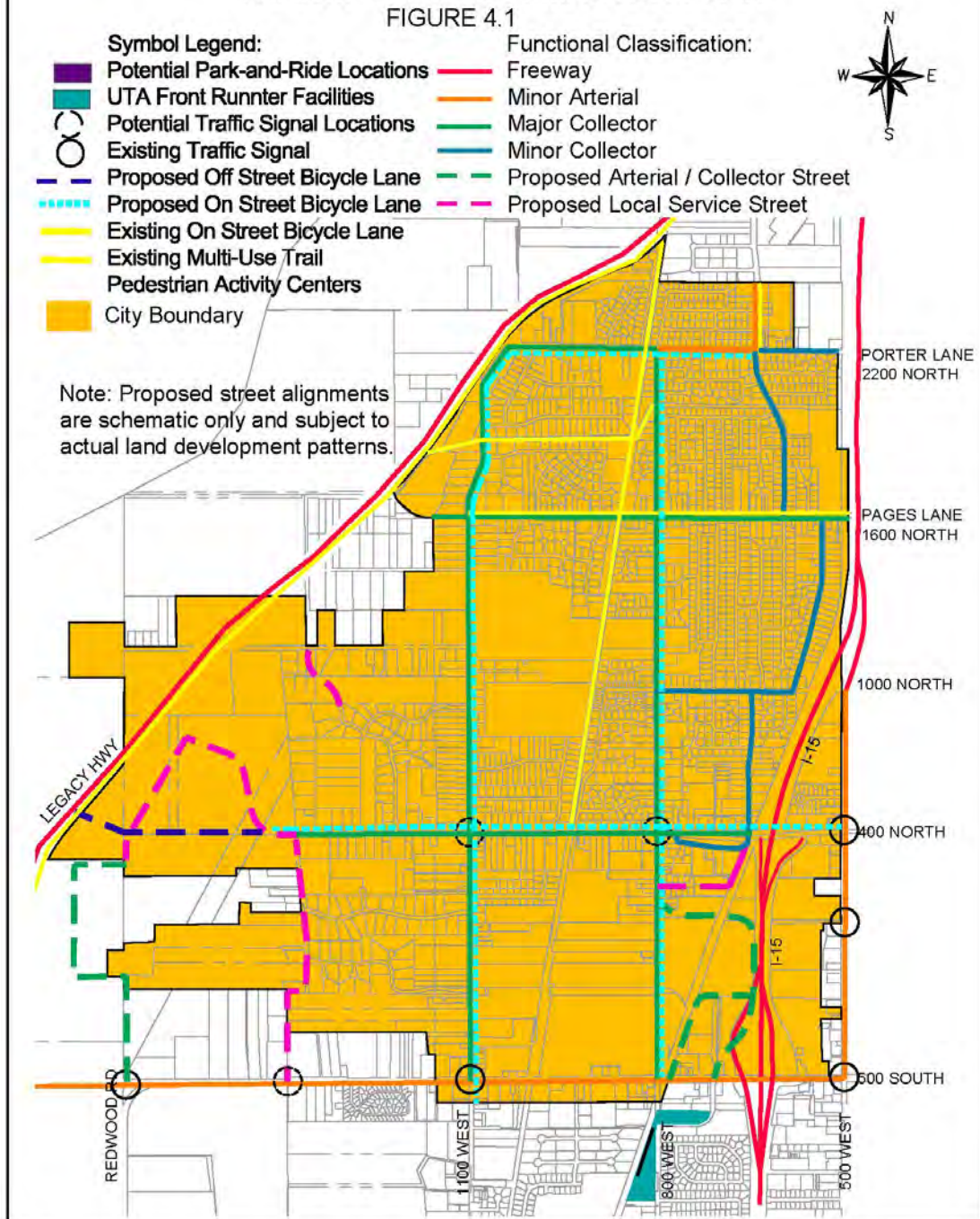
- Interstate 15 (I-15)
- Legacy Parkway
- 500 South
- 400 North
- Pages Lane (1600 North)
- Porter Lane (2200 North)
- 500 West
- 600 West
- 800 West
- 1100 West

Issues Identified

West Bountiful faces several traffic challenges. These include a lack of north-south travel routes, railroad obstacles, and access onto 500 South from side streets.

TRANSPORTATION MASTER PLAN

FIGURE 4.1



North-South Access

West Bountiful has two major north-south routes west of I-15: 800 West and 1100 West. North and south-bound traffic is limited to these routes because no others extend through the city.

Railroad Obstacles

The Union Pacific Railroad (UPRR) complicates east-west access. UPRR functions as a freight line along the Wasatch Front, and FrontRunner commuter rail runs parallel to UPRR. UPRR has at-grade crossings in West Bountiful at 500 South and Pages Lane. During peak traffic periods, train crossings cause queuing on either side of the railroad. Traffic also disperses through residential neighborhoods to circumnavigate the trains. A particularly popular detour for eastbound traffic stopped at the Pages Lane crossing is 550 West – 660 West to access the 400 North I-15 overpass. This adds detour traffic to residential streets, and residents complain about speeders along this route.

500 South Accessibility

500 South is difficult to access from 800 West street due to traffic volumes and proximity to the railroad tracks. This intersection is not signalized and is close to the railroad tracks.

Transit

Utah Transit Authority (UTA) provides public transit service along the Wasatch Front, including West Bountiful. West Bountiful has one bus transit route that serves the city. It provides service to downtown Salt Lake City twice in the morning and two northbound routes in the evening. The Woods Cross Front Runner train station is located on the south side of 500 South. Pedestrian access across 500 South is difficult except at 500 West and 1100 West where traffic signals with cross walks are constructed.

Issues Identified

- Off-peak transit service is desirable.
- Need for more local circulation.
- Need for park-and-ride lots in West Bountiful. Improved Active Transportation access to the Woods Cross Front Runner station is desirable.

Active Transportation (Bicycle and Pedestrian)

Bicycle and pedestrian facilities in West Bountiful are consistent with its rural nature. Many streets have two lanes of pavement plus a shoulder, but no curb, gutter, sidewalk, park strip, or street trees. Newer subdivisions, located in interior areas of West Bountiful City, frequently have a more developed cross-section and include curb, gutter, sidewalk, and park strip.

The City completed an Active Transportation Plan in 2016. A copy of the Plan can be found in the Appendix 3.

Issues Identified

On busier streets such as 800 West and 1100 West, the lack of complete infrastructure presents a dangerous situation for bicyclists and pedestrians.

4.4 Future Transportation Plan

Roadway Network

700 West/800 West Alignment:

To allow for construction of the FrontRunner commuter rail, 800 West was closed between 500 South and 700 South in Woods Cross. Formerly, 800 West connected West Bountiful and Woods Cross, but this connection has now been broken. There are also safety concerns with a general public access through the Holly Frontier refinery. The solution preferred by West Bountiful is to re-align 800 West around the Holly Frontier property and tie it into 700 West in Woods Cross. 800 West would then be closed between roughly 400 South and 500 South.

There are two major complications with this alignment. First, it requires an additional crossing of the UPRR tracks to tie back into 800 West north of Holly. UPRR will not likely agree to an at-grade crossing, so a grade-separated crossing will probably be necessary. A bridge structure of this alignment will be costly. It is not known, at this point, where funding for that bridge would come from.

Proposed 1450 West Alignment:

A new collector is proposed at 1450 West, to increase the number of north-south routes in West Bountiful. 1450 West is a natural choice for two reasons. It is the next logical connection, given the three-block spacing between 500 West, 800 West, and 1100 West; and it connects to the existing terminus of 400 North. This road will serve primarily as an additional option for traffic attempting to reach 500 South and the Legacy Parkway from the southwesterly parts of the City.

Proposed 220 North - 650 W Alignment:

A new residential street is proposed that would connect the existing 220 North roadway to 650 West. This new roadway would correct a nonconforming cul-de-sac at 220 North, by providing a second outlet, and would provide a connection to 800 West for these residential neighborhoods. The road would extend 220 North to the east, up to the western edge of the Union Pacific Railroad alignment. It would then turn north, follow the railroad tracks, travel under 400 North, and connect to 650 West. Residents in these neighborhoods may experience an increase in traffic since this alignment would create a greater connection to 800 West. The intersection with 650 West would need to be designed to allow for a proper 90-degree intersection.

