



**Midway**

**PLANNING COMMISSION MEETING STAFF REPORT**

**DATE OF MEETING:** June 8, 2021

**NAME OF PROJECT:** Watts Remund Farms PUD – Phase 4

**NAME OF APPLICANT:** Watts Enterprises (Russ Watts)

**AGENDA ITEM:** Preliminary Phase 4

**LOCATION OF ITEM:** 280 East Rockwell Way

**ZONING DESIGNATION:** R-1-15

**ITEM: 6**

Watts Enterprises, agent for Midway Springs Inc Series II, is proposing preliminary approval of phase 4 of Remund Farms PUD. The proposal contains 7 lots on 4.14 acres. The property is located at 280 East Rockwell Circle and is in the R-1-15 zone

**BACKGROUND:**

Watts Enterprises is seeking preliminary approval of phase 4 of the Watts Remund Farms master plan which is comprised of a small-scale standard subdivision and Planned Unit Development (PUD). This proposal is for 7 building pads located on 4.14 acres. The area of the proposed PUD has historically been in agricultural production. A dairy farm has been on the property for decades. Phase 4, previously known as Phase 3B, received preliminary approval from the City Council on January 7, 2020 but has since lapsed since a final application was not submitted within the one-year time frame outlined in the code. **Because of this, the applicant is required to obtain a new preliminary approval from the City Council before applying for final approval.**

There is generally a high-water table on the property, which lends itself to wetlands which are present in this phase. Residents of the city, particularly those living next to the

property, have raised concerns with staff in the past regarding the development and potential impacts that it may have on surrounding properties. The City is committed to assuring that all code requirements are met and that impacts are mitigated as they are identified during the approval and construction process. To identify impacts several studies have been conducted on and off site. These studies will be discussed later in this report.

There are 7 building pads proposed in this phase which are of various sizes ranging from 48' x 68' (3,264 sq. ft.) to 63' x 68' (4,284 sq. ft.) in size. All structural improvements must be located within the building pad for each dwelling including window wells, eave overhangs, bay window, pop outs, decks, pergolas, and other structural items. Also, all units have a height limit of 35' measured from natural grade.

The trails in this phase are private with a public use easement and will connect into adjacent phases that have already been platted. These trails will be soft surface. The developer has also connected the southern trail to 300 North in the Swiss Paradise subdivision with a soft surface trail. The trail will continue to River Road with a soft surface. From River Road and 300 North, the developer will build a paved trail to the roundabout approved for the entrance to Memorial Hill. This section of trail will have a hard surface. They developer will need to provide a copy of the recorded public trail easement that crosses lot 3 of the Swiss Paradise subdivision to Midway City before recording the phase 4 plat.

The streets located within the area of the PUD will be private roads and will be maintained by the homeowners' association (HOA). A public access easement will allow access to all the streets in the PUD. All on-site open space will be common area that will be owned by the HOA.

Sensitive lands are also located on the property and will be left undisturbed as required by the land use ordinance. These sensitive lands include wetlands and stream corridors.

## **LAND USE SUMMARY:**

- 4.14 acres
- 1.29 acres of open space
- R-1-15 zoning
- Proposal contains 7 pads
- Private roads will be maintained by the HOA
- The lots will connect to the Midway Sanitation District sewer and to the City's water line.

- Trails are private with public easements
- Sensitive lands of the property include wetlands, and stream corridors

## **ANALYSIS:**

*Open Space* – The code requires that each phase that is approved that there is enough open space to comply with the requirements of the code. For example, phase I must have at least 50% open space for that particular phase. If phase I has 75% open space, then phase II only needs to have 25% open space if both phases are equal in acreage. Phase 4 has approximately 1.29 acres of open space, bringing the overall development total to 54.21% open space.

*Open Space Credit* – The City Council has approved off-site open space for this proposal. Watts Enterprises owned property around the River Road roundabout which is parcel OMI-0563-0-026-034 and comprises 1.32 acres. This property was deeded to the City. The property was part of the open space requirement for the development and 2.2 units of density were granted to the developer as part of the approval. Watts Enterprises has landscaped the property and deeded the required water rights to the City as it would if the open space were part of the open space within the Watts Remund Farms PUD. Watts Remund Farms HOA are required to maintain the open space.

*Density* – The applicant is asking for approval for 7 dwellings in phase 4. The density allowed for the entire master plan is 97 units, seven of which are the lots in this phase.

*Geotechnical Study* – The developers have submitted a geotechnical study to the City as part of the application. Horrocks Engineers has reviewed that that study to determine if any special requirements are needed for construction of the roads and future structures in the development. Please see attached letter from Horrocks.

*Public Participation Meeting* – The developers held a public participation meeting on July 10, 2017 as required by the ordinance for master plan applications. This requirement is to give the developers an opportunity to present the development to the surrounding residents of the proposed development.

*Sensitive Lands* – This phase contains and is adjacent to wetlands that will not be disturbed through the development process. A study has been submitted by the developer and has been reviewed by three organizations that include The Army Corps of Engineers, Horrocks Engineers, and another third-party wetland expert that was decided by the City. The wetlands will become part of the open space for the development and will be preserved. Before any site disturbance related to building construction occurs, the edge of the wetland must be staked, and a construction

barrier installed to prevent disturbance to the wetlands. The barrier should be inspected regularly to ensure that it is functioning properly, and repairs to it need to be made promptly.

There is an existing ditch that runs along the east boundary of phase 4 that will remain and should not be impacted by the development.

*Staggered Setbacks* – The Land Use Code requires staggered setbacks to help mitigate the “wall effect” that dwellings with the same setback on a straight street creates. The code states the following in Section 16.16.8.5.c:

*Front setbacks for buildings from all private streets within the PUD shall be staggered at seven and one-half feet variances, with 25 feet the minimum setback. One-third of the buildings containing dwelling units shall be at each of at least three different setbacks as recommended by the Planning Commission and approved by the City Council. For example, one-third at 25 feet, one-third at 32 ½ feet and one-third at 40 feet. Setbacks for accessory buildings shall be as recommended by the Planning Commission and approved by the City Council. Setbacks from private streets shall be measured from top-back of curb or back of sidewalk or trail, whichever is further from the street centerline. The City Council may waive this requirement when a curvilinear street design is used and shown to create the same varying setback effect.*

The application has staggered the front setback of the units in the proposed phases which will help reduce the “wall effect”.

*Phase 1 Environmental Study and Water Study* – The developer has submitted the required Environmental Study and requested water study. Horrocks Engineers has reviewed both and has commented on it in their review letter.

*Trails* – This phase will include a 6' soft surface trail that connects into adjacent phases along and an adjacent neighborhood. This trail is privately owned and maintained, but will have an easement allowing for public use.

*Phase approval* – The developer is petitioning for preliminary approval of phase 4. The approval is good for up to one year. The City Council may extend the approval, after a yearly review, for up to three more years after the initial approval.

## **WATER BOARD RECOMMENDATION:**

Phase 4 Water Rights per the 1/6/2020 Water Board Meeting:

**Inside:** 5.60/ac-ft

**Irrigation:** 7.68 ac-ft

**Total Required:** 13.28 ac-ft

## **PROPOSED FINDINGS:**

- The proposed plan does meet the requirements of the code for PUDs.
- The public trail system in the development benefits the entire community by creating a trail away from collector roads.
- The proposal does comply with the approved master plan.
- Any failure to submit a proposed final plan and final approval submittal package within one year of the approval of the Preliminary Plan by the City Council shall terminate all proceedings and render the Preliminary Plan null and void.

## **ALTERNATIVE ACTIONS:**

1. Recommendation of Approval (conditional). This action can be taken if the Planning Commission finds the proposal complies with the requirements of the Land Use Code.
  - a. Accept staff report
  - b. List accepted findings
  - c. Place condition(s) if needed
2. Recommendation of Continuance. This action can be taken if the Planning Commission finds that there are unresolved issues.
  - a. Accept staff report
  - b. List accepted findings
  - c. Reasons for continuance
    - i. Unresolved issues that must be addressed
  - d. Date when the item will be heard again
3. Recommendation of Denial. This action can be taken if the Planning Commission finds that the request does not meet the intent of the ordinance.
  - a. Accept staff report
  - b. List accepted findings
  - c. Reasons for denial

**PROPOSED CONDITION:**

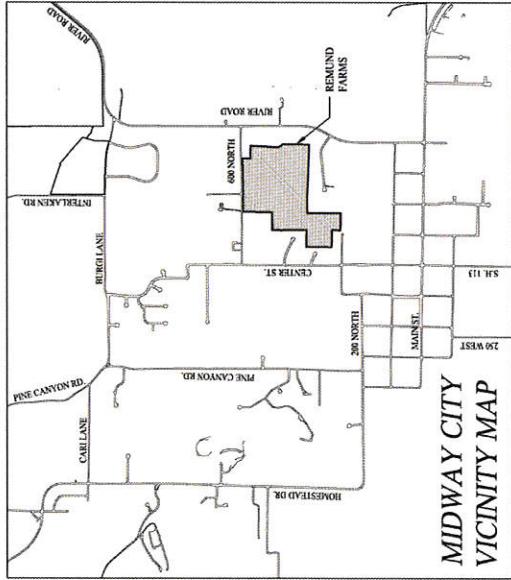
1. Provide Midway City with a copy of the recorded public trail easement that crosses lot 3 of Swiss Paradise subdivision previous to recording the phase 4 plat.

