



## EMERGENCY CITY COUNCIL MEETING MINUTES

**Friday, December 15, 2023**  
**Approved January 10, 2024**

The following are the minutes of the City Council meeting of the Herriman City Council. The meeting was held on **Friday, December 15, 2023, at 9:00 a.m.** in the Herriman City Council Chambers, 5355 West Herriman Main Street, Herriman, Utah. Adequate notice of this meeting, as required by law, was posted in the City Hall, on the City's website, and delivered to members of the Council, media, and interested citizens.

**Presiding:** Mayor Lorin Palmer

**Councilmembers Present:** Teddy Hodges, Sherrie Ohrn (remote participation), Steven Shields

**Staff Present:** City Manager Nathan Cherpeski, Assistant City Manager Wendy Thomas, City Recorder Jackie Nostrom, Finance Director Kyle Maurer, City Attorney Todd Sheeran, Communications Specialist Destiny Skinner, Planning Manager Clint Spencer, Police Chief Troy Carr, Community Development Director Blake Thomas, Public Works Director Justun Edwards, HPD Operations Commander Brent Adamson.

**Councilmembers Excused:** Jared Henderson

### **9:00 AM:**

#### **1. Call to Order**

Mayor Palmer called the meeting to order at 9:00 a.m. and excused Councilmember Henderson from the meeting.

#### **2. Discussion and Action Items**

##### **2.1. Discussion and consideration of a Resolution providing notice of a pending ordinance regulating aircraft landing and take off locations – Todd Sheeran, City Attorney**

City Attorney Todd Sheeran presented the situation, explaining that the city received numerous complaints about a helicopter landing on a residential property. Given the absence of specific regulations in the City Code, he proposed a temporary land use regulation. This regulation, effective for

180 days or until a permanent ordinance is enacted, outlined restrictions on helipads, including a prohibition in all zones except as a conditional use, a 1,000-foot distance requirement from residential buildings, and specific rules for emergency use and rooftop sites. He suggested roof top sit would be allowed for emergency use only.

Councilmember Ohrn asked if the City had jurisdiction to limit this type of use. City Attorney Sheeran responded the City would have the zoning authority to determine where the helipad could be placed to control solely the landing and take-off of helicopters. He noted the City could have regulations in place as long as there are no conflicts with the FAA.

Mayor Palmer opened public comment for this item.

Tonya Earl noted she was at home yesterday when she heard a helicopter hovering over her yard which made her daughter frantic, and her house vibrated violently. She thought the helicopter was Lifeflight as it was red. Ms. Earl didn't understand how people thought they could fly helicopters over neighborhoods outside of emergency and military usage.

Tara Bennett noted she had moved to Herriman from out of state. Her previous home was located within a close proximity to a potential hospital that could install a potential helipad and she was required to sign an acknowledgement stating she was aware of the potential use of a helicopter in the area. Ms. Bennett also expressed concern of helicopters in residential areas could trigger PTDS for veterans.

Steve Griffin indicated he lived in the home adjacent to the structure where the helicopter landed. He noted he had been in contact with Code Enforcement as well as the Building Department where he was informed the use had not been approved. He thanked the Council for taking action to mitigate this situation.

Mayor Palmer closed public comment portion of the meeting.

Attorney Sheeran explained there were some restrictions the Council could place on the use of a helipad for landing and take-off and acknowledged the FAA had jurisdiction of the airspace. Councilmember Hodges noted the FAA website specifies for people to check local municipality regulations.

Councilmember Ohrn indicated the City was working with the land owner with the confusion on the "shade structure" and felt this situation was completely inappropriate as it crossed lines with the life, safety and wellness of the community.

Councilmember Shields stated that landing a helicopter in a residential neighborhood was a poor decision. He indicated it was his duty to look for the betterment of the City as well as the safety of the

residents. This action would be to promote the safety, security, health and wellness of the community. Mayor Palmer agreed.

Councilmember Shields moved to approve Ordinance No. 2023-22 approving a temporary land use regulation pertaining to the landing and take-off of aircrafts within Herriman City. Councilmember Hodges seconded the motion.

*The vote was recorded as follows:*

<i>Councilmember Jared Henderson</i>	<i>Absent</i>
<i>Councilmember Teddy Hodges</i>	<i>Yes</i>
<i>Councilmember Sherrie Ohrn</i>	<i>Yes</i>
<i>Councilmember Steven Shields</i>	<i>Yes</i>
<i>Mayor Lorin Palmer</i>	<i>Yes</i>

*The motion passed unanimously with Councilmember Henderson being absent.*

### 3. Adjournment

*Councilmember Shields moved to adjourn the City Council meeting at 9:19 a.m.. Councilmember Hodges seconded the motion, and all present voted aye.*

*I, Jackie Nostrom, City Recorder for Herriman City, hereby certify that the foregoing minutes represent a true, accurate and complete record of the meeting held on December 15, 2023. This document constitutes the official minutes for the emergency Herriman City Council Meeting.*



Jackie Nostrom, MMC  
City Recorder