Proposed Cross-Sections

Most of West Bountiful's transportation network has the same cross-section. This consists of two travel lanes and shoulders of varying widths, curb and gutter, park strip, and sidewalk. While West Bountiful has a unique rural identity which should be preserved, in some instances this conflicts with public safety issues. For instance, it is well established that West Bountiful's residential area is limited to two primary north-south routes: 800 West and 1100 West. As development increases, these roads will experience more pressure, and bicyclists and pedestrians will be more at risk.

To reduce hazards to non-motorized transportation modes, bicycle lanes and sidewalks should be added to both sides of major collector streets. Bicycle lanes should be at least 4 feet wide (preferably 5 feet) and be marked in accordance with the Manual on Uniform Traffic Control Devices (MUTCD). Sidewalks should also be a minimum of 4 feet wide.

Functional Classification

The purpose of functional classification is to organize a roadway system into a hierarchy. This hierarchy allows for varying degrees of functionality: some streets maximize access to adjacent properties, while others limit access in favor of maintaining high travel speeds. As the functional classification of a facility increases, more restrictions are placed on access. If mobility is the primary function, access should be limited; if access is the primary function, mobility will be limited. There are five functional classes of roads in West Bountiful: freeways, minor arterials, major collector, minor collector and local streets. These five classes are described below. Following these descriptions is a table identifying the functional classifications of major West Bountiful Streets.

Freeways:

Freeways serve mobility rather than access, have interchanges at one-mile intervals, and accommodate high speeds (55 mph or higher). In West Bountiful, both Interstate 15 and Legacy Parkway qualify as freeways. They provide no access to adjacent properties, and link West Bountiful to major regional and national destination points. The Legacy Parkway extends from I-215 in Salt Lake County to the SR-89 interchange in Farmington with interchanges at I-215, 500 South, Parrish Lane, Park Lane and SR-89. Legacy Parkway and I-15 reconstruction is likely in the area in the future.

Principal Arterials:

These roads move traffic within Davis County, and provide direct access to freeways. 500 South is an example of a principal arterial in West Bountiful. 500 South is also classified by UDOT as a Regional Urban or Regional Priority Urban facility (depending on segment). These facilities may have traffic signals every half-mile, with streets spaced 660' apart. They are typically located in urban areas and can accommodate moderate speeds (45 mph or higher) and moderate to high traffic volumes. 500 West is also a principal arterial in West Bountiful and is classified by UDOT as a Regional Priority Urban facility.

Major Collector:

These collectors perform a function similar to principal arterials but allow more access to adjacent properties. These streets typically have approximately 66 feet to 80 feet in right-of-way and connect to other collector streets. While several streets in West Bountiful function as major collectors, the land uses along these corridors indicate that they were not intended to serve this purpose. For instance, 400 North, 800 West and 1100 West serve as major collectors. They connect traffic from other collectors and local streets onto arterials and freeways such as 500 South, Porter Lane and I-15.

Minor Collectors:

Minor collectors function as providers of both mobility and access to residential and commercial areas of the City. Collectors are typically spaced at half-mile intervals or shorter distances, and have intersections placed 300' apart. Speeds on collector streets are limited to 25 – 30 mph. Right-of-way widths on West Bountiful collectors range from 56' – 66'. 1000 North, 600 West, and 660 West are all examples of minor collectors in West Bountiful.

Local Streets:

Local streets are the lowest functional classification, providing the highest level of access and the least mobility. Movement on local streets typically channels to collectors and onward through the street hierarchy. Trips on local streets are generally short, and traffic volumes are relatively low. Through traffic should be discouraged on local streets, and speeds should be no higher than 25 mph.

Table 4.4	
Functional Classification	West Bountiful Examples
Freeway	Interstate 15, Legacy Parkway
Minor Arterial	500 South, 500 West, 640 West
Major Collector	640 West , 800 West, 1100 West, Pages Ln, 400 North and Porter Lane
Minor Collector	1000 North, 550 West, 600 West, 660 West
Local	All other residential streets

Section V Socioeconomics (deleted)

VI. HOUSING

6.1 Background and Introduction

West Bountiful is a community made up of a mix of historic homes, middle class homes, new high-end developments, and a mobile home park. There are approximately 1610 occupied housing units for its 5700 residents located with easy access to I-15 and Legacy Parkway. Most residents commute to locations outside of the City for work and school, making West Bountiful largely a “bedroom community.” However, the City also has a strong retail component and is a regional retail destination for much of southern Davis County.

This section will address the current housing available in the City and evaluate compliance with affordable housing guidelines as set forth in Section 10-9a-403 of the Utah State Code

Vision

Residents of West Bountiful City value the rural and residential lifestyle of their community and the opportunity to remain in the City as lifetime residents. The City therefore encourages community development that provides a range of life-cycle housing and housing types. ~~Maintaining existing allowable density, and in some cases decreasing the density allowed, is important to West Bountiful citizens.~~

Summary of Findings

The most recent analysis indicates that there currently exists a reasonable opportunity for individuals with moderate incomes to obtain affordable, quality housing in West Bountiful and that the City meets statutory requirements. Roughly estimated, the percentage of units affordable to moderate income households, ~~those (households~~ making 80 percent or less of Area Median Income (“AMI”)) ~~is seventy-four~~ seventy percent ~~(74%)~~.

Opportunity for affordable housing comes mainly in the form of single-family dwelling units located throughout the City. Rental units are scarce, about 8% of total housing units. Due to the relatively small number of rental units, ~~H~~households that are unable to qualify for housing loans would have a more difficult time finding housing in West Bountiful, ~~due to the relatively small number of rental units.~~

~~Statistics From MIH 2018 Figures~~ in the most recent American Community Survey and current projections show that there is a variety of moderate-income housing options in West Bountiful, and this housing stock should be sufficient for the city's needs over the next five years. This stems from the city's older housing stock, and available affordable rental units, including a mobile home park.

6.2 Goals and Objectives

GOAL 1: Maintain the pleasing and well-kept appearance of all neighborhoods.

OBJECTIVE 1: Encourage well-maintained neighborhoods through community clean-up days, code enforcement, upkeep of vacant lots, and beautification awards and awareness.

GOAL 2: Allow housing that meets the demands of all stages of the life cycle, including starter and senior housing, where appropriate.

OBJECTIVE 1: Expand the range of existing housing available to accommodate the housing needs of a wider range of life stages which includes the development of starter and senior housing in appropriately zoned areas.

POLICY 1: A commodity is placed on ensuring that any multi-family housing and other higher-density projects occur at appropriate locations in the City, which is primarily along or near 500 South ~~and 500 West~~ along the shared borders ~~s with of West~~ Bountiful and Woods Cross.

POLICY 2: Multi-family or townhome mixed-use development should be limited to locations that provide buffers between commercial and single-family residential areas.

POLICY 3: Continue to allow accessory dwelling units as a way to provide senior and starter housing.

6.3 Existing Conditions

The Median Income for West Bountiful based on the U.S. Census – 2012-2016 American Community Survey 5–year estimates, including benefits, is \$84,784. Moderate Income is 80% of the median or \$67,827. Based on an estimated 1610 occupied households, Table 6.1 below shows the percentage of households falling within different categories as compared to median income and moderate-income levels.

Affordability Analysis

Household Income

The average size of a household in West Bountiful is 3.59 persons; therefore, four has been used as the average family size in order to analyze the affordability of homes in the area. A family of four in West Bountiful would need to earn a minimum of \$67,827 a year in order to earn a moderate income (80 percent of the HUD median income).

Housing Affordability

Housing is considered affordable when no more than thirty percent (30%) of the gross monthly income is used to pay for housing costs including utilities. For a household making \$67,827 annually, the monthly housing costs cannot exceed \$1696 for the housing to be considered affordable. Table 6.1 identifies the percentage of households whose housing costs are less than the thirty percent income threshold. As shown in the table, seventy-four percent (74%) of the households in West Bountiful have an income equal to the moderate-income threshold whose housing costs fall within the affordability range.