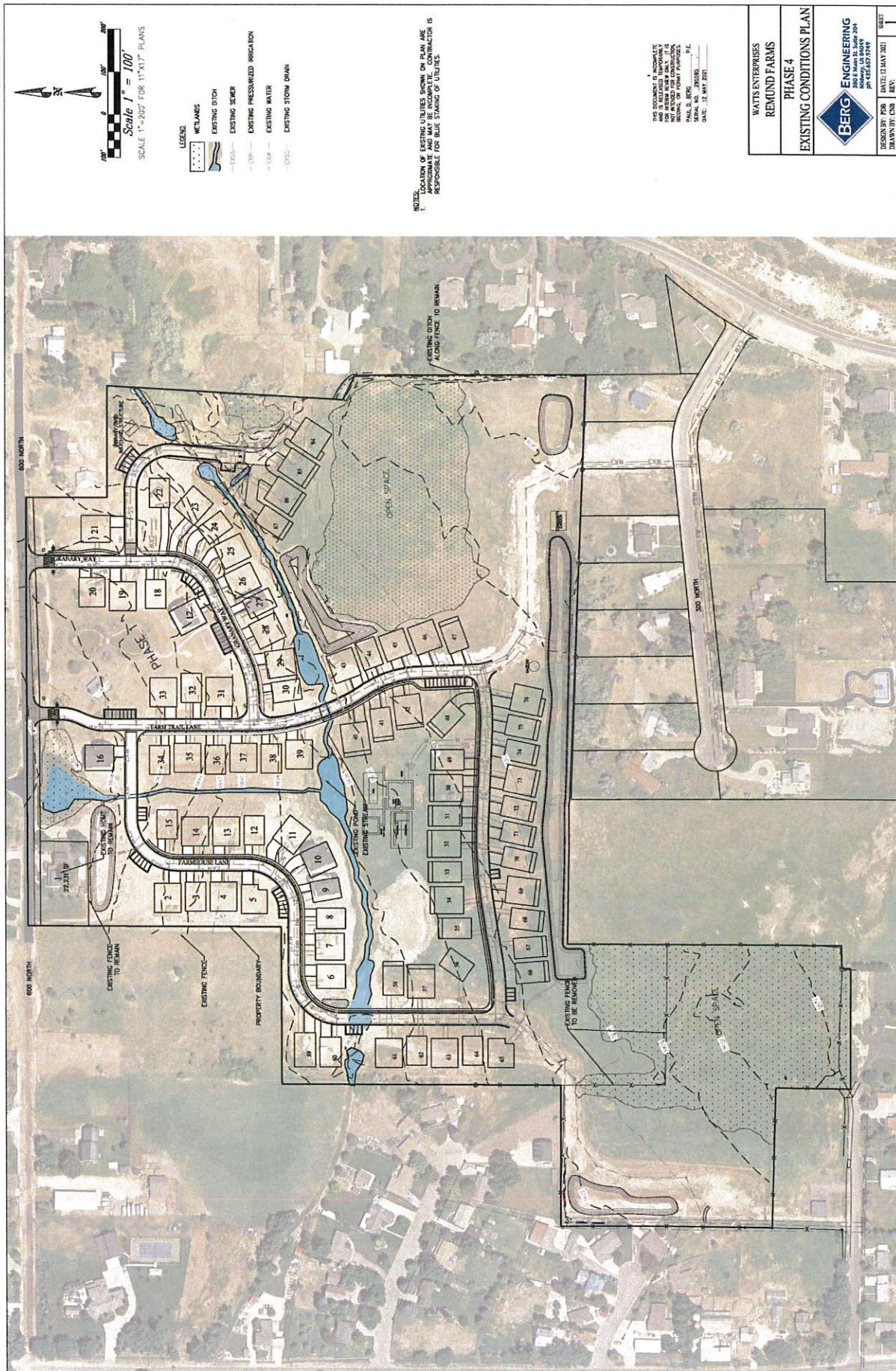
# REMUND FARMS

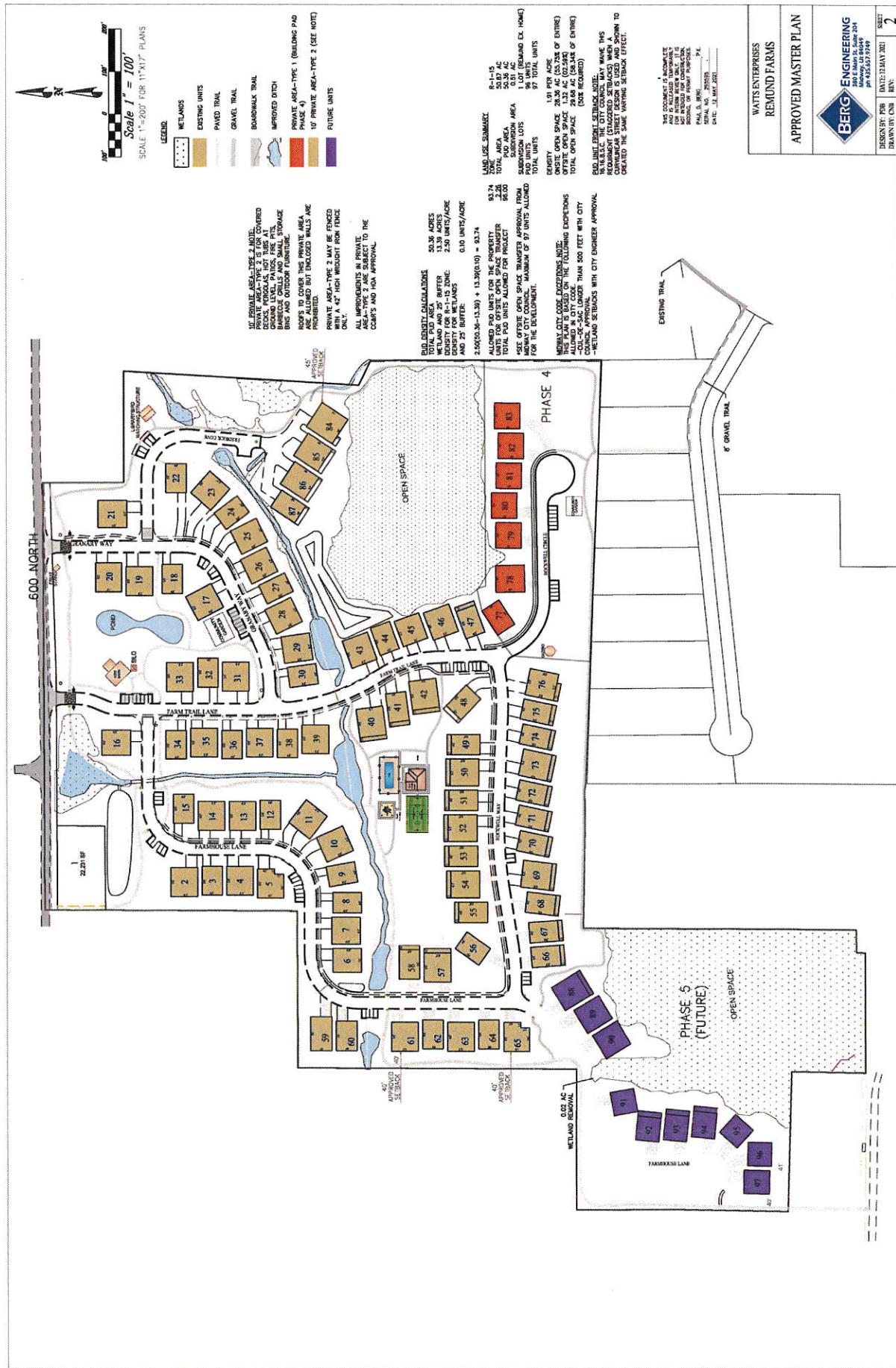
## PHASE 4 - PRELIMINARY PLANS

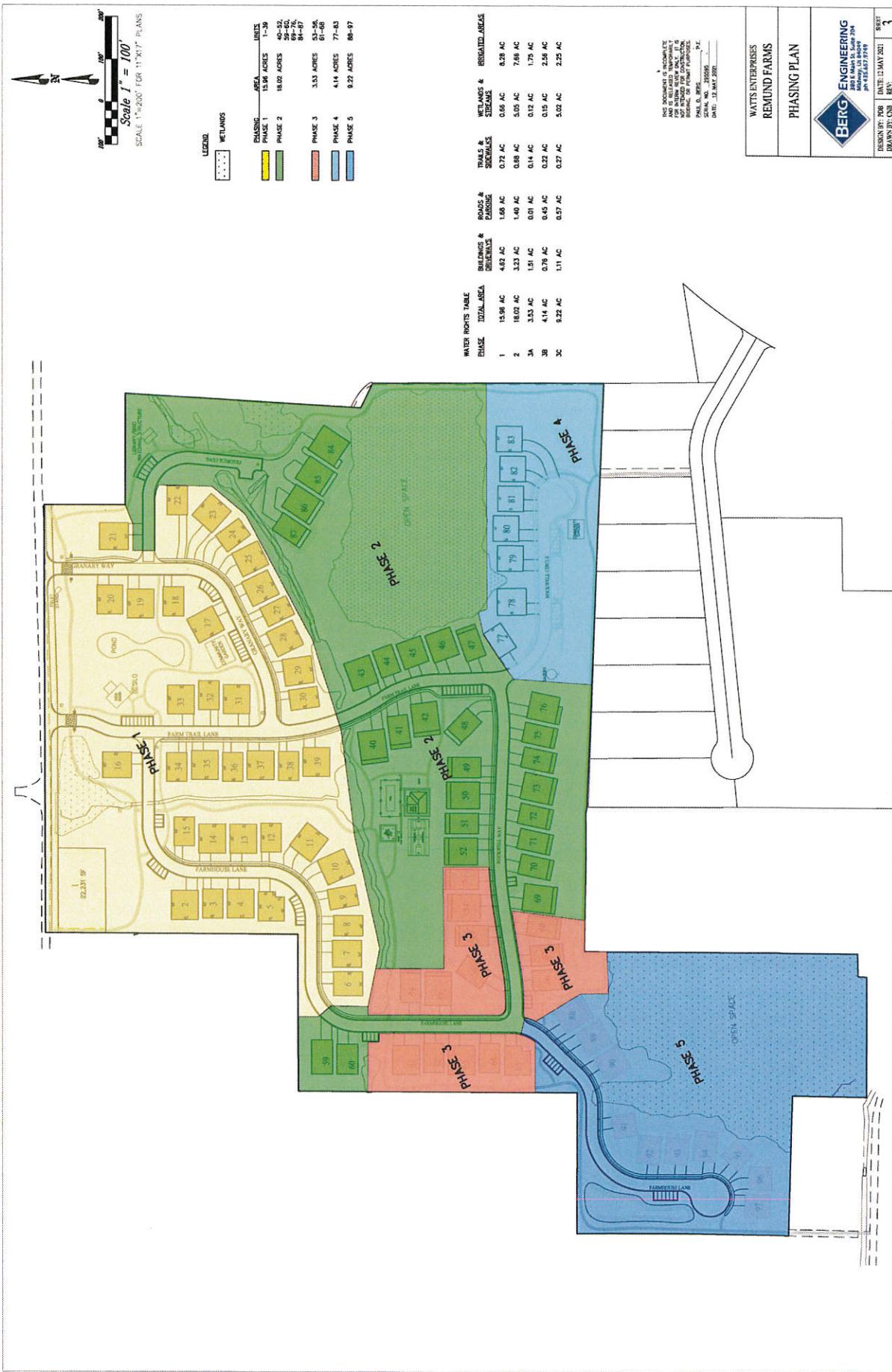
SHEET INDEX

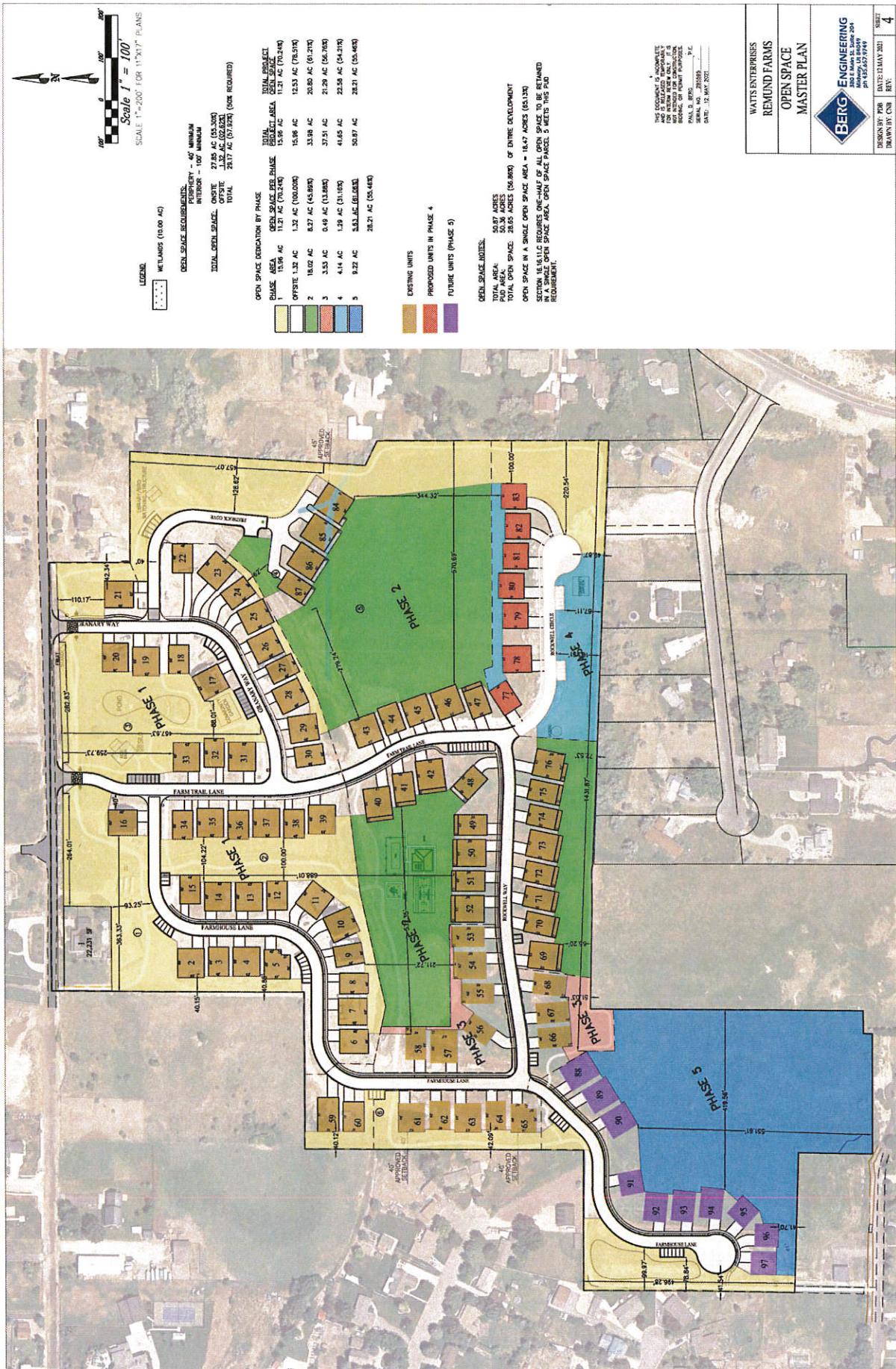
1. PHASE 4 EXISTING CONDITIONS PLAN
  2. APPROVED MASTER PLAN
  3. PHASING PLAN
  4. OPEN SPACE MASTER PLAN
  5. PHASE 4 SITE PLAN
  6. PHASE 4 LANDSCAPE PLAN
  7. REMUND FARMS PUD - PHASE 4 PLAT
  8. ROCKWELL CIRCLE PLAN AND PROFILE STA 0+00 TO 54+85
  9. ROAD CONSTRUCTION DETAILS
  10. UTILITY MASTER PLAN
  11. PHASE 4 SEWER PLAN
  12. ROCKWELL CIRCLE SEWER PLAN & PROFILE
  13. SEWER CONSTRUCTION DETAILS
  14. PHASE 4 WATER PLAN
  15. PHASE 4 PRESSURIZED IRRIGATION PLANE
  16. WATER & PI CONSTRUCTION DETAILS
  17. PHASE 4 STORM DRAIN PLAN
  18. ROCKWELL CIRCLE STORM DRAIN PLAN & PROFILE
  19. STORM DRAIN CONSTRUCTION DETAILS
  20. PHASE 4 STORM WATER POLLUTION PREVENTION PLAN

