



HARRISVILLE CITY

363 West Independence • Harrisville, Utah 84404 • (801) 782-4100

MAYOR:

Bruce N. Richins

COUNCIL MEMBERS:

Grover Wilhelmsen
Michelle Tait
Jeffery Pearce
Jennifer Jensen
Jennifer Morrell

**CITY COUNCIL MEETING
AGENDA
363 West Independence Blvd
July 8, 2014**

"In accordance with the Americans with Disabilities Act, the City of Harrisville will make reasonable accommodations for participation in the meeting. Request for assistance can be made by contacting the City Recorder at 801-782-4100, providing at least three working days advance notice of the meeting."

7:00 P.M. CITY COUNCIL MEETING
Presiding: Mayor Bruce Richins
Mayor Pro Tem: Jennifer Morrell

- 1. CALL TO ORDER**
- 2. PLEDGE OF ALLEGIANCE & OPENING CEREMONY** [Grover Wilhelmsen]
- 3. BUSINESS ITEMS**
 - a. Discussion/possible action to approve Farr West, Pleasant View, and North Ogden Amendment to UDOT Corridor Agreement [Paul Dinsdale]
 - b. Discussion/possible action to approve Harrisville City Ordinance 467; an ordinance amending section 11.10.020 of the land use ordinance relating to home occupation/ making technical changes; severability; and providing an effective date. [Bill Morris]
- 4. PUBLIC COMMENTS - (3 minute maximum)**
- 5. MAYOR/COUNCIL FOLLOW-UP**
- 6. ADJOURN**
- 7. HERITAGE DAYS WORK SESSION**

DATE POSTED: July 7, 2014

BY: Jennie Knight, City Recorder

I, Jennie Knight, certify that I am the City Recorder of Harrisville City, Utah, and that the foregoing City Council agenda was faxed to the Ogden Standard Examiner, Weber County Library, and neighboring cities. The agenda was also posted at the following locations: City hall, on the City's website www.cityofharrisville.com and the State Public Meeting Notice website at <http://pmn.utah.gov>.

AMENDED SR-134 AGREEMENT

THIS AMENDED AGREEMENT, made and entered into this _____ day of _____, 20_____, by and between the **UTAH DEPARTMENT OF TRANSPORTATION**, hereinafter referred to as “UDOT”, and the cities of **FARR WEST, PLEASANT VIEW, NORTH OGDEN**, all Registered Municipalities in the State of Utah, hereinafter referred to as the “municipalities,” for the SR-134 corridor within the municipal boundaries of the three cities. The intention of this agreement is to supersede the previous agreements for SR-134 within the limits identified, not the entire previous agreements. The previous agreements would remain intact as adopted for the other corridors, and for SR-134 outside of **FARR WEST, PLEASANT VIEW, and NORTH OGDEN**.

WITNESSETH:

WHEREAS, the parties hereto entered into a **Cooperative Agreement**, dated April 5th, 2006, UDOT Finance Number 068626 and

WHEREAS, paragraph eight (8) of the April 5, 2006 Cooperative states:

UDOT and each Municipality acknowledges that this agreement may be amended at any time to reflect changes which would not degrade the traffic operations or safety of the State Highways and overall transportation system as certified by a traffic engineering study performed by a licensed engineer certified and qualified to perform this analysis in the State of Utah, and based on the mutual agreement by and between UDOT and the Municipality most directly affected by the proposed amendment, subject to the opportunity for all other municipalities to provide comment and input on the proposed amendment and shall not accept the acceptance of other provisions of this agreement not affected by the proposed amendment.

WHEREAS, based on the findings of the North Weber County Corridor Preservation Study, and a subsequent report completed specifically for SR-134 (June 2013), **UDOT** and the **municipalities** desire to facilitate traffic flow along the corridor within the study area in north Weber County, Utah, by identifying and stipulating the locations of existing and future traffic signal installations and major access points; and

WHEREAS, in order to manage traffic flow and improve safety, other consideration will be necessary within the corridor as described herein; and

WHEREAS, **UDOT** and each municipality agree to enter into this **COOPERATIVE AGREEMENT** to accomplish this common goal; and

WHEREAS, UDOT has determined by formal finding said work on public right-of-way is not in violation of the laws of the State of Utah or any legal contract with the **municipalities**.