Table-TABLE 6.1**WEST BOUNTIFUL HOUSEHOLDS**

Median Income for 2018 = \$84,784

Moderate Income for 2018 = \$67,827

Occupied Housing Units = 1610

% of Median	>30%	>50%	>80%	>100%
Income	(\$25,435)	(\$42,392)	(\$67,827)	(\$84,784)
% Households w/ Housing Costs	33%	45%	74%	75%

Source: U.S. Census – 2012-2016 American Community Survey 5-yr Estimate
Moderate Income = 80% of Median Income

Supply of Housing

The supply of residential housing in West Bountiful is identified by the price in Table 6.2. The largest proportion are owner-occupied, single family homes in a fairly even price range distribution from \$150,000 to \$500,000. There are 1282 single family homes in this price range (over 80 percent of the current stock).

Housing and Occupancy

Within West Bountiful's boundaries there were 1,610 occupied homes (2016 American Community Survey) of which 1470 are owner-occupied.

TABLE 6.2

**Number of Owner-Occupied, Single-Family Homes in West Bountiful
by Price Range**

From	To	# of homes	% of Total
\$ -	\$49,999.00	76	5%
\$50,000.00	\$99,999.00	11	1%
\$100,000.00	\$149,999.00	33	2%
\$150,000.00	\$199,999.00	307	21%
\$200,000.00	\$299,999.00	505	34%
\$300,000.00	\$499,999.00	470	32%
\$500,000.00	\$999,999.00	68	5%
\$1,000,000.00	+	0	0%
Total		1,470	100%

Costs of Housing

Single Family Home Market

In recent years, the housing market has been strong across most of the United States. A growing national economy is a significant contributing factor. In West Bountiful, the current housing trends include the construction of ~~the~~ largest houses ~~possible~~ on as small of property size allowable. The home size of new construction is also ~~a~~the reflection of the growing economy. In time of recession, there are fewer new home starts and the homes tend to be smaller than when the economy is thriving. The local housing market is also influenced by two significant factors which are increasing housing costs faster than the increasing cost of materials. ~~First, A~~an increasing population along the Wasatch Front is placing greater demands for additional housing units while available developable land continues to decrease. ~~Also~~Second, West Bountiful's near proximity to the greater Salt Lake City metropolitan area. A regional concern is that increasing home prices are outpacing incomes which is putting pressure on housing affordability.

6.4 Tools and Implementation Strategies

The above analysis demonstrates that there is reasonable opportunity for moderate-income households to obtain quality housing in the City. The available affordable housing comes mainly in the form of single-family dwelling units, multi-family units, accessory dwelling units and mobile homes.

It is important for West Bountiful to consider a variety of housing types in the future in order to be able to meet the needs of a variety of residents, including special needs populations, elderly housing, and entry-level housing.

Special Needs

Affordable housing is an issue for persons with special needs as well as for the population at large. The lack of affordable housing, and particularly of affordable housing targeted to those at or below 50 percent of AMI, is a major cause of homelessness. Affordable housing targeted at very low-income households will be rental housing as many families with incomes at 30 to 50 percent of AMI simply cannot qualify for mortgages. Numerous Accessory Dwelling Units have been constructed to specifically address the needs of extended family members with special needs.

Elderly Housing

Many seniors prefer to live in the same community when circumstances require that they move out of their homes. At the present time, there is one community in West Bountiful that targets senior citizens. Assisted and senior living facilities can also help the elderly find affordable housing and remain in West Bountiful.

Accessory Dwelling Units (ADUs)

Higher density brings down the cost of units by reducing the cost of land per unit. Higher density can take a variety of forms. West Bountiful has chosen to implement an accessory dwelling unit strategy over more traditional multifamily projects such as multistory apartment complexes

Accessory dwelling units (often termed “mother-in-law” apartments) have many benefits. In addition to providing affordable rental housing, they can allow first-time homeowners to gain access to homes that would otherwise be out of reach by renting out an additional unit. When homeowner’s income and/or need for more space increases, the accessory unit may no longer be needed as a rental. The homeowner can then expand into the space vacated by the former accessory unit. Accessory dwellings are a conditional use, and ordinances have been written allowing accessory units only with deed restrictions and designs that ensure these units are not easily adapted to a rental unit situation.

Impact fees have also been waived for ADUs.

Housing Resources and Programs

There are a variety of housing programs available to help maintain and increase the City’s present affordability. These programs are summarized as follows:

Preserving the Existing Stock

HOME, Investment Partnership Acts

THE HOME, Investment Partnership Acts were established to develop and support affordable rental housing and homeownership mainly through the rehabilitation of existing units rather than new construction targeting low and very low-income households. This grant program is flexible in allowing participating jurisdictions to decide the most appropriate use of money in their communities. The program requires that at least 90 percent of the rental assistance be targeted to households with incomes no higher than 60 percent of the area median. Participating jurisdictions are required to match 25 percent the federal funds used. This program is typically administered in conjunction with other non-profits. More information can be found at http://www.hud.gov/offices/cpd/affordable_housing/programs/home/index.cfm

HUD’s Title I program

“Insures loans to finance the light or moderate rehabilitation of properties... This program may be used to insure such loans for up to 20 years on either single- or multi-family properties. The maximum loan amount is \$25,000 for improving a single-family home.” More information can be found at http://www.hud.gov/offices/hsg/sfh/title/ti_home.cfm.

HUD's 203k Rehab program

The borrower can get just one mortgage loan, at a long-term fixed (or adjustable) rate, to finance both the acquisition and the rehabilitation of a property.

To provide funds for the rehabilitation, the mortgage amount is based on the projected value of the property with the work completed, taking into account the cost of the work.

To minimize the risk to the mortgage lender, the mortgage loan (the maximum allowable amount) is eligible for endorsement by HUD as soon as the mortgage proceeds are disbursed, and a rehabilitation escrow amount is established. At this point the lender has a fully insured mortgage loan. More information can be found at <http://www.hud.gov/offices/hsg/sfh/203k/203kabou.cfm>.

Community Development Block Grant

The Community Development Block Grant (CDBG) program is a federal entitlement grant program for urban communities seeking to revitalize neighborhoods, improved community facilities, prevent and eliminate slums, aid low- and moderate-income families, and promote economic development. West Bountiful City participates with Davis County's administration of their CDBG program.

Special Needs

Utah Assistive Technology Foundation (UTAF) provides assistive devices and services, including home modifications to those who are disabled. The goal of UAFT is to assist those who are disabled in Utah to enhance their independence, education, employment and quality of life. Zions Bank provides zero interest loans for all approved UATF projects. UATF can be reached at (800) 524-5152.

Lifecare

Lifecare was established to maximize the independence of older people and people with disabilities by providing lawn care, yard clean up, and snow shoveling for County residents over the age of 60. They also coordinate a number of home repair and maintenance projects through their Volunteer Ventures program. Lifecare can be reached at (801) 978-2452.

Section 202 Loans for Housing the Elderly.

The HUD Section 202 program offers capital advances to finance the construction and the rehabilitation of structures to serve as supportive housing for very low-income elderly persons. It also provides rent subsidies to help make the projects affordable. If the project serves very low-income elderly persons for 40 or more years, the capital advance does not need to be repaid.

Davis County Aging Services

Davis County Aging Services is committed to promoting the dignity, self-determination, well-being, and contribution of older persons-both as individuals and within the context of their families and

communities. We value people and respect their right to a quality of life. Davis County Aging Services will provide reasonable accommodations for customers with disabilities upon request. These services are funded in part by the Davis County Board of Commissioners and the Utah Department of Human Services. http://www.co.davis.ut.us/aging_services/default.cfm.

Home Ownership

West Bountiful will investigate implementing a mortgage assistance program for city employees, local first responders and similar public service occupations. The program can be modelled after Logan City's "Welcome Home Own in Logan" program. Logan's program is designed to encourage home ownership in Logan and is targeted to first-time homebuyers with incomes below 80 percent AMI. Assistance comes in the form of \$5,000 subsidy, which can be used to pay for down payment and/or closing costs. If the home is owner-occupied for five years, the subsidy is fully forgiven. Although not currently available, in the past, the purchaser has also received a grant of \$600 to be used for miscellaneous expenses incident to first-time homeownership.

Community Development Corporation of Utah (CDC)

Community Development Corporation of Utah (CDC) provides neighborhood homeownership for those shut out of the housing market, and market rate buyers. The Affordability Project is an innovative initiative designed to reduce the cost of homes in all phases of development and construction to serve those families that are hardest to serve- those with very low incomes and/or those with special needs. Through the Neighborhood Home Ownership program, the CDC builds new homes and rehabilitates existing housing then works with interested low-income homebuyers to help them qualify to purchase these homes. The CDC also administers federally funded loan/grant down payment assistance programs in various areas. The goal of the program is to assist eligible homebuyers to purchase single-family homes with help of down payment and closing costs assistance.