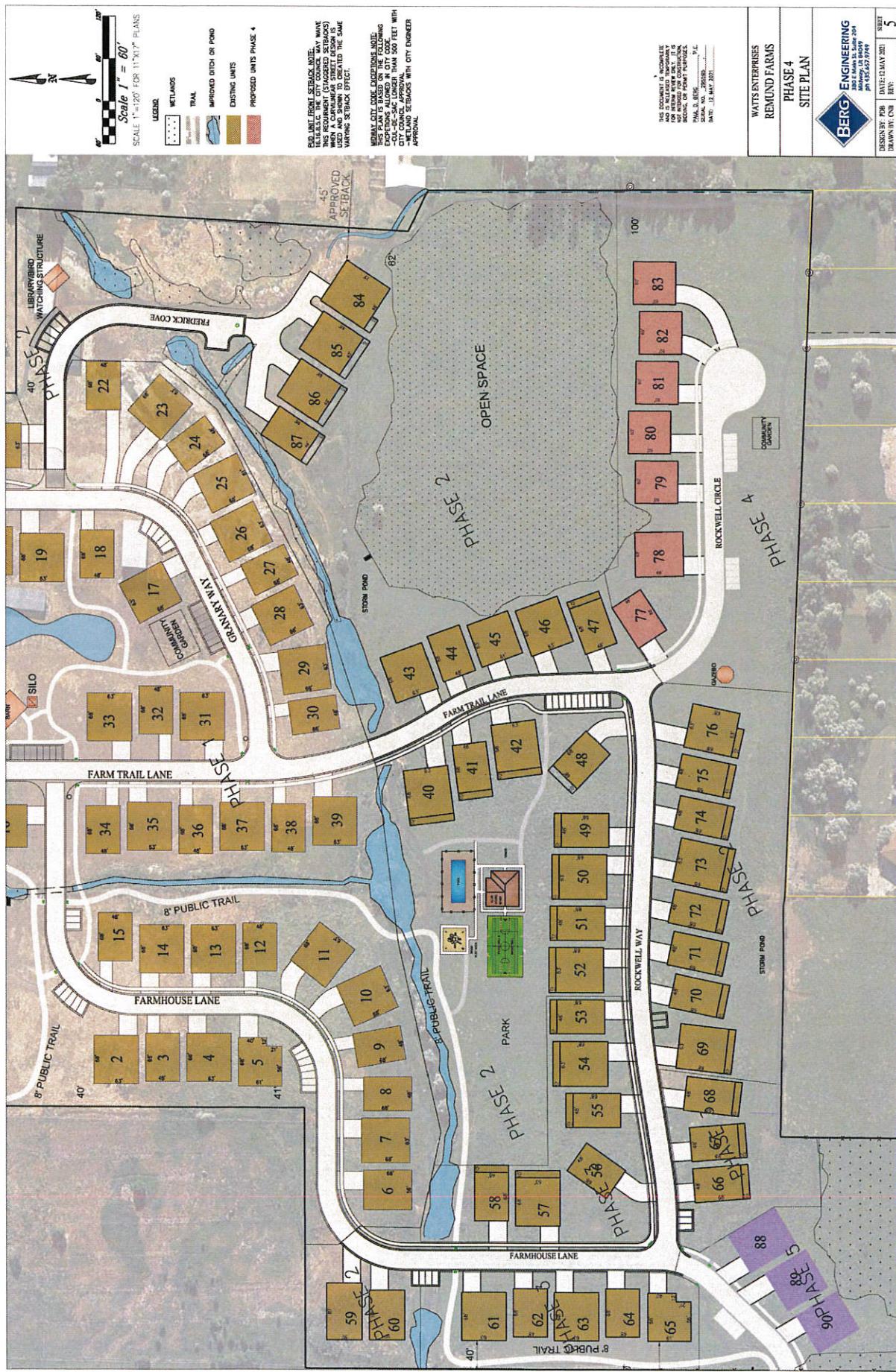


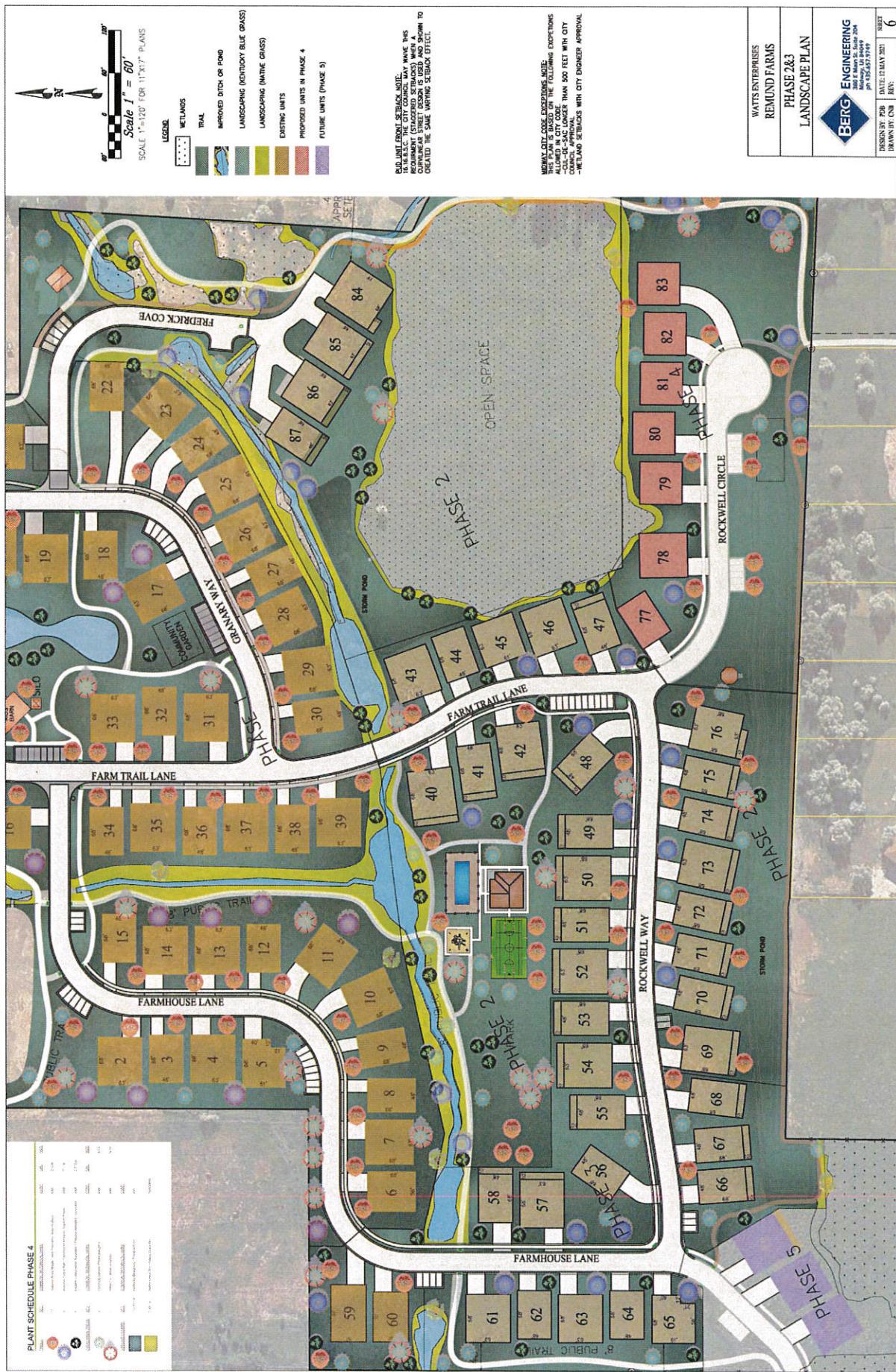




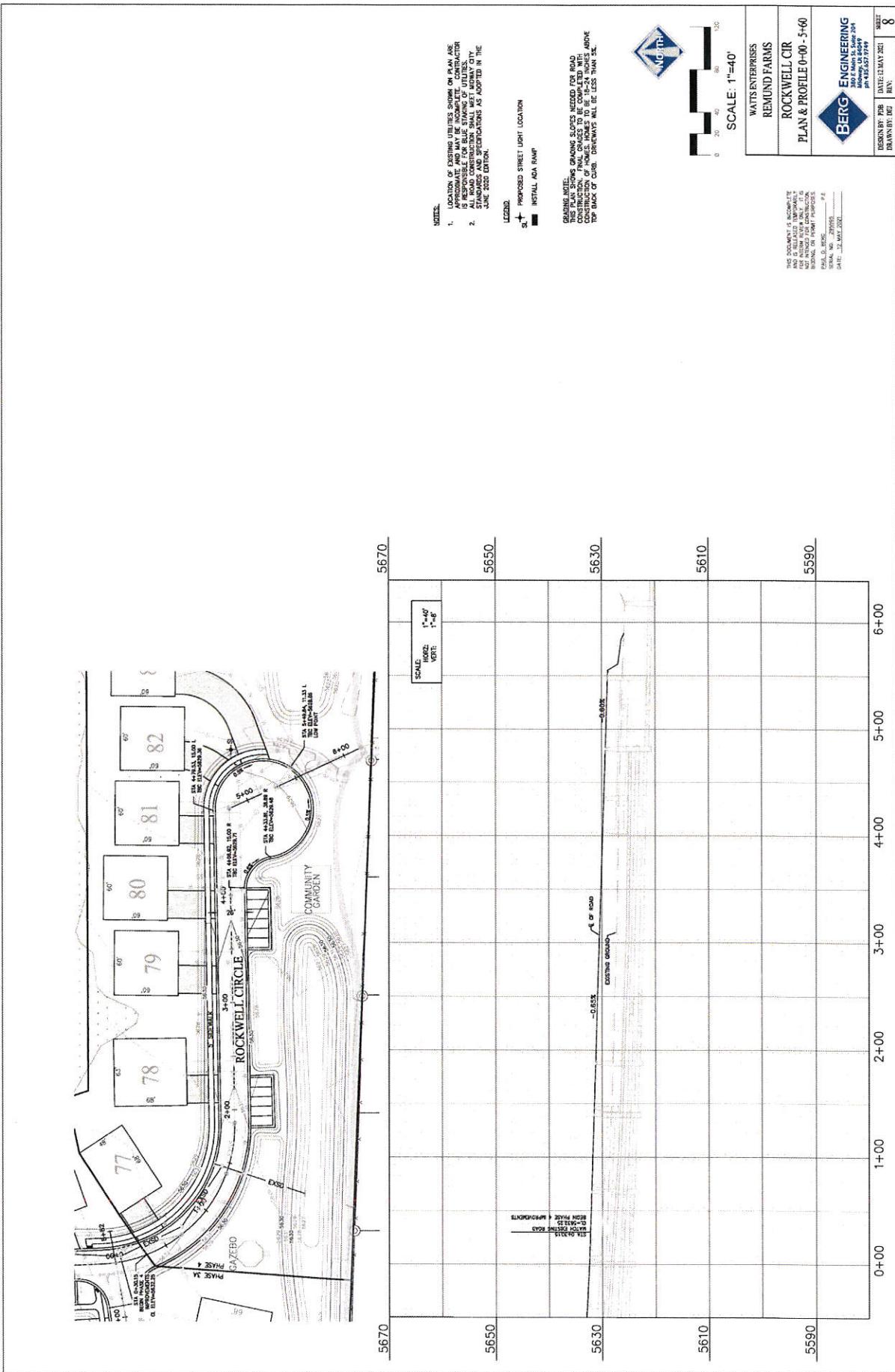


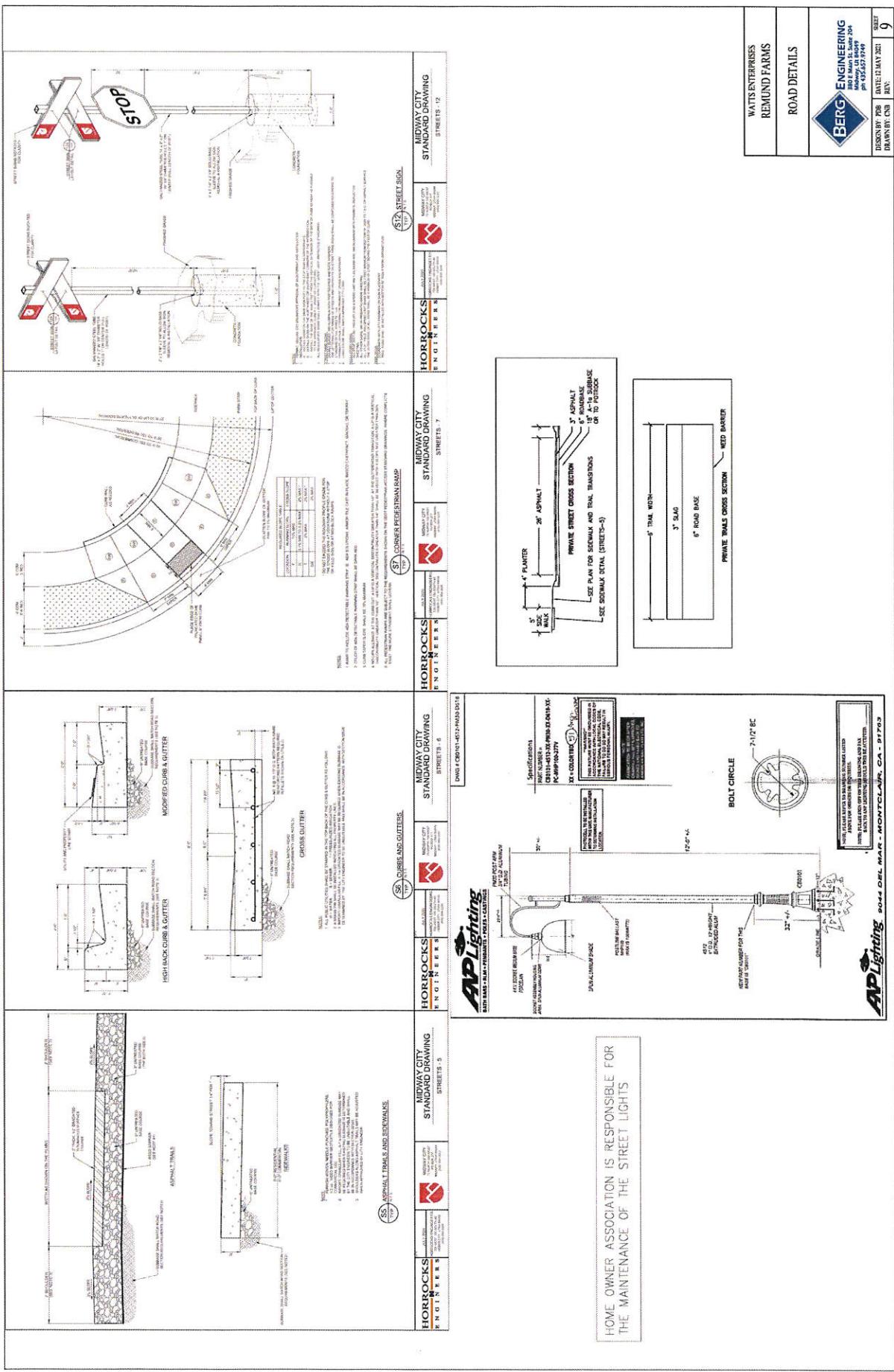