WHEREAS, this **Amended Agreement** is now written to define the terms and changes in the original Agreement.

NOW THEREFORE, it is agreed by and between the parties hereto as follows:

1. The parties hereto agree that the following intersections are identified as location for existing or future traffic signals:
 - a. SR-134 (2700 North) and SR-126 (2000 West) (Existing)
 - b. SR-134 (2700 North) and I-15 Southbound Ramps (Existing)
 - c. SR-134 (2700 North) and I-15 Northbound Ramps (Existing)
 - d. SR-134 (2700 North) and 1700 West (Future)
 - e. SR-134 (2700 North) and Rulon White Boulevard (Existing)
 - f. SR-134 (2700 North) and US-89 (State Street) (Existing)
 - g. SR-134 (2700 North) and 600 West (Existing)
 - h. SR-134 (2700 North) and Hillsborough Drive (Future)
 - i. SR-134 (2700 North) and SR-235 (Washington Boulevard) Existing)
2. The parties hereto agree that traffic signals will only be installed at those intersections within the limits that are listed above when they meet the minimum traffic signal warrants as defined by the *Manual on Uniform Traffic Control Devices* (MUTCD) and following a positive **UDOT** field review.
3. Other intersections on SR-134 (2700 North) within the **municipal** jurisdictions will not be considered for future traffic signalization.
4. The **municipalities** acknowledge that, at **UDOT**'s discretion, access may be denied at any location for any existing or proposed access based upon the currently adopted, "Accommodation of Utilities and the Control and Protection of State Highway Rights of Way," (R930-6) document.
5. The **municipalities** acknowledge that, at **UDOT**'s discretion, it may become necessary to restrict certain types of movements at any and all un-signalized intersections or access points within the corridor to right-in right-out only movements. **UDOT** will continue to work and coordinate with the **municipalities** as safety becomes a concern within this corridor as traffic increases.
6. If access is restricted through the use of raised medians, the **municipalities** and **UDOT** will work together to identify the most suitable median landscape treatment (softscape, xeriscape, decorative hardscape, etc.), that creates an entry gateway feature to the **municipalities**. The costs for these improvements are typically borne by the **municipality** as a betterment to the **UDOT** standard landscaping treatments.
7. It is anticipated by the **municipalities** that landscaping will be added to any future interchange improvements. The **municipalities** and **UDOT** will work together to identify the most suitable landscape treatment (softscape, xeriscape, decorative hardscape, etc.), that creates an entry gateway feature to the **municipalities**. The costs for these improvements are typically borne by the **municipality** as a betterment to the **UDOT** standard landscaping treatments.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed by their duly authorized officers as of the day and year first above written.

ATTEST:

FARR WEST CITY CORPORATION,
a Municipal Corporation of the State of Utah

By: _____

By: _____

Title: _____

Title: _____

Date: _____
(IMPRESS SEAL)

Date: _____

ATTEST:

PLEASANT VIEW CITY CORPORATION,
a Municipal Corporation of the State of Utah

By: _____

By: _____

Title: _____

Title: _____

Date: _____
(IMPRESS SEAL)

Date: _____

ATTEST:

NORTH OGDEN CITY CORPORATION,
a Municipal Corporation of the State of Utah

By: _____

By: _____

Title: _____

Title: _____

Date: _____
(IMPRESS SEAL)

Date: _____

RECOMMENDED FOR APPROVAL:

Region Traffic & Safety Engineer

Date: _____

APPROVED AS TO FORM:

As evidence by the signature below, the Attorney General's Office has reviewed this Agreement pursuant to Utah Code Annotated, Section 11-13-9, and authorizes and approves it.