The CDC also administers a home improvement program for income eligible homeowners, whose homes are in need of repairs and need help financially to get the work done. Homeowners must simply submit an application to access this program. CDC also maintains a materials and supplies warehouse to help low-income families. All materials are donated or purchased at cost and are available to any sponsored CDC client. CDC can be contacted at (801) 994-7222. The warehouse can be contacted at (801) 487-6275.

Habitat for Humanity

Habitat for Humanity provided housing for people who are inadequately housed and who lack the resources to improve their situation through conventional means. Habitat does not charge interest on the loans, and the monthly mortgage payments are lower than standard mortgage loans. Habitat for Humanity can be contacted at (801) 463-0554.

Utah Housing Corporation (“UHC”)

Utah Housing Corporation (“UHC”) is a public corporation that assists in the creation of affordable housing opportunities for lower and moderate-income households across the state. UHC offers a number of loan programs for first-time and low or moderate –income homebuyers to consider when applying for a home loan. Utah Housing Corporation can be contacted at (801) 902-8200. UHC programs are as follows:

- FirstHome is a home ownership assistance program offered by the Utah Housing Corporation (UHC). First-time homeowner loans are available at below-market interest rates for qualifying applicants. The maximum purchase price may not exceed the price and income limits set by UHC.
- FirstHome Plus is another homeownership assistance program offered by the Utah Housing Corporation. The CHAMP loan offers down payment and closing cost assistance in the form of a second mortgage.
- CROWN is a lease-to-own program developed by the Utah Housing Corporation (UHC) to bring home ownership within reach of very low-income households that are willing to make a long-term commitment to the community. Cities and counties cooperate with UHC to make land available to construct homes. UHC then leases these homes to those households within the 50 to 55 percent of AMI range. CROWN creates permanent home ownership opportunities by utilizing Low Income Housing Tax Credits to construct new, affordable single-family detached or attached homes. Lease payments last until the fifteen-year tax credit period expires. At this point, residents have the option of purchasing the home at a very attractive price through a low-interests UHC mortgage loan. The qualified low-income residents who become homeowners through the CROWN program are also eligible to receive training in the areas of housekeeping, home maintenance, and basic budgeting.
- The Utah Housing Corporation also sponsors other specialized programs including the REACH and ECHO programs, both of which construct new modest homes for low and moderate-income persons.

Subsidized and Special Needs Housing Database

The Utah Department of Community Development manages the Utah Subsidized and Special Needs Housing Database, which is an easy to use resource that helps individuals and families identify the availability of different kinds of rental housing depending upon their specific needs. All multiple-family rental housing that has reduced rents is listed (by location and type) and will show the rent as a percent of income. The database will also show the number of currently vacant apartments at each listed property. The database can be accessed at the following address:

<http://webapps.dced.utah.gov/shod/execute/search;jsessionid=6CBA6B65E2CA32F1076D841C8FF99EF5>

Other Resources for Affordable Housing Development

Low Income Housing Tax Credits (“LIHTC”)

The federal government has developed a program to encourage the construction, rehabilitation and preservation of rental housing for very low, low and moderate-income households. This program makes approximately \$4.3 million available annually to the State of Utah. The LIHTC program is administered by the Utah Housing Corporation (UHC), which determines the amount of tax credit available to applicant projects and operations and on the percentage of the project that will be restricted to low income tenants. The program limits rents on the units and also limits the incomes of the tenants. The UHC establishes maximum rents in accordance with HUD standards. Projects receiving LIHTC must maintain the status as low-income project for a minimum of 15 years.

The LIHTC program provides a credit equal to nine percent of the construction cost for new construction or substantial rehabilitation for projects which do not use other federal assistance and a four percent credit for acquisition of existing projects and for those projects which use other federal subsidies (CDBG excluded). Credits are claimed annually for ten years. The credits may be used by the owner of the property or sold through syndication.

Olene Walker Housing Loan Fund

The Olene Walker Housing Loan Fund is comprised of state appropriations and federal funds to provide loans at below-market interest rates for the construction of affordable housing. The majority of projects built using this fund are multi-family. While the majority of the fund is used for loans, a small amount of the fund is available for grants.

VII. ANNEXATION

7.1 Background and Introduction

Vision Statement

The City is interested in exploring annexation options to help achieve the land use and socioeconomic goals of the community. The City has identified three guiding principles for assessing the annexation potential of additional land into West Bountiful City: 1) Logical, efficient and convenient delivery of services; 2) Visual corridors at entryways to the City, including along Legacy Highway; and 3) Opportunities to expand the current economic base. Annexation should be actively pursued fairly aggressively to ensure that property desired to be located within West Bountiful is not lost to neighboring communities.

7.2 Goals and Objectives

GOAL 1: Preserve and protect the integrity and character of the borders of West Bountiful City.

OBJECTIVE 1: Provide attractive gateways at major entrances to the City and views of the City from the Legacy Parkway.

GOAL 2: Provide for efficient service delivery and logical, simple boundaries.

OBJECTIVE: Streamline the delivery of services to ensure the most cost-effective means of service delivery.

GOAL 3: Promote opportunities for economic development and a strong tax base.

OBJECTIVE: Capitalize on opportunities for economic development to enhance the tax base and provide citizens with a high level of services by annexing property with good economic development potential.

7.3 Existing Conditions

West Bountiful City is bounded on the north by Centerville City, to the east by Bountiful City, and to the south by Woods Cross City. The only opportunities for future annexation are located to the west of the current city boundaries. ~~Because no development will be allowed west of Legacy Parkway, West Bountiful City will likely not want to consider annexation of any additional land to the west of Legacy Parkway. However, t~~These ~~se~~ are a few remaining areas of land located between the City's current western boundary and the Legacy Parkway which should be considered for annexation. Due to their location adjacent to Legacy Highway they provide a visual gateway to the City. Therefore, it will be in the City's best interests to regulate the type of development that takes place in this area.

Area A (see Figure 7.1) will likely be residential in nature. Area B provides some potential for office/business park development, with good access from Legacy Parkway and proximity to 500 South.

7.4 Land Usage

Area A contains approximately 53 acres. The surrounding area is currently zoned for one-acre agricultural uses. It is anticipated that when Area A is annexed, it would receive the same land use zoning designation.

Area B contains approximately 119 acres. The surrounding land use zoning is Blended Use (B-U). This area allows for both commercial and residential uses. The horizontal divider between the two uses will be determined based on development patterns.

7.5 Population

If Area A was fully developed with residential homes and the north portion of Area B was developed as residential, then the annexed area would contain approximately 100 new homes. The estimated population increase would be 400 people, based on an average household size of 4 persons per household.

TABLE 7.1			
Undeveloped Acres and Future Population Increase			
	Undeveloped Acres Available for Residential Development	Houses	Population (1-acre lots)
Area A	53	25	100
Area B (north)	118.5	75	300
Area B (all)		100*	400*
Total	171.5	100/125*	400/500*

*Assumes entire area is developed as 1-acre residential

7-6 Cost of Service to Annexation Area

A cost of service study completed by the American Farmland Trust suggests that for every \$1 of revenue generated, it costs (on average) \$1.15 to provide public services to residential development. On the other hand, for every \$1 of revenue generated by commercial and industrial land, it costs only \$0.28 for public services.

7.7 Shared Boundary Considerations

West Bountiful City has already established a logical and efficient northern boundary with Centerville City. To the east, the boundary is with Bountiful City (along 500 West). With the exception of a few businesses on the western side of 500 West that are part of Bountiful City, the City's eastern boundary is fairly regular.

West Bountiful's boundary to the south is Woods Cross City. This southern boundary generally follows along 500 South, jogging back and forth on both sides of the street, and making service delivery somewhat confusing. In the vicinity of 500 South and the Legacy Highway, the Woods Cross boundary extends north of 500 South to its farthest northward extent. West Bountiful City should discourage Woods Cross from annexing any additional property north of 500 South and east of the Legacy Highway. The unincorporated properties remaining in this area logically fit with West Bountiful's southern border and naturally extend West Bountiful City to the Legacy Highway.