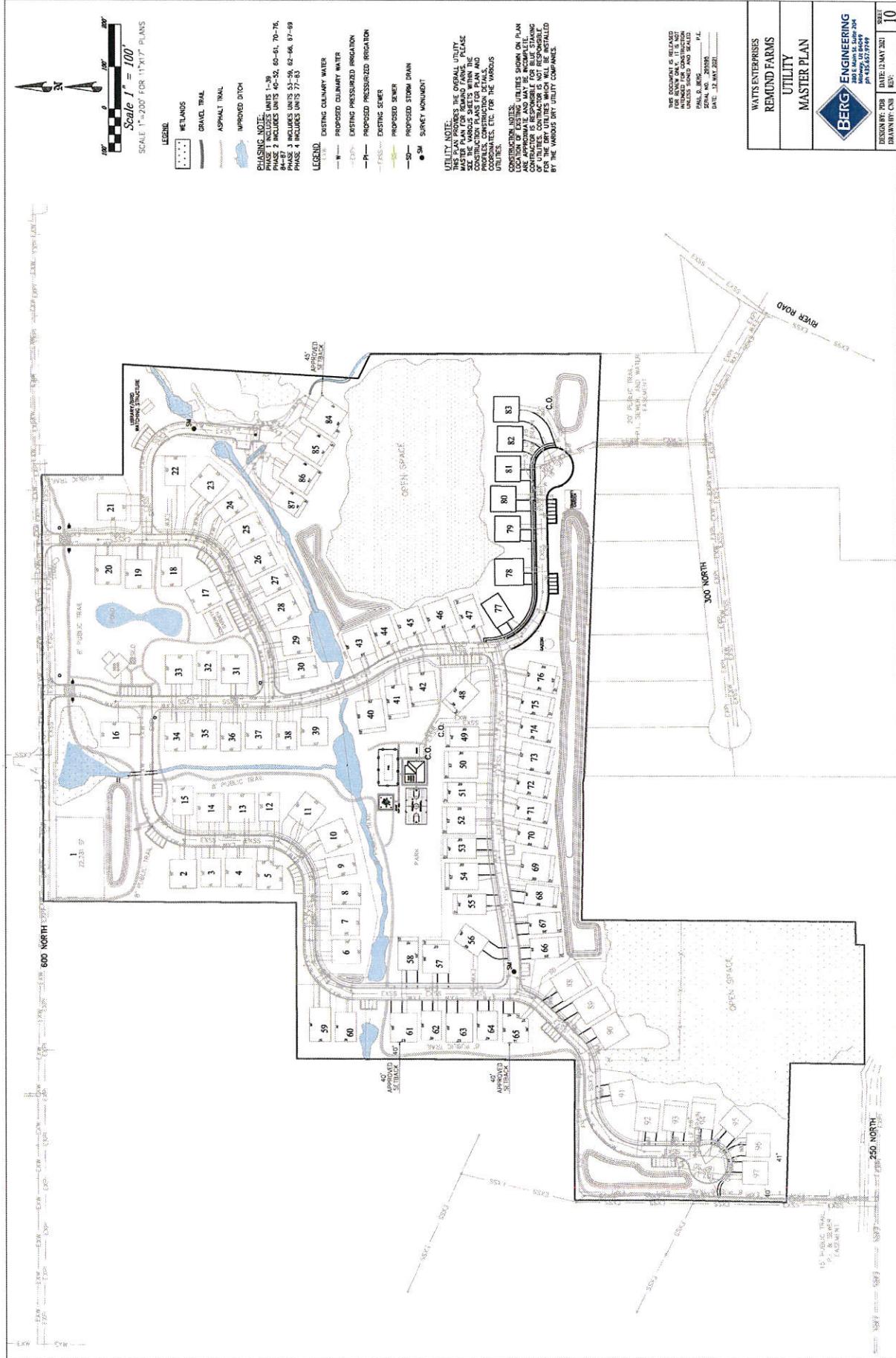


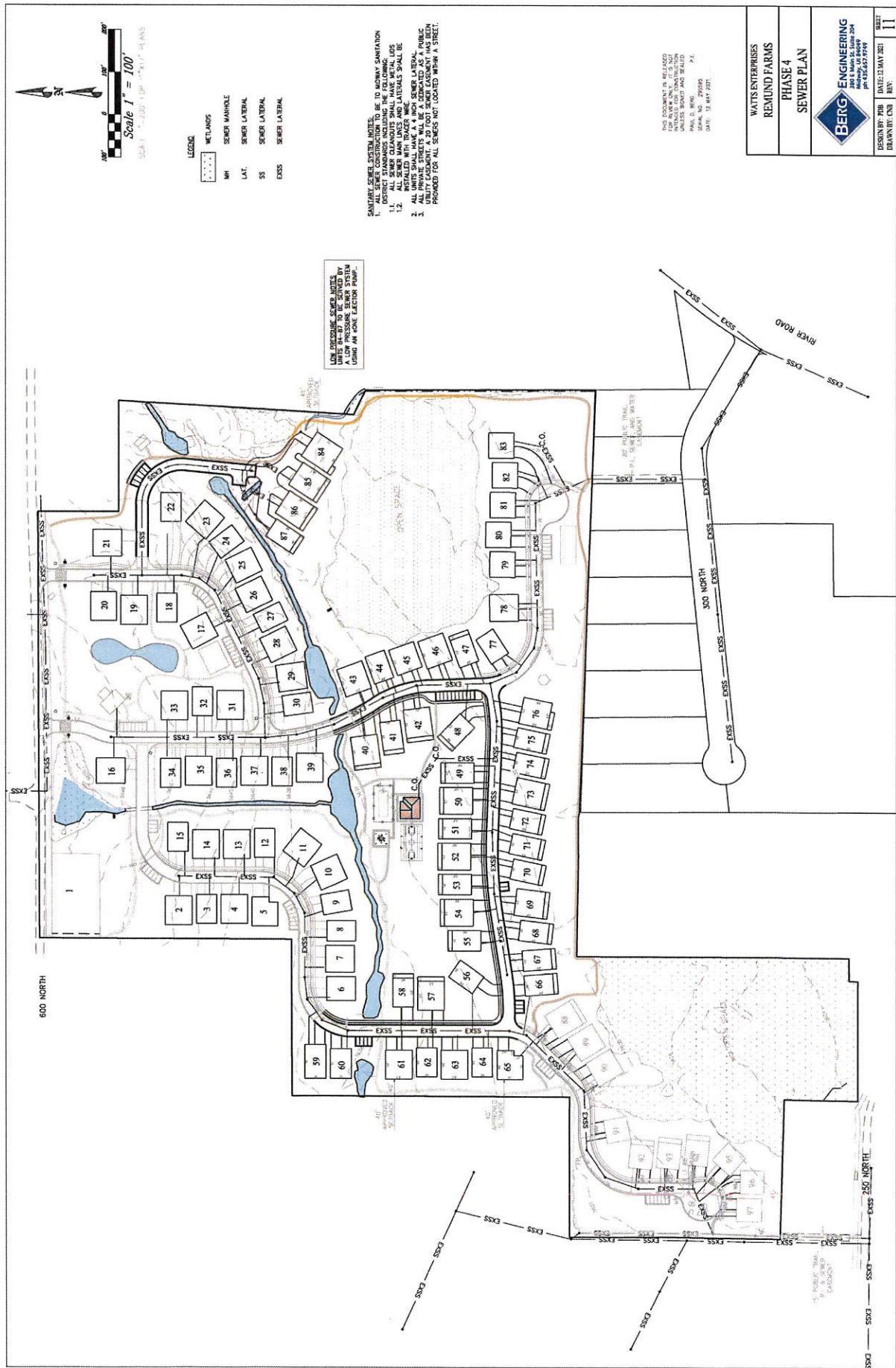


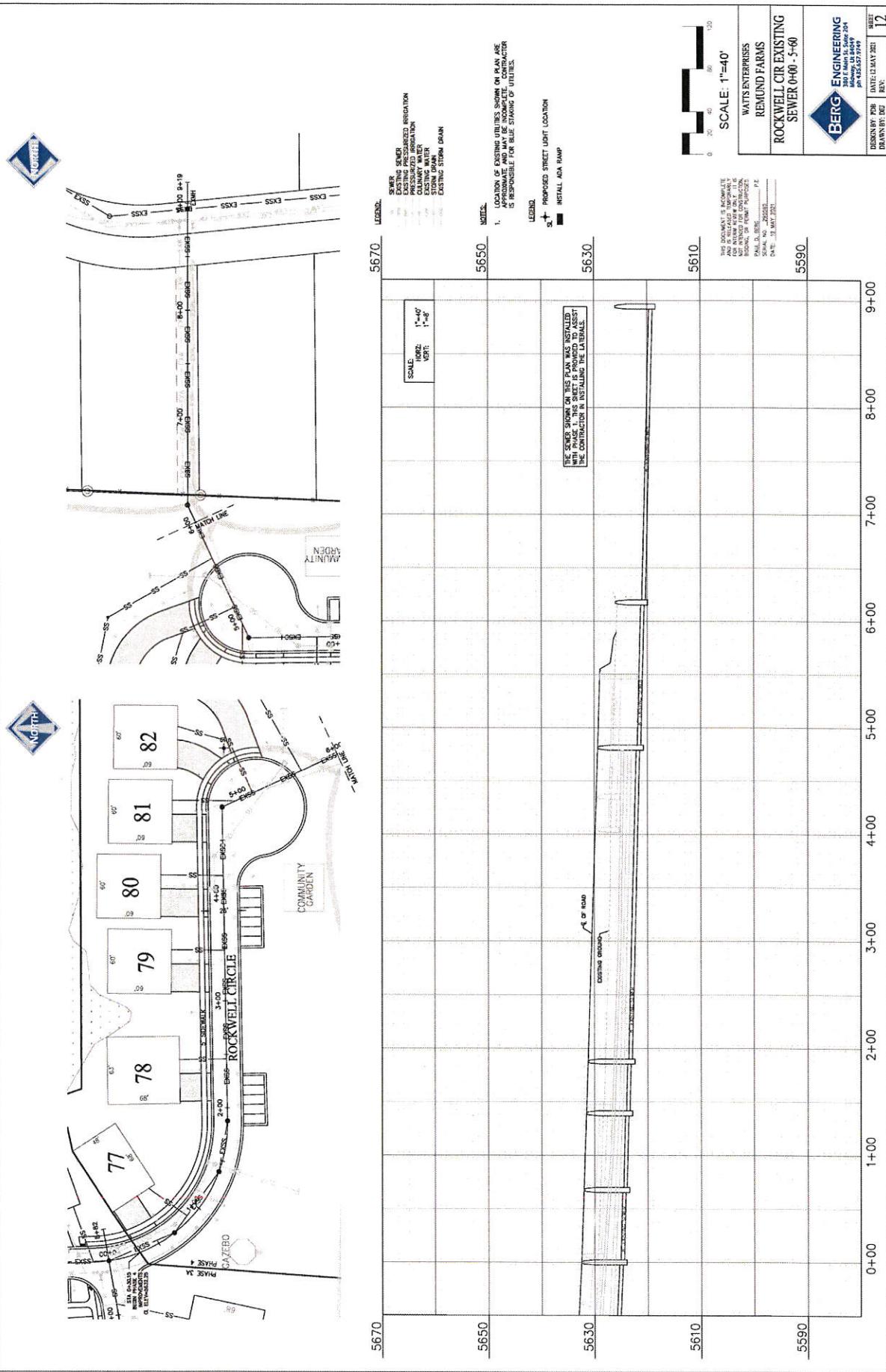


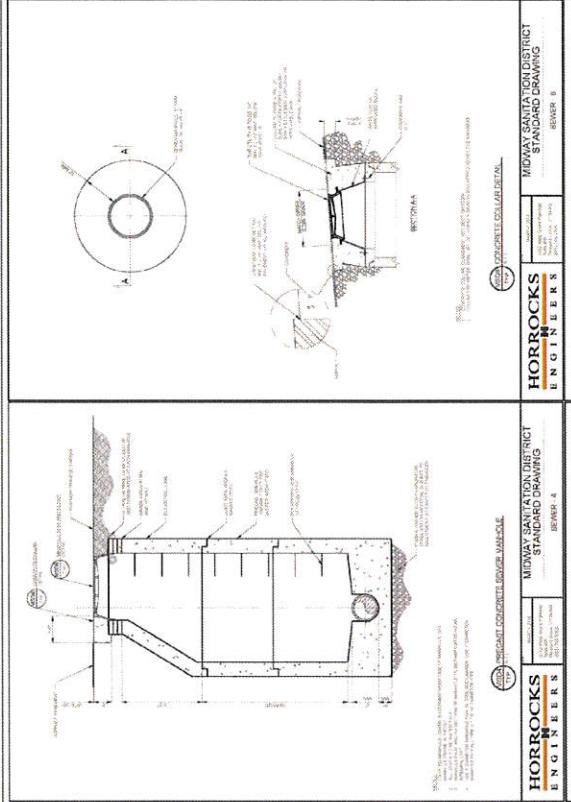
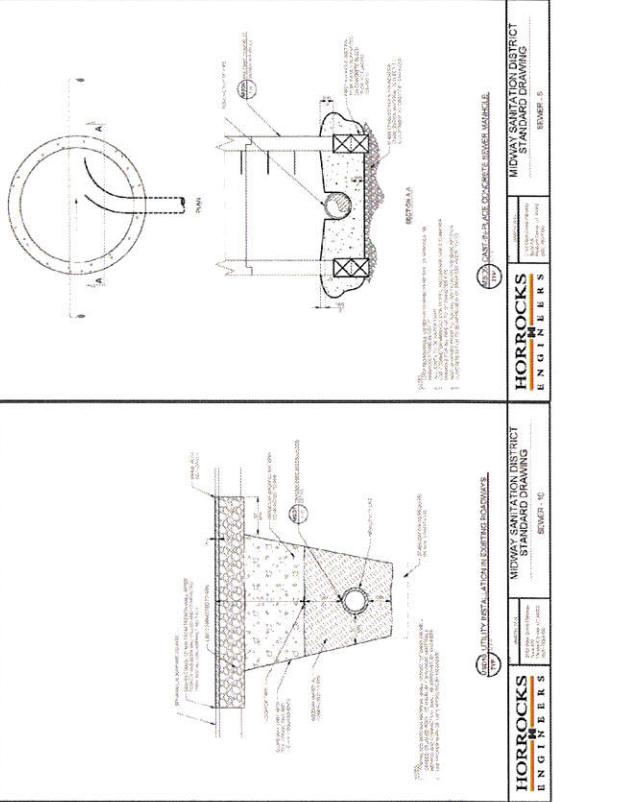