ASSISTANT UDOT ATTORNEY GENERAL

**UTAH DEPARTMENT OF
TRANSPORTATION**

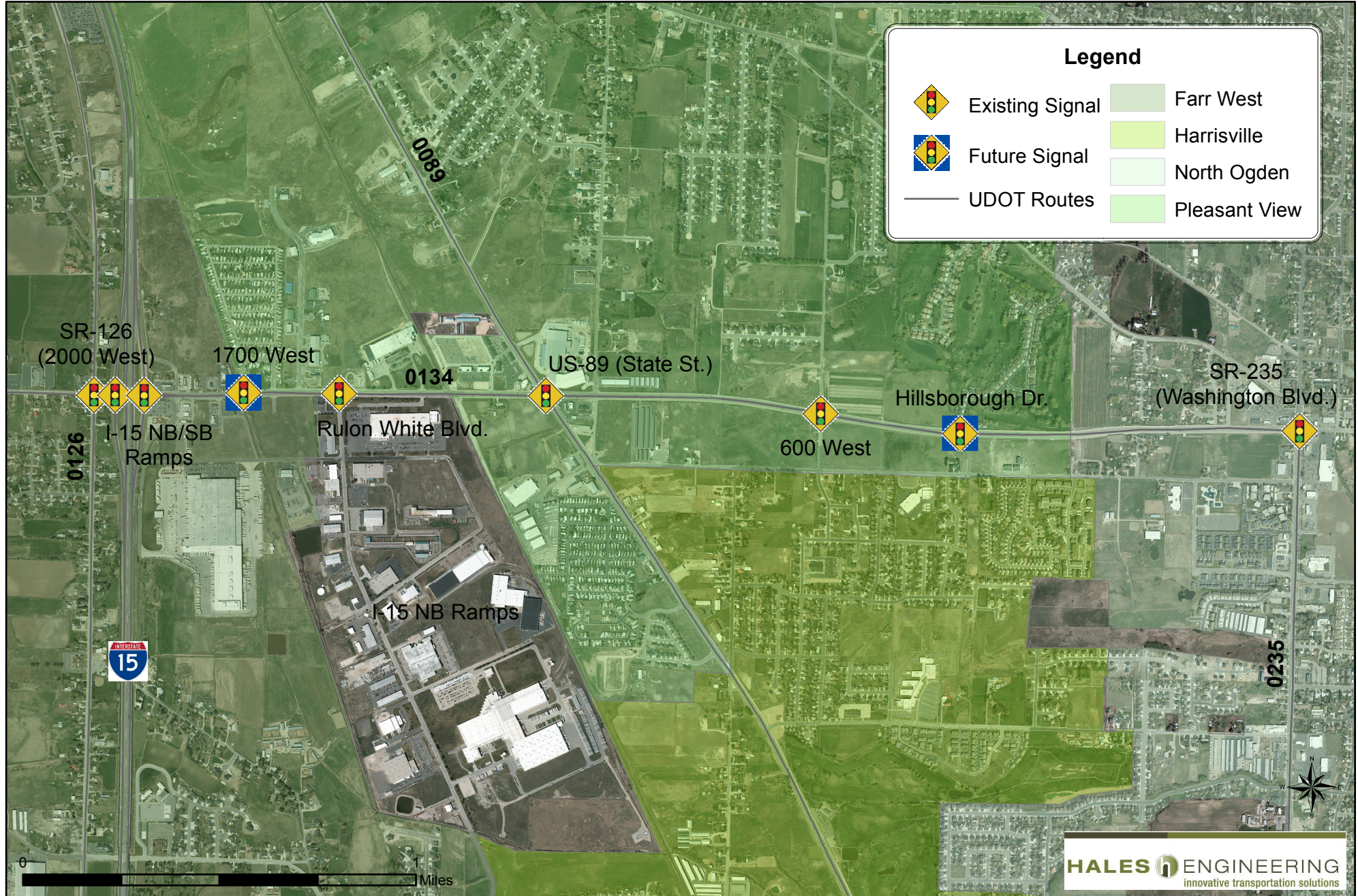
By _____
Region Director

Date: _____

Approved:

UDOT Comptrollers Office
Contract Administrator

SR-134 (2700 North) Corridor Agreement



**HARRISVILLE CITY
ORDINANCE NO. 467**

HOME OCCUPATION AMENDED

**AN ORDINANCE OF HARRISVILLE CITY, UTAH, AMENDING
SECTION 11.10.020 OF THE LAND USE ORDINANCE RELATING
TO HOME OCCUPATION; MAKING TECHNICAL CHANGES;
SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**

WHEREAS, Harrisville City (hereafter “City”) is a municipal corporation, duly organized and existing under the laws of the State of Utah;

WHEREAS, *Utah Code Annotated* §§ 10-8-84 and 10-8-60, 1953, as amended, allows the City to exercise certain police powers and nuisance abatement powers, including but not limited to providing for safety and preservation of health, promotion of prosperity, improve community well-being, peace and good order for the inhabitants of the City;