VIII. PUBLIC UTILITIES AND COMMUNITY FACILITIES

8.1 Background and Introduction

Vision Statement

The City recognizes the importance of providing high quality public utilities that support current demands as well as desired future land uses. The City also understands the importance of coordinating utility improvements with one another to achieve the best cost effectiveness. The community has indicated a need for improvements in storm water management and is concerned with issues related to flooding. Responding to these issues, the City and community have expressed a desire for a Capital Improvements Program that places emphasis on coordinating utility expansions and improvements to meet the current and future needs of the City, its businesses, and residents.

West Bountiful City provides its residents with high-quality, responsive, and professional public services. Residents are pleased with the level of service that they receive and feel safe in their neighborhoods. The community is pleased with the level of service provided by local law enforcement, garbage collection, education, and governmental entities. The City should continue to provide the same excellent quality of services to the community, and work to expand and enhance these services when possible. Ensuring adequate emergency service is a high priority to both the residents and the City. West Bountiful City and its residents are committed to improving access, both in and out of the City, in times of emergency and will work with the Utah Department of Transportation and local emergency responders to ensure the safety of the community.

8.2 Goals and Objectives

GOAL 1: Develop and maintain a West Bountiful City five-year Capital Improvement Program for transportation and infrastructure development.

OBJECTIVE 1: Prioritize projects in the Capital Improvement Program based on a ranking system that reflects the relationships between improvements to streets, storm drainage, and culinary water.

OBJECTIVE 2: Leverage multiple sources of funds to finance the Capital Improvement Program.

GOAL 2: Continue to maintain excellent water quality and provide adequate water supply for future needs.

OBJECTIVE 1: Maintain high levels of drinking water quality and provide adequate supply for future populations.

OBJECTIVE 2: Coordinate the development and expansion of culinary water projects with other infrastructure projects, including streets, and storm drainage, and encourage the development of additional water sources as needed.

GOAL 3: Provide for the general health, safety and appearance of West Bountiful City by adopting measures to provide adequate flood and storm water control.

OBJECTIVE 1: Properly maintain underground storm drainpipe and open water channels.

OBJECTIVE 2: Install proper equipment in identified areas for flood and storm water control.

OBJECTIVE 3: Adopt and change ordinances and standards to help maintain adequate flood and storm water control.

GOAL 4: Maintain the same excellent quality of community services currently provided by West Bountiful City and Davis County.

OBJECTIVE 1: Maintain the current level and quality of law enforcement provided by the West Bountiful City Police Department.

OBJECTIVE 2: Maintain the same excellent quality of fire protection currently provided by the South Davis Metro Fire Agency.

OBJECTIVE 3: Provide for adequate animal control by continuing the existing contract with Davis County or exploring the feasibility of West Bountiful City providing its own animal control officer.

OBJECTIVE 4: Advocate the active involvement of West Bountiful City in selecting trained and qualified school crossing guards and engineering safety measures for children attending local schools.

OBJECTIVE 5: Continue to contract for building inspection service by state qualified and licensed inspectors and periodically review conditions for the hiring of a West Bountiful City building inspector.

GOAL 5: Reduce the overall impact of the Bountiful Area Refuse Dump on local residents.

OBJECTIVE 1: Enforce all relevant West Bountiful City statutes, especially ordinances requiring covered loads.

OBJECTIVE 2: Post signage at city gateways to encourage truck traffic to use 500 West and 500 South to access the landfill rather than filtering through neighborhoods.

GOAL 6: Enhance and expand community services within West Bountiful where needs exist.

OBJECTIVE 1: Explore the possibility of Davis County Library locating a library branch west of Interstate 15 to serve the needs of residents of West Bountiful City and neighboring communities.

OBJECTIVE 2: Explore the possibility of locating a fire station to the west of Interstate 15 to better serve West Bountiful City and neighboring communities.

OBJECTIVE 3: Work with the Utah Department of Transportation and local emergency response agencies to develop a coordinated emergency response plan to protect the safety of West Bountiful residents in the event of a seismic event affecting access in and out of the City.

8.3 Existing Conditions

Public Utilities

Storm Water

Storm water drainage in West Bountiful is accommodated primarily through a system of surface ditches and canals. The City's two major outfalls are Mill Creek and the Deuel Stone and Barton Canal. Mill Creek accommodates drainage for the southern portion of the City, including drainage of commercial properties east of I-15. Recently, Davis County diverted the majority of flows from the Mill Creek system to the A-1 canal, west of 1100 West Street. This diversion has resulted in reduced flows in the lower reaches of the Mill Creek system. However, the capacity of this section of Mill Creek is limited by the culvert size and elevation crossing under Legacy Highway.

The Deuel Stone and Barton (DS&B) canal collects storm water runoff from properties in the northern section of West Bountiful. The canal conveys perennial flows to the Bountiful Pond from its three namesake streams which originate in the Wasatch Mountains. By the time the DS&B canal reaches the City, the DS&B canal is a concrete-lined channel capable of conveying approximately 1211 cfs of storm water runoff. The canal is owned and maintained by Davis County.

With the construction of curb and gutter becoming more frequent in the City in recent years, the addition of piped underground storm drainage has become more common. In general,

however due to the flat slope exhibited across the City, storm water drainage is a difficult exercise for the City no matter what approach is applied. Surface drainage is an on-going challenge for residents related to storm water problems throughout the City.

Sanitary Sewer

Sanitary Sewer services in the City are provided by the South Davis Sewer District. Currently all treatment is provided at the district's northern wastewater treatment plant that is located on the west end of 1200 North Street. The Sewer district reports that capacity is available for full build-out of the City, within existing city boundaries. New extensions would be required for any expansion into newly annexed or developed areas.

Culinary Water

West Bountiful City provides culinary water directly to area residents. The City purchases most of its drinking water from Weber Basin Conservancy District. The City supplements the system with water from a well located at 550 W 1000 North. The water from this well is pumped to the city's two reinforced concrete tank reservoirs located at approximately 500 South and 350 East and 500 N 400 East in Bountiful City. The water distribution system, owned by West Bountiful City, was mostly developed during the late 1950's. While existing land within the city boundaries is well served by existing culinary water sources, development in annexed areas would require expansion of the system.

The City has implemented a capital replacement program to replace aging water infrastructure. These projects encompass pipeline replacements, new installations, and routine upgrades to existing fire hydrants and water meters. In addition to evaluating needs associated with existing conditions, the plan also includes an evaluation of anticipated areas for growth and annexation.

MEMORANDUM



TO: Mayor and City Council Members

DATE: November 14, 2019

FROM: Duane Huffman, Cathy Brightwell

RE: 2019 General Election – Canvass of Returns

Pursuant to Utah Code 20A-4 Part 3, the Mayor and City Council are the Board of Municipal Canvassers for the City. Following each municipal election, the board must meet to canvass the election returns no sooner than seven days after the election and no later than 14 days after the election. "Canvass" is defined as reviewing the election returns and making an official declaration of the results.

As the County is contracted to open and count the ballots for our Municipal Election, they will provide the official vote tally and election report on November 19.

At the canvass meeting, the Board will:

1. Review the election report.
2. Declare "elected" those candidates that have the highest number of votes.
3. Certify the vote totals for persons that were submitted to voters.
4. Review and sign the election report.

PENDING – NOT YET APPROVED

Minutes of the West Bountiful City Council meeting held on **Tuesday, October 15, 2019** at West Bountiful City Hall, 550 N 800 West, West Bountiful, Davis County, Utah.

Those in attendance:

MEMBERS: Mayor Kenneth Romney, Council members, James Ahlstrom, James Bruhn, Kelly Enquist, Mark Preece and Andy Williams

STAFF: Duane Huffman (City Administrator), Steve Doxey (City Attorney), Ben White (City Engineer), Steve Maughan (Public Works Director), Chief Todd Hixson, Dallas Green (Director of Golf), Cathy Brightwell (Recorder)

VISITORS: Gary Jacketta, Alan Malan, Dennis Vest - family, David Goudy

Mayor Romney called the regular meeting to order at 7:34 pm. James Ahlstrom provided a thought from Martin Luther King Jr., “injustice anywhere is a threat to justice everywhere.” Mark Preece led the Pledge of Allegiance.

1. Approve Agenda

MOTION: *Mark Preece made a Motion to approve the agenda as presented. James Bruhn seconded the Motion which PASSED by unanimous vote of all members present.*

2. Public Comment – two minutes per person, or five minutes if speaking on behalf of a group.

No Public Comment.