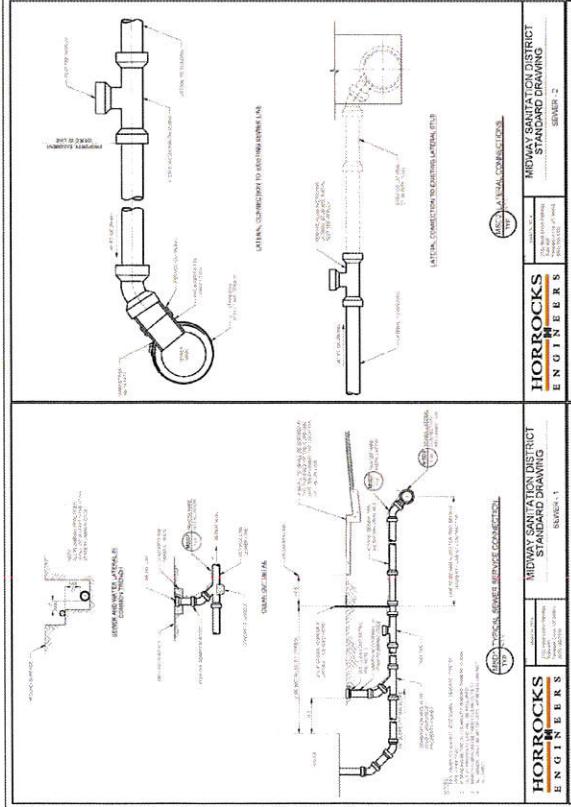
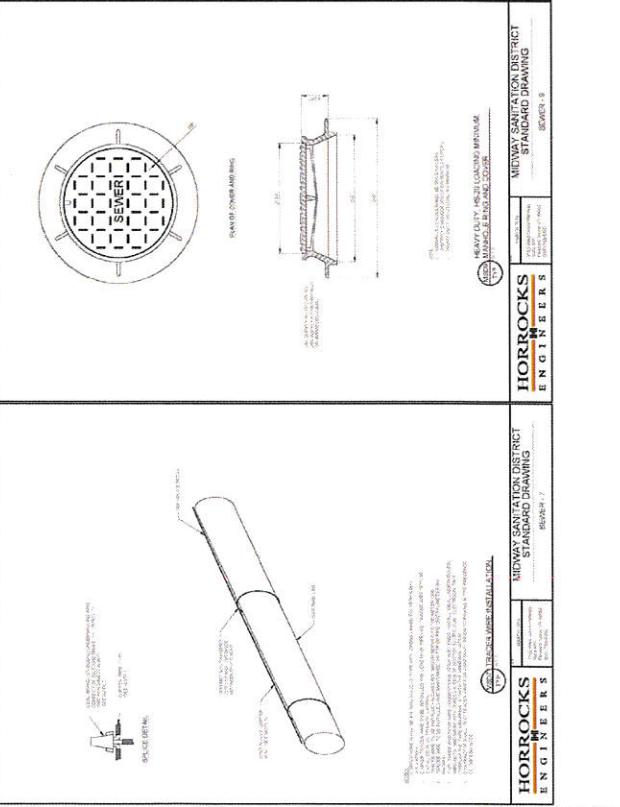
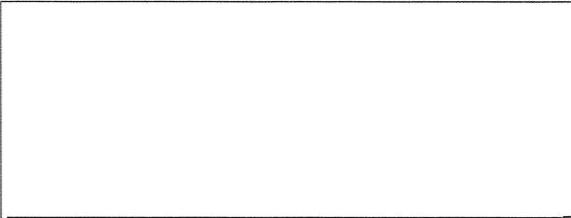
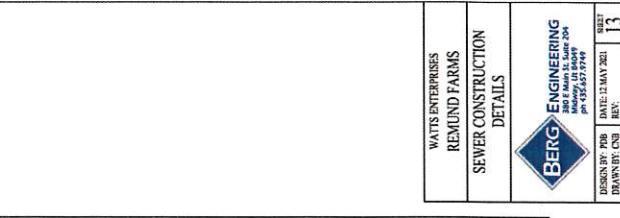