WHEREAS, Title 10, Chapter 9a, of the *Utah Code Annotated*, 1953, as amended, enables the City to regulate land use and development;

WHEREAS, the City finds it necessary to update its land use ordinances in order to meet the challenges presented by development and to protect public health, safety, and welfare; and,

WHEREAS, after publication of the required notice the City’s Planning Commission held its public hearing on June 11, 2014, to take public comment on this proposed ordinance, and subsequently gave its recommendation to approve this Ordinance;

WHEREAS, the City Council received the recommendation from the Planning Commission and had held its public meeting on June 24, 2014, to act upon this Ordinance;

NOW, THEREFORE, be it ordained by the City Council of Harrisville City as follows:

Section 1: Repealer. Any section, clause, word, sentence, paragraph, or phrase inconsistent with this Ordinance and any reference thereto is hereby vacated.

Section 2: Amendment. Section 11.10.020 of the Harrisville Municipal Code entitled “Special regulations” is hereby amended to read as follows:

11.10.020. Special regulations.

9. Home occupation. A home occupation is the use of a portion of a single family dwelling, and/or accessory building, for a business, office, daycare, preschool, personal services such as hair care, common trade, or ~~homemade~~ crafts ~~or use of an accessory building to the dwelling for repair work or creation of homemade crafts~~. The following conditions shall be met in order to ~~have~~ obtain a home occupation:
- a. Any home occupation with visiting clientele requires a conditional use permit.
 - b. The employees at a home occupation site ~~of the business~~ are limited to those who reside at the dwelling where the home occupation occurs with the exception of a preschool and deliveries ~~with a conditional use permit~~.
 - c. The dwelling is the primary residence and no more than twenty-five (25%) percent of the floor space of the dwelling ~~is~~ shall be devoted solely to the home occupation.
 - d. There is no outdoor storage of any materials.
 - e. There is no vehicle or trailer repair or body work of any kind ~~or~~ and no parking or placement of vehicles which are being repaired under the home occupation use.
 - f. All work of the home occupation occurs in an enclosed structure.
 - g. There is no wholesale or retail sales of products, actual product display or warehousing of product directly from the home or accessory buildings except those items that are created on the property or from a common trade or craft.
 - h. No offensive noise, vibration, smoke, dust, odor, heat, or glare shall be produced and activities shall not include any activities which create a nuisance or hazard.
 - i. The home occupation is limited to hours of operation between 7 a.m. and 10 p.m.
 - j. Daycare or preschool is limited to a maximum of eight (8) children at any one time who do ~~not~~ not live in the dwelling.
 - k. All home occupations shall comply with all acceptable state codes and licensing requirements as well as have a home occupation business license from Harrisville City.
 - l. All home occupations shall comply with all health, building, and fire codes and regulations for the particular use on the property.
 - m. No home occupation, specifically trades and crafts, shall interfere with the predominately residential purpose and uses of the residential zone where a home occupation is to be located.
 - n. Notwithstanding the provisions of this section, the following are not considered home occupations requiring a permit or license:
 - i. Minor children of the home who do babysitting.
 - ii. Neighborhood yard care.
 - iii. Lemonade stands and similar stands operated by youth.

- iv. Newspaper, delivery, and other such services ~~shall not be considered a home occupation nor need to comply with these regulations.~~
- v. Occasional garage or yard sales not to exceed four (4) time per year, per residence.

Section 3. Effective Date. This Ordinance shall take effect immediately upon posting or publication.

PASSED AND ADOPTED by the City Council on this 24th day of June, 2014.

BRUCE RICHINS, Mayor
Harrisville City

ATTEST:

JENNIE KNIGHT, City Recorder

RECORDED this ____ day of June, 2014.
PUBLISHED OR POSTED this ____ day of June, 2014.

CERTIFICATE OF PASSAGE AND PUBLICATION OR POSTING
According to the provision of U.C.A. §10-3-713, 1953 as amended, I, the municipal recorder of Harrisville City, hereby certify that foregoing ordinance was duly passed and published, or posted at: 1) 2150 North, 2) the Harrisville Cabin, and 3) City Hall on the above referenced dates.

JENNIE KNIGHT, City Recorder

DATE: _____