3. Tail Gate Acres Subdivision at 140 S 1100 West.

Jack Williams is proposing a four-lot subdivision on his 11.37-acre property just south of the recently approved Highgate Estates subdivision on 1100 West. All four lots contain at least one acre. Lot 1 was constructed as a flag lot more than thirty years ago. With the creation of Highgate subdivision, the entire north line of Lot 1 is now adjacent to a street right of way. Lot 2 has nearly sixty feet of road frontage, with more than the required eighty-five feet at the front yard setback. Lot 3 contains 3.85-acre with access from 1450 West and includes a turnaround. Lot 4 contains 1.13-acres in the B-U zone which is considered a commercial lot.

Ben White summarized the details of the subdivision. Underground improvements are in. The waterline was constructed years ago to provide service to the auto auction property. The only water line work required is to stub services to Lots 3 and 4. Applicant is asking to defer putting in some of the sidewalk on 1450 West as he is not sure when he plans to sell and he wants to preserve as much pasture land as possible. Ben also noted that there is an accessory structure straddling the Lot 1 and Lot 2 property line which must be removed as a condition of recordation. There are also

two existing structures on Lot 2 which will need to be removed as a condition of a building permit on that lot.

There was discussion about the temporary turn-around and a desire to require payment now with city taking responsibility to complete it when necessary rather than a future homeowner. Ben said the other option is to put a note on the plat and whoever owns the property at the time 1450 West goes through is responsible to convert the turn-around.

MOTION: *James Ahlstrom made a Motion to approve the final plat for Tail Gate Acres subject to providing a title report with no objectionable entries; payment of inspection fee and storm water impact fee; posting of the appropriate improvement bonds; executing an improvement agreement with the City; and deeding the required water rights to the City. Andy Williams seconded the Motion.*

James Bruhn offered an amendment to collect funds to remove the turn-around up front and the city will be responsible to complete the improvement when appropriate. The homeowner will be responsible for the landscaping. The amendment was accepted by Mr. Ahlstrom and Mr. Williams and the Motion PASSED.

The vote was recorded as follows:

James Ahlstrom – Aye	Kelly Enquist – Aye
James Bruhn – Aye	Andy Williams – Aye
Mark Preece - Aye	

4. West Bountiful General Plan Update – Moderate Income Housing, Transportation, and General Provisions.

West Bountiful City's last full General Plan update concluded in 2007. While state law does not require that the full plan be updated after any set number of years, it is recommended that it be updated every 8-10 years. Additionally, in 2018, the legislature required that a city adopt by December 1, 2019 a land use element, a transportation and traffic circulation element, and a plan to provide a realistic opportunity to meet the need for additional moderate-income housing within the next five years.

The planning commission has spent the past six plus months reviewing, editing and revising the Plan section by section and held a public hearing on October 8, 2019.

There was discussion on sections of the documents. Council members made several suggestions and staff was directed to make changes and bring the document back for consideration.

5. Ordinance 417-19, An Ordinance Requiring Conditions Outlined in an Accessory Dwelling Conditional Use Permit be Recorded with the County Recorder.

Accessory Dwelling Units (ADUs) are a conditional use in all residential zones. The planning commission practice has been to place a condition in permits that a new property owner must file for a new Conditional Use Permit when a new owner purchases an ADU approved property. The principal purpose for the requirement is so that the new owner is made aware of

the rules associated with ADUs. However, in some cases, a new homeowner is unaware that they must file, and they are not familiar with the requirements associated with an ADU.

Planning Commission held a public hearing on October 8th, 2019 and is recommending that the conditions outlined in the ADU Conditional Use Permit be recorded with County Recorder, so the title report clearly provides notice to all future owners of the ADU requirements.

MOTION: *James Ahlstrom made a Motion to Adopt Ordinance 417-19 Requiring the Conditions Outlined in an ADU Conditional Use Permit be Recorded with the County Recorder. Mark Preece seconded the Motion which PASSED by unanimous vote.*

The vote was recorded as follows:

James Ahlstrom – Aye	Kelly Enquist – Aye
James Bruhn – Aye	Andy Williams – Aye
Mark Preece - Aye	

6. Ordinance 418-19, An Ordinance Changing Certain Land Use Fees in the West Bountiful Consolidated Fee Schedule.

Planning Commission is recommending the following changes to the City's Land Use fees. A public hearing was held on October 8, 2019.

- Lot Line Adjustment fee deleted. Lot line adjustments do not require approval from the city. The fee is obsolete.
- New fee for Subdivision Plat Amendments. Amending subdivision plats take staff time including preparing and sending notices to affected entities.
- Recording Fees are updated to reflect an increased recording cost at the County.
- Rezone fee clarified to include municipal code text changes.
- Sign Permit – flat fee. Nearly all wall mounted signs require the same amount of effort to review permits and the installation regardless of the size of the sign. A flat fee per sign is a more equitable calculation than a percentage of the overall sign cost.
- Solar Building Permit – The solar energy industry has streamlined their design and construction techniques such that a “one size fits all” is an equitable means to calculate a building permit fee. Staff is suggesting a flat fee for solar building permit applications regardless of the size of the overall solar array.
- Water Use Fee for Construction – reducing to \$50 to match the current water rate.

MOTION: *Andy Williams made a Motion to Adopt Ordinance 418-19 as proposed. Mark Preece seconded the Motion which PASSED by unanimous vote.*

The vote was recorded as follows:

James Ahlstrom – Aye	Kelly Enquist – Aye
James Bruhn – Aye	Andy Williams – Aye
Mark Preece - Aye	

7. **Approve Minutes from the October 1, 2019 City Council Meetings.**

MOTION: *James Bruhn made a Motion to Approve the Minutes from October 1, 2019 as corrected. Andy Williams seconded the Motion which PASSED by unanimous vote of all members present.*

8. **Police Report.**

- New reserve officers are doing well; Officer Horstman has been assigned as the school liaison following Officer VanWagoner's departure.
- The next EmPAC meeting will be held in November.

9. **Public Works/Engineering Report.**

- Fall clean-up continues through Saturday.
- Weber Basin is shutting down their irrigation lines today.
- Atwater Estates is pressure testing culinary water lines; bacteria testing probably next week. Once testing is complete, they can connect to our system.
- Highgate Estates concrete should be done this week except around the rock wall on 1450 W and Millbridge Lane.
- Sidewalk project - 1100 West will be paved tomorrow and storm drain work next week.
- Pump testing has not begun on the new well. They are now cleaning and flushing in preparation for the testing. There was discussion about long term needs; does the city keep Stone Creek well as back-up? The real decision will be the next time more repairs are needed to Stone Creek.
- Still working with the school on several improvements. Fire department has some concerns with the access through city hall parking lot.

10. **Administrative Report.**

- New public works yard – working on newsletter information; it is a bigger task than expected. Collecting sample RFPs for construction manager, general CMGC, and we reached out to some real estate people to provide an idea of value of nearby city property.
- Financial auditors were here last week and provided a draft which looks good.
- Next city council meeting is cancelled as it falls on Election day. Not aware of any business to require a special meeting at this point.

11. **Mayor/Council Reports.**

Kelly Enquist – No report.

Andy Williams – Youth Council is collaborating with Viewmont High School and working on a "Free to Be" project for getting info to their peers via a video they plan to make.

Council member Williams also addressed his frustration with the anonymous flyer distributed in the city that contained misinformation about how he and others had voted on issues. He said there has been no vote on the issues raised nor would he have voted the way

portrayed in the flyer. He said it has been a nuisance requiring him to spend significant time talking to concerned residents.

James Bruhn – Arts Council had good event last week with a local Cowboy poetry night.

Mark Preece – Summarized an issue potentially impacting the South Davis Sewer District. A large tract of land southwest of North Salt Lake is being considered for development. Because Salt Lake City can't get sewer to them, North Salt Lake suggested annexing the land into their city. Salt Lake County has voted not to allow the annexation, so now it is on hold. Regular Sewer Board meeting is this week.

James Ahlstrom – Addressed the flyer mentioned by Council member Williams. He said it goes beyond uninformed and inaccurate – it is dishonest. He said it is very frustrating and he will counter in his own material. He said this is a good group of candidates who he respects. He added that in the future he would like to see a return to a more focused, moderated Meet the Candidates Night with questions and answers that allows the public to better understand the positions of the candidates.