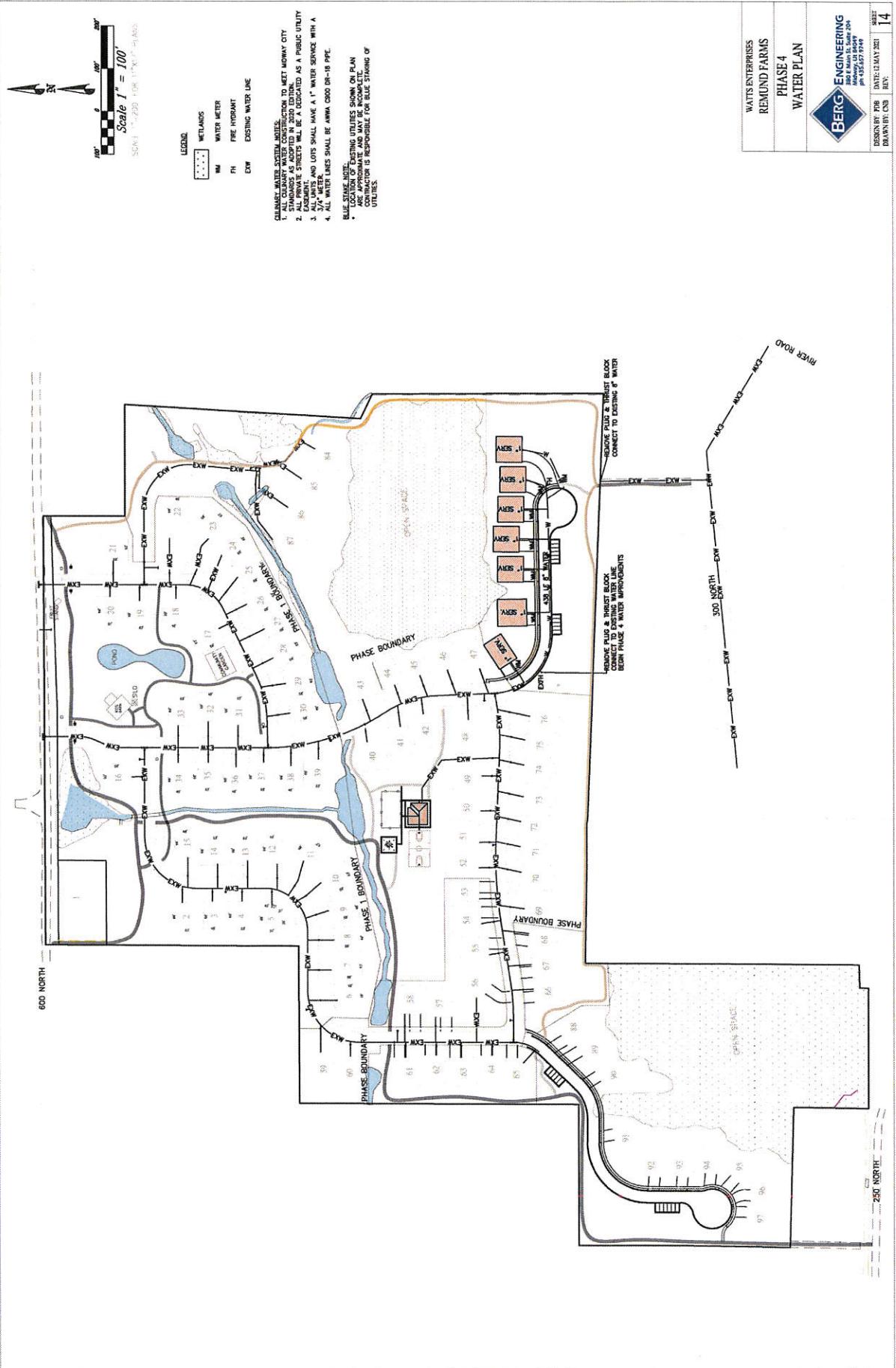


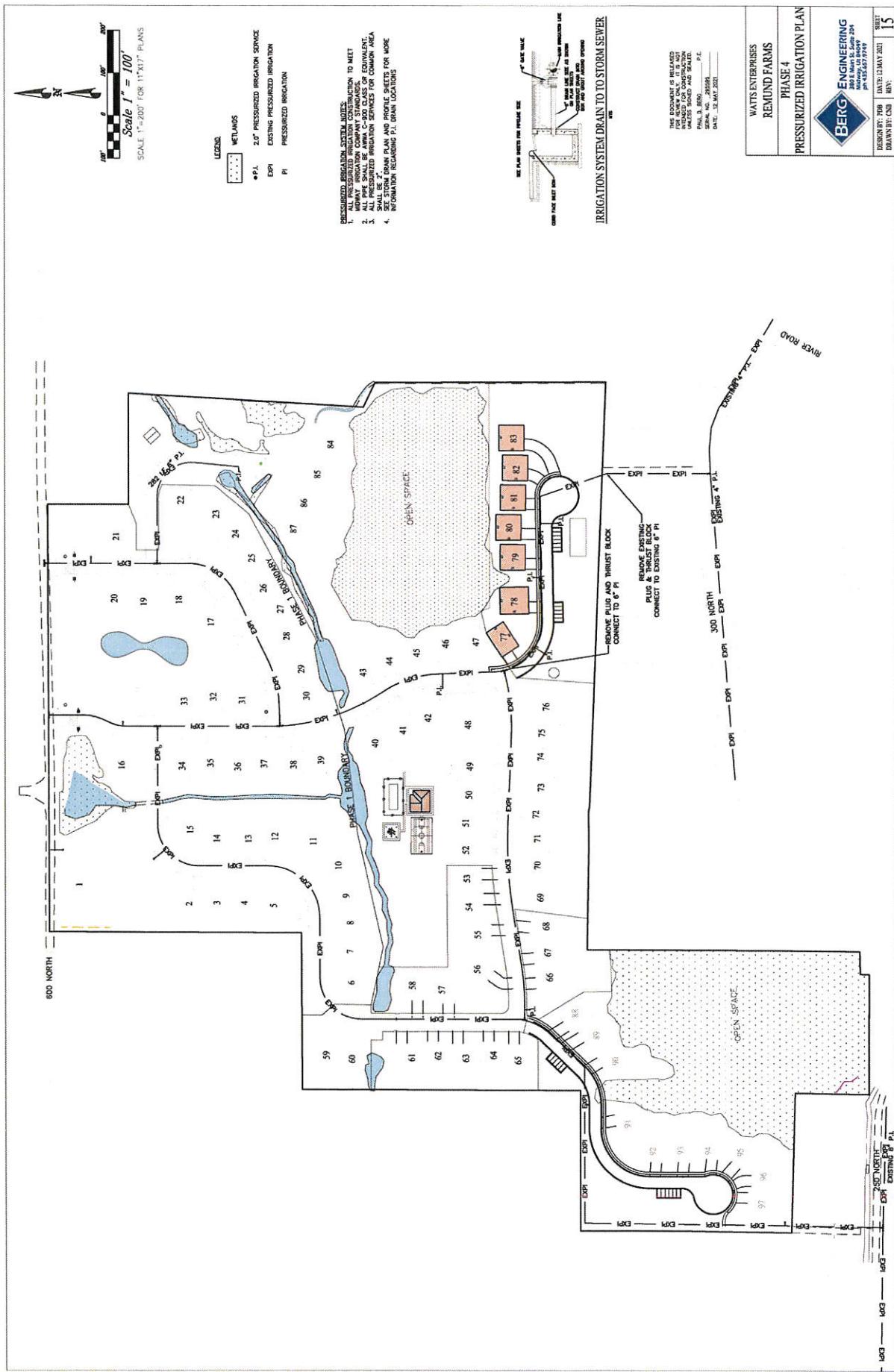
 <p><b>HORROCKS ENGINEERS</b></p> <p><b>MIDWAY SANITATION DISTRICT STANDARD DRAWING SEWER-1</b></p> <p><b>HOSE CONNECTION TO SEWAGE TREATMENT PLANT</b></p> <p><b>MANUAL CONNECTION</b></p> <p><b>EMERGENCY SERVICE GRANULATION</b></p>	 <p><b>HORROCKS ENGINEERS</b></p> <p><b>MIDWAY SANITATION DISTRICT STANDARD DRAWING SEWER-2</b></p> <p><b>URINAL CONNECTION TO SEWAGE TREATMENT PLANT</b></p> <p><b>LATRINE CONNECTION TO SEWAGE TREATMENT PLANT</b></p> <p><b>MANUAL CONNECTION</b></p>	 <p><b>HORROCKS ENGINEERS</b></p> <p><b>MIDWAY SANITATION DISTRICT STANDARD DRAWING SEWER-3</b></p> <p><b>TRANSVERSE INSPECTION</b></p>	 <p><b>HORROCKS ENGINEERS</b></p> <p><b>MIDWAY SANITATION DISTRICT STANDARD DRAWING SEWER-4</b></p> <p><b>TRANSVERSE INSPECTION</b></p>
 <p><b>HORROCKS ENGINEERS</b></p> <p><b>MIDWAY SANITATION DISTRICT STANDARD DRAWING SEWER-5</b></p> <p><b>INCORPORATE CIRCULAR CLEAN</b></p>	 <p><b>HORROCKS ENGINEERS</b></p> <p><b>MIDWAY SANITATION DISTRICT STANDARD DRAWING SEWER-6</b></p> <p><b>INCORPORATE CIRCULAR CLEAN</b></p>		