Mayor Romney – Woods Cross has received a proposal to annex and develop a portion of unincorporated land north of 500 South and Redwood Rd., which is just south of the West Bountiful boundary. There is a preliminary sketch of what is proposed which includes multi-family homes, with the largest lots at 8k sq. ft. The proposal would require two access points across property that they do not have. The mayor of Woods Cross indicated the proposal probably would not be approved in its current form, but he did not say what they would consider. The Smiths have made it clear over the years that they do not want to be part of West Bountiful. Mayor Romney stressed to Woods Cross that it would not be good to have residential so far from their other residential properties and it would leave an island of unincorporated Davis County. We told them it could harm us and asked to be involved when they have more information. It is wise to work as cooperatively as possible with them.

12. Executive Session for the Purpose of Discussion Items as Allowed Pursuant to UCA 52-4-205(1)(f).

An Executive Session was not held.

13. Adjourn.

MOTION: *James Bruhn made a Motion to Adjourn this meeting of the City Council at 9:34 p.m. James Ahlstrom seconded the Motion which PASSED by unanimous vote of all members present.*

The foregoing was approved by the West Bountiful City Council on November 19, 2019 by unanimous vote of all members present.

Cathy Brightwell (City Recorder)

**West Bountiful City
Planning Commission Meeting**

November 12, 2019

PENDING – NOT APPROVED

Posting of Agenda - The agenda for this meeting was posted on the State of Utah Public Notice website, on the West Bountiful City website, and at city hall on November 8, 2019 per state statutory requirement.

Minutes of the Planning Commission meeting of West Bountiful City held on Tuesday, November 12, 2019 at West Bountiful City Hall, Davis County, Utah.

Those in Attendance:

MEMBERS PRESENT: Chairman Denis Hopkinson, Alan Malan, Dee Vest, Laura Charchenko, Mike Cottle, Corey Sweat, Council member Kelly Enquist

MEMBERS EXCUSED:

STAFF PRESENT: Ben White (City Engineer), Cathy Brightwell (Recorder), and Debbie McKean (Secretary)

VISITORS: Gary Jacketta, Wendell Wild, Tyler Wild

The Planning Commission meeting was called to order at 7:30 pm by Chairman Denis Hopkinson. Dee Vest offered a prayer.

1. Accept Agenda

Chairman Hopkinson reviewed the agenda. Laura Charchenko moved to accept the agenda. Mike Cottle seconded the motion. Voting was unanimous in favor among all members present.

2. Conditional Use Permit-Accessory Dwelling Unit – 731 West 845 North

Commissioner packets included a memorandum from Ben White and Cathy Brightwell dated November 6, 2019 regarding an Accessory Dwelling Unit at 731 West 845 North with an attached Conditional Use Permit Application and Site Plans.

Ben White explained that Mr. Wild has been issued a building permit to construct a new house in the Stringham Farm subdivision. The house is designed in a way that by locking a single interior door, an accessory dwelling unit (ADU) would be created. A conditional use permit would be required prior to using the potential apartment as an ADU. Staff recommended that Mr. Wild obtain the Conditional Use Permit for the ADU now for the simple reason that municipal and building codes change from time to time and it would be unfortunate if future Code changes prohibited the ADU or required structural changes for its approval.

WBMC Chapter 17.82 allows a conditional use for an ADU subject to the development standards specifically listed in Section 17.82.050., and listed below.

- A. **Location.** An accessory dwelling unit (ADU) shall be allowed only within or attached to an owner-occupied single-family dwelling. *This condition is satisfied.*

- 37 B. **Number of Accessory Dwelling Units.** A maximum of one (1) ADU shall be allowed
38 within or attached to each single-family dwelling. No lot or parcel shall contain more
39 than one ADU. *This condition is satisfied.*
- 40 C. **Parking.** Adequate parking shall be made available to accommodate the residential use
41 of an ADU, subject to the residential use parking requirements. At least one (1) space
42 shall be designated for the ADU. Parking stalls shall be paved with concrete, masonry,
43 asphalt, or concrete pavers. *This condition is satisfied.*
- 44 D. **Utility Metering.** No separate utility metering for the ADU shall be allowed, and the
45 utility service shall be in the property owner's name. *This condition can be satisfied.*
- 46 E. **Size of Accessory Dwelling Unit.** An ADU shall contain a minimum of 300 square feet;
47 provided, that the dimensions and sizes of living areas, kitchen areas, sleeping areas and
48 bathroom facilities comply with applicable provisions of this title and the current
49 building codes adopted by the City. *This condition is satisfied.*
- 50 F. **Construction Codes.** An ADU shall comply with the construction housing codes in effect
51 at the time the ADU is constructed, created as a separate dwelling, or subsequently
52 remodeled. This shall include the obtaining of a building permit or other permits as the
53 codes may require. *This condition will be satisfied as the house is constructed and*
54 *inspected.*
- 55 G. **Architecture.** An ADU that is added onto an existing single-family dwelling or a new
56 single-family dwelling that is designed to accommodate an ADU shall not resemble a
57 multi-family structure in terms of the scattered placement of garage doors, carports, or
58 number or location of outside entries or porches. *This condition is satisfied.*
- 59 H. **Owner Occupied.** The owner of the property on which the ADU is located, as listed in
60 the County Recorder's Office, must reside on the property as their principal residence.
61 At no time shall both the ADU and the primary single-family dwelling be rented as
62 separate units. *This condition can be satisfied.*

63
64 Before any conditional use permit may be issued for an ADU, the Planning Commission shall make an
65 affirmative finding that the ADU will not create any injurious impacts to surrounding neighbors and/or
66 the neighborhood where the ADU is to be located, and that the ADU otherwise meets the requirements
67 of Chapter 17.60 of this title.

68 **Commissioner's Comments:**

69 **Mike Cottle** asked if the utility metering for the property is on one unit for the whole dwelling. Mr.
70 White answered to the affirmative.

71 **ACTION TAKEN:**

72 *Corey Sweat moved to approve the Accessory Dwelling Unit at 731 West 845 North for Tyler*
73 *Wild with the following findings and conditions the proposed use at the particular location is*
74 *necessary or desirable to provide a service or facility that will contribute to the general well-*
75 *being of the neighborhood and the community; will not be detrimental to the health, safety,*
76 *or general welfare of persons residing or working in the vicinity, or injurious to property or*
77 *improvements in the vicinity; accompanying improvements will not inordinately impact*
78 *schools, utilities, and streets; and conditions to be imposed in the conditional use permit will*

79 *mitigate the reasonably anticipated detrimental effects of the proposed use and accomplish*
80 *the purposes of this subsection. Conditions that the applicant will construct the addition in*
81 *such a manner that the Building Code requirements for a second dwelling unit are satisfied*
82 *and will execute the Conditional Use permit which will also be recorded in the County*
83 *Recorder's office. Alan Malan seconded the motion and voting was unanimous in favor.*
84

85 **3. Discuss Proposed Changes to WBMC 17.76- Private Swimming Pools**

86 Commissioner packets included a memorandum dated November 7, 2019 from Ben White regarding
87 WBMC 17.76 Private Swimming Pools with an attached copy of suggested changes discussed from last
88 meeting.

89 Semi-private pools are generally part of an active homeowner's association with commonly owned
90 property and since common area can only be created within a Planned Unit Development (PUD), it
91 seemed appropriate to transfer the pool approval mechanism from a conditional use permit to a PUD
92 application.

93 Ben White explained there is not a lot of request for these in our City but can be requested as part of a
94 Planned Unit Development and should be part of our code as we are updating it.

95 He noted that at the last meeting they discussed that this would only apply for a PUD and after some
96 thought he decided there could be some cases where an individual lot could meet qualify even without
97 a PUD so he changed the language to Homeowner's Association. A public hearing is necessary before
98 this document can be forwarded to the City Council.

99 **Commissioner's Comments:**

100 **Alan Malan** is concerned that at some point the City may be required to assume responsibility for a
101 HOA, as has happened in the past. Chairman Hopkinson pointed out that if the HOA was defunct the
102 property would need to be sold to another property owner.

103 **Laura Charchenko** was concerned with the same issue as Commissioner Malan.

104 **Corey Sweat and Mike Cottle** supported the changes made in the document.

105 **Dee Vest** asked about language under "G" regarding vending machines. Ben White noted that the
106 language has been stricken.

107 Commissioners approved setting a public hearing for this item.

108
109 **4. Discuss Proposed Changes to WBMC 17.52 – Off -Street Parking**

110 Commissioner packets included a memorandum from Ben White dated November 7, 2019 regarding Off
111 Street Parking – WBMC 17.52 with a red-line copy of the document from the suggestion given during the
112 last meeting.

113 There was discussion about the size of stalls. Ben White explained that the proposed 9 ft wide stall is
114 industry standard and typical in the city. Staff would like a larger parking stall, but 9 foot is the minimum
115 and each business can choose what will work best for their individual situation. At present, Costco is the

only one in our city that has 10 ft. wide stalls. Some discussion took place regarding making a regulation for different types of stores to have different requirements, such as a grocery store because of the shopping carts and high turnover in the parking stalls. Staff will research to see if it is something that we want to have specified in this document. Mr. White prefers to let the business police themselves and decide what their individual needs are. Corey Sweat is in favor of keeping things as simple as possible.

5. Discuss Proposed Changes to WBMC 17.56 – Nonconforming Uses and Buildings

Included in the Commissioner's Packet is a red/blue-lined copy of proposed changes to Chapter 17.56 - Non-Conforming Uses and Buildings.

Ben White noted that he has included the discussed items for clarification in this document as requested by the Commissioners.

Councilmember Enquist asked why we would allow a non-conforming building to be rebuilt if it was destroyed. Mr. White explained that if a building is legal-nonconforming and it is destroyed, the homeowner has a right to rebuild it in the same footprint. He explained the difference between non-conforming and illegal buildings. He also noted that this would be more likely with older homes that were built prior to new zoning requirements.

Commissioners are in support of this document as presented. This item is ready for a public hearing to be scheduled.

6. Discuss Proposed Changes to WBMC 17.08 – Zoning Administration, Construction and Enforcement

Commissioner packets included a memorandum dated November 8, 2019 from Ben White regarding Zoning Administration, Construction and Enforcement - WBMC 17.08, and a copy of the City Nuisance ordinance, WBMC Section 8.12 - *Nuisances*. The proposal is to add, "*A. Any violation of any of the provisions of this Title is hereby declared a nuisance as defined and governed by Title 8.12 and is subject to all legal remedies thereof*" to zoning code, Section 17.08.050 Legal Remedies For Violation.

Ben White researched similar size cities and other cities in our area and found that most cities have a part time code enforcement officer that handles these issues. Those with successful programs are using a process similar to what is suggested here. Fruit Heights being a smaller city has not been too successful due to not having the staff in place to enforce things. North Salt Lake uses this process and they are currently the court that handles West Bountiful violations. He provided background West Bountiful's code enforcement. When we had our court in place the prosecutor handled code violations. He identified problems and negotiated compliance. When our prosecutor left with the court, staff was given the responsibility to handle these problems but there is no clear process to get compliance.

Commissioner Comments:

152 **Chairman Hopkinson** has a lot of heartburn over a code enforcement officers. He feels that the police
153 department should be the vehicle used to enforce code.

154 Ben White informed them that the city council has funded the police department to have a part-time
155 position that would include code enforcement, but it is not clear exactly what or how much they
156 would do. Some discussion took place.

157 **Alan Malan** is adamant that putting this language in place is not the best way to handle this. Some
158 discussion took place about how to address nuisances. He feels that Elected Officials should be the
159 one to deem it a nuisance, not staff as this language automatically deems the offender as a nuisance.
160 Ben argues that the City Council puts the ordinance in place and the Staff is to fulfill the ordinance. He
161 gave an example of how this works.

162 **Corey Sweat** disagrees with the whole nuisance ordinance and sympathizes with Staff and what they
163 have to deal with. Some discussion took place. He is not in favor of having an individual go around
164 and look for nuisances and prosecute them.

165 **Laura Charchenko** provided examples of how this language could work well. Violators typically know
166 they are out of compliance especially when staff has already sent multiple warning letters. She agrees
167 this would help staff deal with the problem.

168 **Dee Vest** agrees with Alan Malan and Corey Sweat.

169 **Mike Cottle** is trying to sort things out and feels that it is a no-win situation.

170 **Chairman Hopkinson** clarified that we are looking at the non-criminal part of the nuisance ordinance
171 and this proposal will serve to give staff more legal ramifications to deal with non-criminal issues. He
172 would like to have the Chief of Police come and describe his vision of how a code enforcement officer
173 would function and describe what, when and how they would proceed with the process.

174 Ben White pointed out the language in the current Nuisance ordinance 8.12.060 and 8.12.070. Staff is
175 just asking for a process that they can have in place that will bring people into compliance. Under the
176 current system, there is no way to enforce our code, so why should we both to have one. Corey Sweat
177 still feels that this would take away individuals due process in the way this code is written. Further
178 discussion took place. Laura Charchenko continued to try to explain how the nuisance ordinance is a
179 good avenue to have in place.

180 **Chairman Hopkinson** tried to clarify the definitions and processes in the nuisance ordinance in
181 8.12.060 to clear up the misunderstandings he feels are among some of the Commissioners. Some
182 Commissioners fear that this will turn into an enforcement person being able to hunt down nuisances
183 instead of nuisances being turned in to start the process. They would like language placed into the
184 document as to what the officer can and cannot do to enforce the code. The fears are stemming from
185 past experiences. Mr. Malan shared some of the things he has seen happen in past that he considers
186 harassment. Chairman Hopkinson pointed out that this was in a day before our City was fully staffed.
187 Mr. White tried to give Commissioners confidence in the way our Staff would handle things now and
188 reminded them that their concerns are with sections of the nuisance ordinance that are already in
189 place. He reminded them that the discussion this evening should not be about the nuisance ordinance

190 but about the proposal to give staff process options regarding Zoning Administration, Construction
191 and Enforcement.

192 **Alan Malan** continues to feel the language should be changed to having the City Council declare the
193 nuisance. Corey Sweat suggested language be included in the definition of the enforcement officer as
194 far as qualifications and a due process.

195 **Councilmember Enquist** insured them that they will do their best to resolve the issue in the least
196 intrusive way.

197 **Laura Charchenko** reminded everyone that they are not discussing the nuisance ordinance but rather
198 zoning enforcement and the need to have a workable process in place.

199 **Mike Cottle** feels the enforcement officer should not be allowed to be the judge and jury.

200 **Chairman Hopkinson** would like to see a document that outlines the whole process. Ben explained
201 that we have not had the mechanisms in place to fulfil the whole process through issuing the citation.
202 Chairman Hopkinson reiterated the concerns of some of the Commissioners.

203 Mr. White explained that he has been directed to schedule a public hearing for the next meeting.
204 Chairman Hopkinson told him not to schedule a hearing but to bring more information back at the
205 next meeting.

206 **7. Staff Report**

207 **Ben White**

- 208 • The well is being pump tested this week pumping 1000 to 2000 gallons a minute. This is as good
209 as they expected.

210
211 **Cathy Brightwell**

- 212 • The County website with Election results crashed on Election night. The problem has been
213 identified and fixed. Final tallies will not be available until the canvass on November 19. Cathy
214 reported that there was a very high turn-out. James Ahlstrom, Rod Wood and James Bruhn are
215 the winning candidates. There may still be some votes coming in but not enough to affect the
216 outcome of the election.
- 217 • Cathy asked the Commissioners if they want to hold the Planning Commission meeting the week
218 of Thanksgiving? At present there is not much business to be discussed. The consensus was if
219 business needs to be addressed the meeting will be held. Staff will let them know.

221 **8. Consider Approval of Minutes from October 22, 2019 meeting.**

222 **ACTION TAKEN:**

223 *Corey Sweat moved to approve of the minutes of the October 22, 2019 meeting as presented. Laura*
224 *Charchenko seconded the motion and voting was unanimous in favor.*

225

226 **9. Adjourn:**

227 **ACTION TAKEN:**

228 ***Alan Malan moved to adjourn the regular session of the Planning Commission meeting at 9:20 pm.***
229 ***Laura Charchenko seconded the motion. Voting was unanimous in favor.***

230

231 *The foregoing was approved by the West Bountiful City Planning Commission on September 10, 2019 by*
232 *unanimous vote of all members present.*

233

234 _____

235 *Cathy Brightwell – City Recorder*

236

237