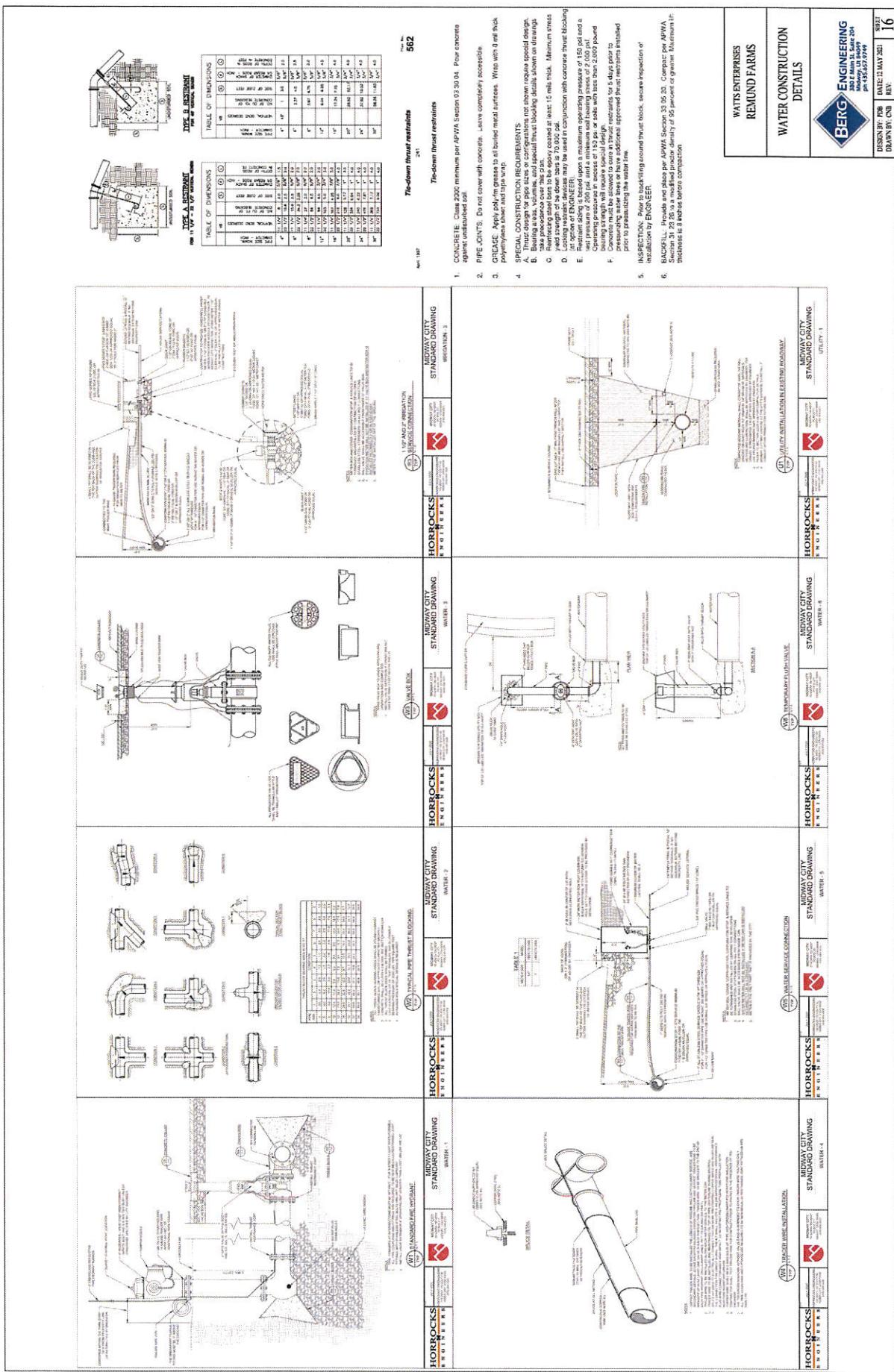
WATTS ENTERPRISES  
RENUND FARMS  
SEWER CONSTRUCTION DETAILS

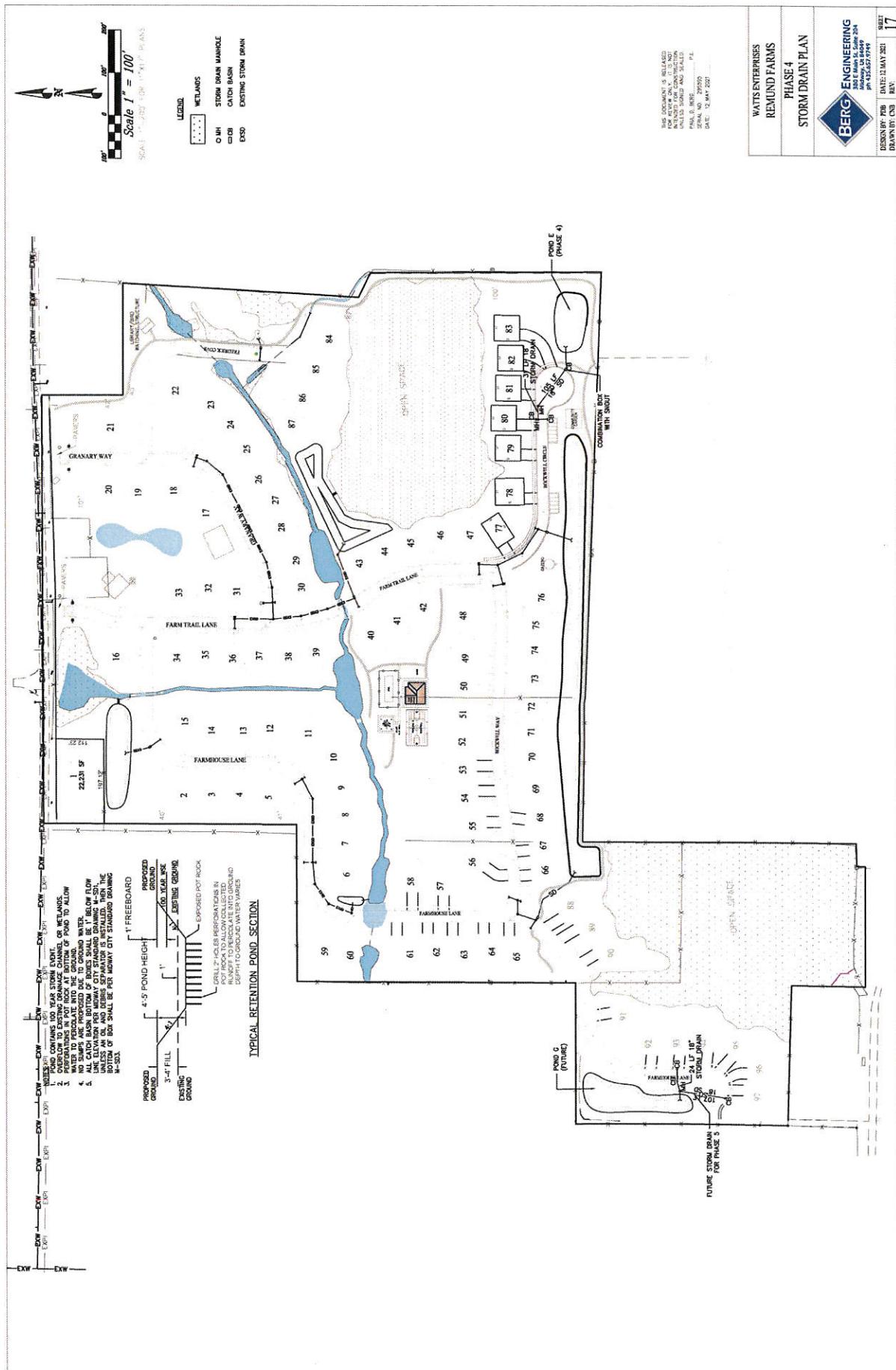
**BERG ENGINEERING**  
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1000 University Street, Suite 200  
Seattle, WA 98101  
(206) 567-7344

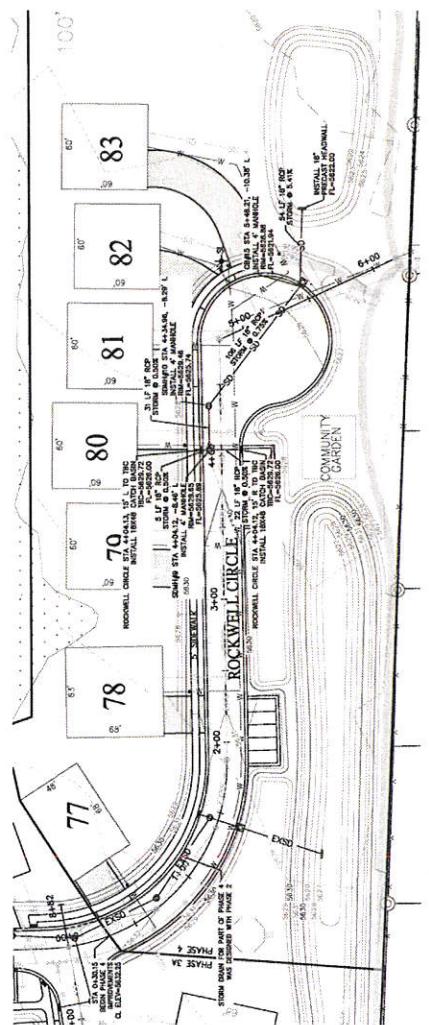
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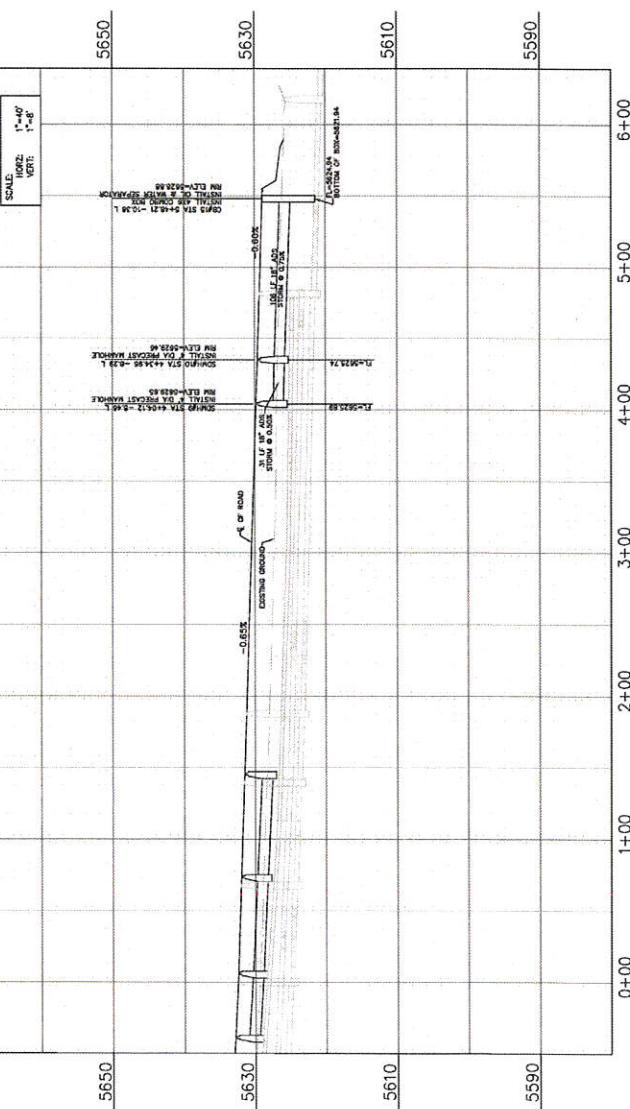




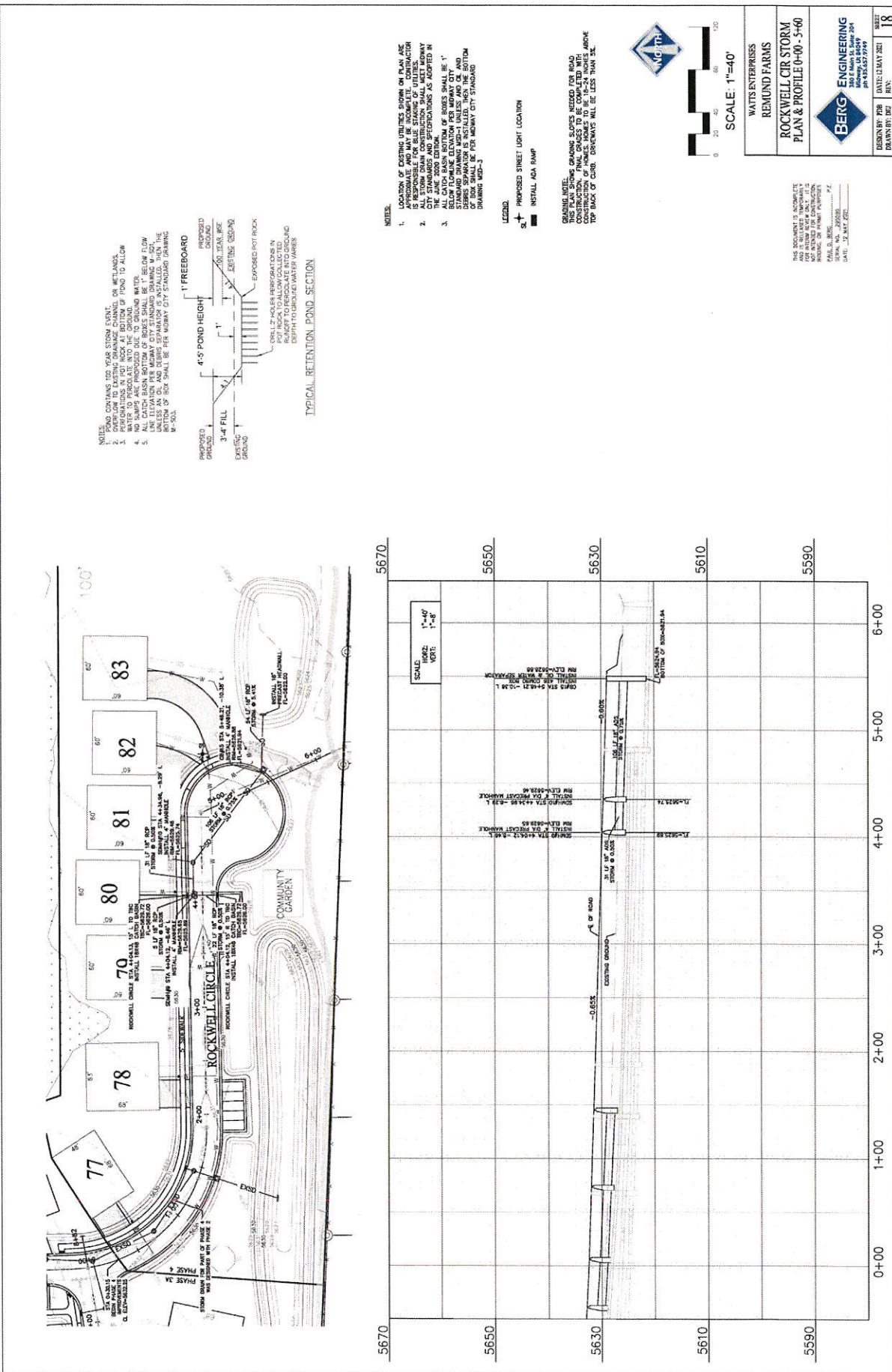


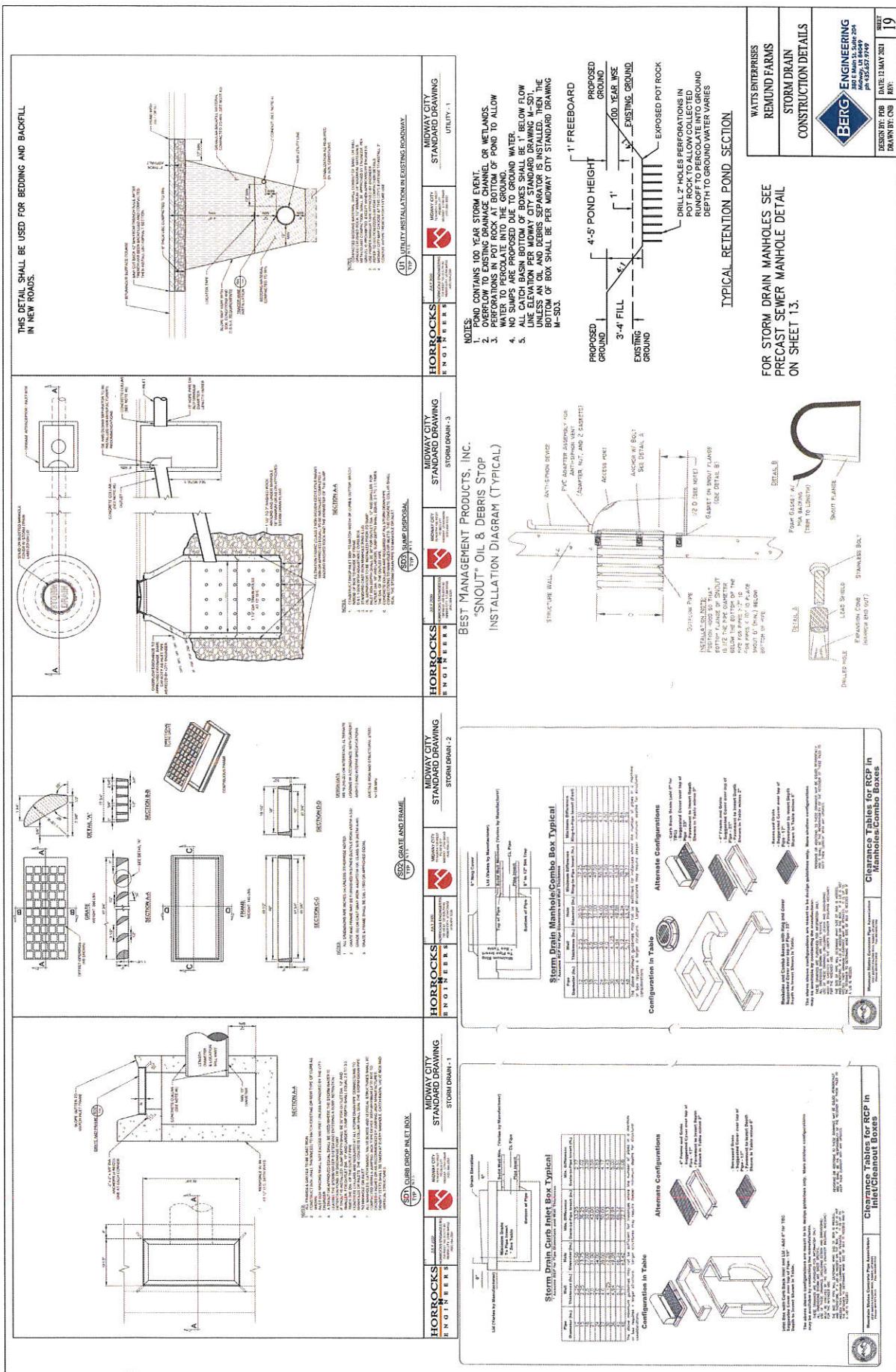


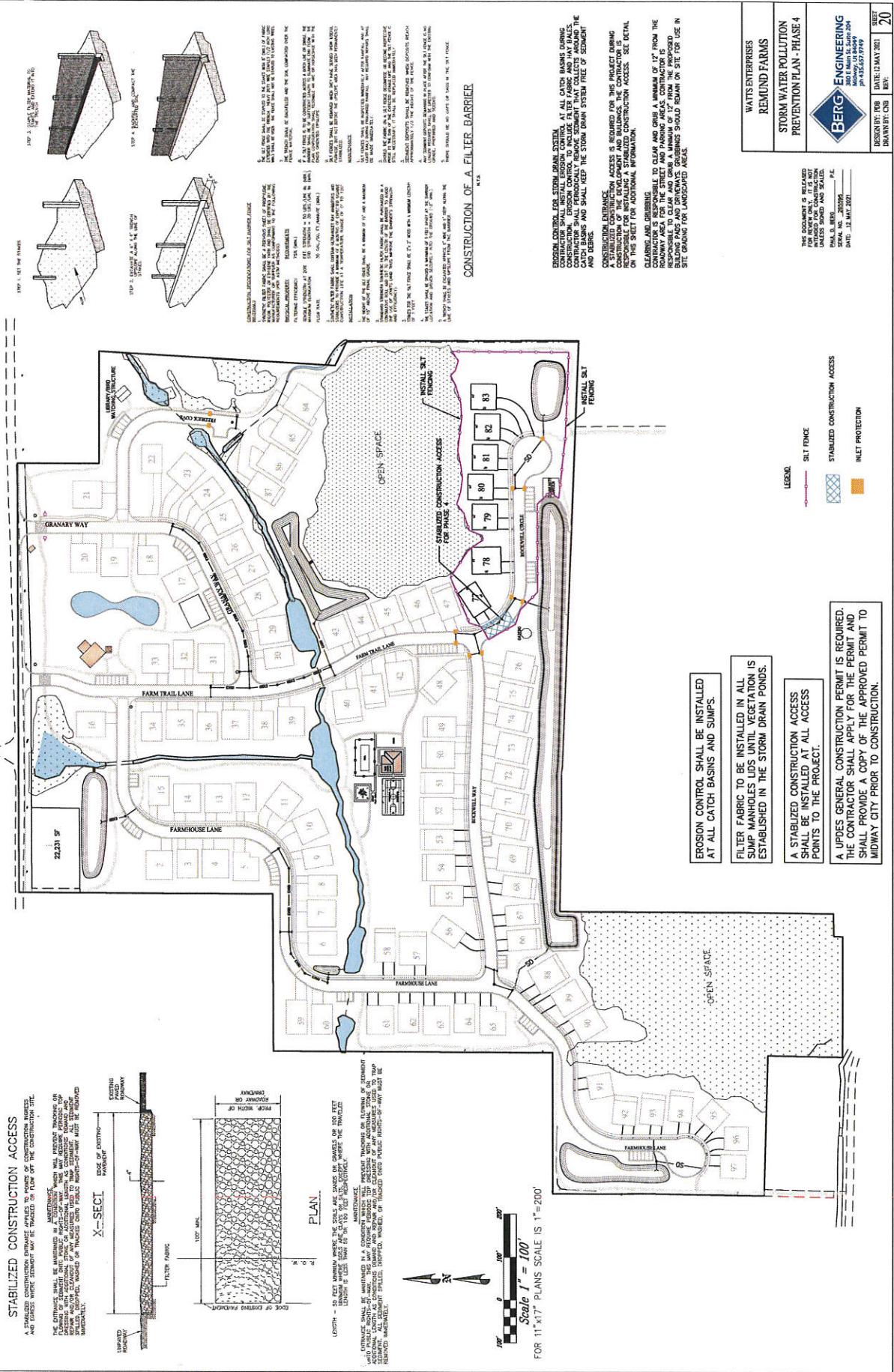
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THE JOURNAL OF CLIMATE









June 8, 2021

Midway City  
Attn: Michael Henke  
75 North 100 West  
Midway, Utah 84049

**Subject: Remund Farms – Phase 4 Preliminary Review**

Dear Michael:

Horrocks Engineers recently reviewed the above development plans for Preliminary Approval. The proposed development is located near 200 East and 600 North. The entire development is 50.87 acres and contains 97 lots. Phase 4 is 4.14 acres and contains 7 lots. The following comments should be addressed.

**Wetlands**

- All wetland delineations have been approved with the US Army Corp of Engineers.
- Several units encroach within the 25' wetlands setback as approved by the City Council with the Master Plan Approval of the development. However, no units encroach within the actual wetlands.
- Any construction activities that will impact the delineated wet lands will need approval from the US Army Corp of Engineers.
- Delineated wet lands shall be surveyed and construction fence shall be installed to delineate the wet land boundaries.

**Geotechnical and Hydrogeologic Investigation**

- As part of the Phase 1 geotechnical investigation the developer installed and is monitoring 27 boring pits/piezometers over the entire site.
- To monitor the groundwater elevation, the groundwater at each piezometers was read during the construction of Phase 1 - 3. As construction of future phases takes place monitoring will continue to be documented.
- Hydrological analysis as previously done by Loughlin Water Association and Developer for Phases 1 – 3 should continue as previously approved for the site.

**Water**

- The proposed development will be served from the Gerber Mahogany Springs zone.
- The mainline water for phase 4 was completed as part of the work in phase 2.

**Irrigation**

- The proposed development will connect to existing irrigation from Phase 2 and install services with meters according to Midway Irrigation Company standards.

Roads

- The proposed development will install 26' of asphalt, modified curb on each side of the road, with a 5' park strip and 5' sidewalk on one side of the road. The developer will pay to the City the cost savings of installing 26' of asphalt rather than the standard 30' of asphalt.
- All roads within the proposed development will be private roads.

Trails

- There are private with public use gravel trails within this part of the development.

Storm Drain

- The storm drain system will be private and will be collected within the proposed curb and gutter and discharged to a series of catch basins and retention basins within the development.
- Remund Farms HOA will be responsible for maintenance of the storm system. This needs to be updated in the development agreement.

Please feel free to call our office with any questions.

Sincerely,  
HORROCKS ENGINEERS



Wesley Johnson, P.E.  
Midway City Engineer

cc: Berg Engineering