

CLINTON CITY PLANNING COMMISSION AGENDA ITEM

SUBJECT: Public Hearing 7:20 p.m. – Conditional Use Permit – Review and action upon a request from Macey’s, for a Conditional Use Permit to operate a Temporary Mobile Store, Fireworks Stand, at 2062 West 1800 North, Clinton, UT.	AGENDA ITEM:
PETITIONER: Macey’s	MEETING DATE: April 21, 2015
ORDINANCE REFERENCES: Zoning Ordinance Chapter 5 Zoning Ordinance § 28-23-1 Definition, Mobile Store Zoning Ordinance § 28-23-2 Zoning Ordinance § 28-23-10	ROLL CALL VOTE: X YES NO
BACKGROUND: This is a renewal of an existing CUP There have not been any issues related to this CUP	
ALTERNATIVE ACTIONS:	
ATTACHMENTS: Application Maps Draft CUP	
SEPARATE DOCUMENTS:	

Respectfully submitted,

Lynn Vinzant, Com. Dev. Dir.



Conditional Use Permit (CUP) Application

Community Development

2267 North 1500 West

Clinton City, UT 84015

Phone: (801) 614-0740

Fax: (801) 614-0752

Staff Use Only Date: _____ Zone: PZ PC Date: 4/21/15

PROJECT NAME: MACEY'S

PROJECT ADDRESS: 2062 WEST 1800 NORTH, CLINTON, UT

(ADDRESS MUST BE ASSIGNED BY THE PLANNING DEPARTMENT PRIOR TO SUBMITTAL, IF APPLICABLE)

PROPOSED USE / DESCRIPTION: TEMPORARY SALF OF RETAIL FIREWORK TENT

CONTACT NAME: KYLE HARDY

ADDRESS: 6785 S 500 WEST

PHONE# 801-656-9989

FAX # _____

E-MAIL hardyk@tnfireworks.com

Engineer and/or Surveyor:: _____

PHONE# _____

FAX # _____

E-MAIL _____

OWNER'S NAME: (if different from contact person) JERRY ELROD, PRESIDENT

I HAVE READ THE APPLICATION AND HEREBY CERTIFY THAT THE INFORMATION IS CORRECT TO THE BEST OF MY KNOWLEDGE.

Signature of owner or applicant

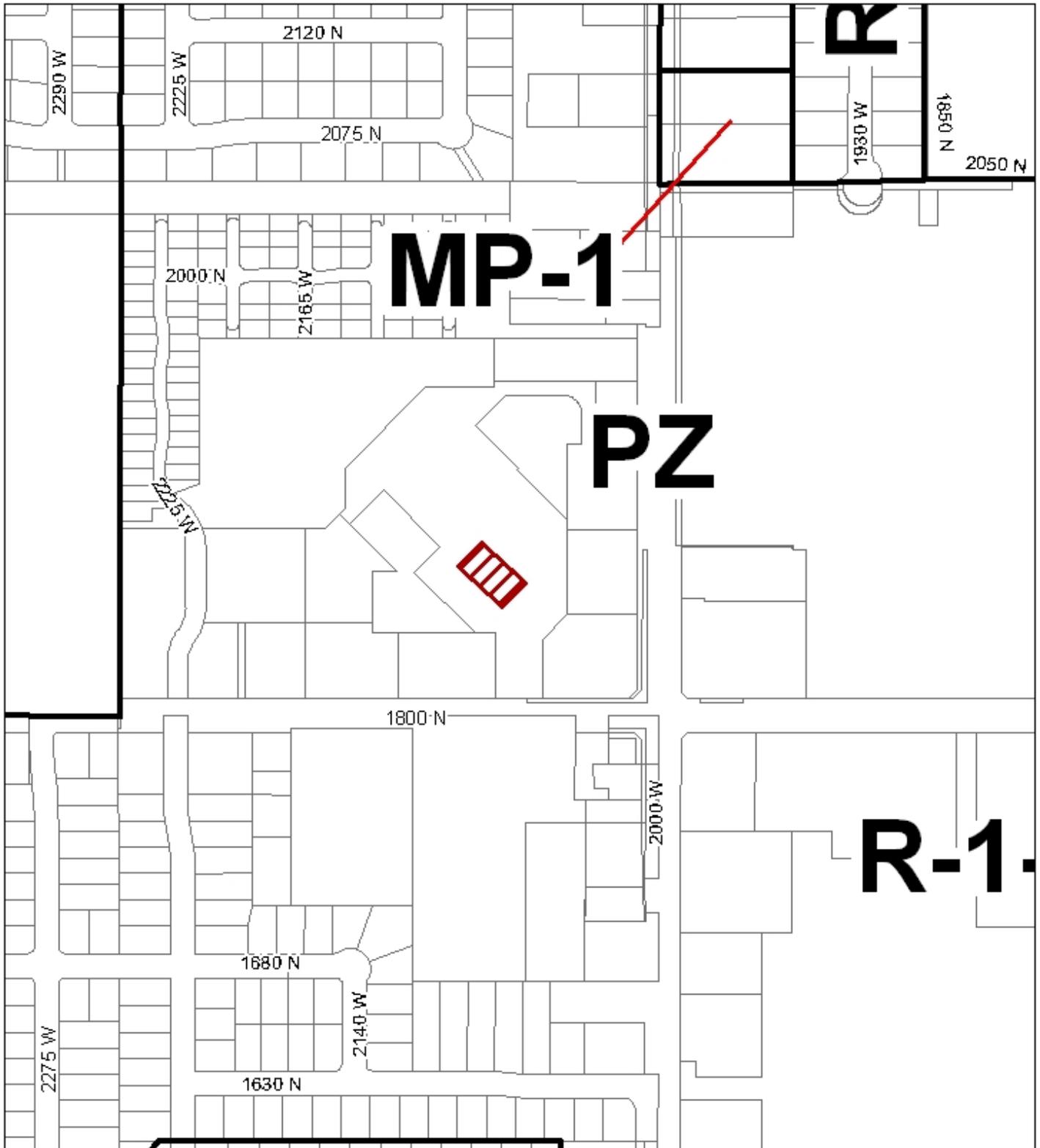
SUBMITTAL CHECK LIST:

The following checklist can be used as a guide to assist you in obtaining approval.

- Seven (7) site plans; Six (6) copies at 24" x 36" and one (1) copy at 11" x 17" (see check list 1-24 on attached page) along with;
- Copy of county ownership plat
- One (1) copy of the Storm Water Pollution Prevention Plan (SWPPP)
- Payment of appropriate fees.
- For new construction, building additions, or when the site does not meet present site development requirements, the following are also required
 - A. A building elevation of all four sides and the types of materials proposed to be used on the building, plus one (1) 8.5"x11" reduced copy of building elevation on all 4 sides
 - B. Preliminary utility plan showing the manner in which water, sewer and storm sewer services will be provided
 - C. A landscaping plan, if applicable, which shows areas to be landscaped, specific types of landscaping to be used (i.e. trees, shrubs and grass), and areas to be preserved in their existing conditions, An irrigation plan (if a landscape plan is required)

PROCEDURE FOR PROCESSING A CONDITIONAL USE PERMIT (CUP)

1. Submit petition to Clinton City Planning Department for review. Planning Staff is located in the City Hall Building, within the Community Development Department located at 2267 North 1500 West.
2. Petitions are placed on the next available Planning Commission Agenda and the petitioner is notified of the time and date of the Public Hearing. A copy of the executed Conditional Use Permit will be provided to the applicant
3. The applicant or a representative must be present during each meeting in order for the Planning Commission to act upon the petition. If the applicant is not present the item will be tabled to the next available meeting. Failure to show will require a re-advertising of the item, which must be paid for by the applicant prior to its placement on the next agenda.
4. Additional questions regarding the above process may be directed to the Clinton City Planning Staff at 614-0740



ZONING MAP
OF
CLINTON CITY



LEGEND

-  City Parcels
-  City Boundary
-  Zoning Boundaries
-  Selected Parcel



Tent will be 20 ft wide and 40 ft long.

Image State of Utah
© 2009 Tele Atlas

© 2009

41°08'27.17" N 112°03'56.04" W elev. 4333 ft.

Imagery Date: 2008

Conditional Use Permit

This Conditional Use Permit (CUP) acknowledges that on _____ the Clinton City Planning Commission approved TNT Fireworks for a Temporary Mobile Store within the southeast corner of the Macey's parking lot, located 2062 West 1800 North. The Temporary Mobile Store is subject to the following conditions:

1. A Clinton City business license is required, along with all of the required inspections (Fire and Building departments). If a Clinton City Business License is not obtained, for the appropriate year, by April 15th this Conditional Use Permit becomes invalid.
2. All signage shall comply with the Clinton City Sign Ordinance.
3. The tent is erected no earlier than the issuance of the business license or no earlier than one week prior to the date of legal sales as established by the State and shall be removed within one week after the date of legal sales as established by the State.
4. This CUP is only valid for the site requested in the applicant's petition to the Planning Commission.
5. The CUP may be reviewed by staff upon complaint and forwarded to the Commission for hearing upon recommendation from Staff.
6. A trash receptacle, designed to keep wind from blowing the contents out, for customer use, shall be located adjacent to the Temporary Mobile Store. This receptacle shall be emptied as required to prevent the spread of trash and at the end of each work day.
7. The applicant will pick up the site of all litter, whether or not associated with the business, at least daily, more often if needed.
8. The CUP is for a five-year period, 2015 being the first year.
9. Power connection to the outlet shall be adequately protected from vehicular and pedestrian traffic, the connection and inspected by the Clinton City Building inspector.
10. A copy of the executed lease contract shall be provided to the Community Development Department before the Snow Storm Shaved Ice Structure is moved onto the site.

The Conditional Use Permit may be revoked if the approved site plan or any of the conditions or terms are violated. This Conditional Use Permit shall expire and be null and void within one year of the approval unless substantial action is taken to develop the property according to the permit. This permit shall also expire if a permitted zoning use replaces it or if the use is discontinued for a continuous period of one year. This Conditional use Permit is non-Transferable and is only good for the current owner of the business. A conditional use shall not be enlarged, changed, extended or increased in intensity except by approval of the Planning Commission

Reviewed as a Public Hearing during a Public Meeting on April 21, 2015 where a vote of the Planning Commission approved (denied) the request.

NOTICE PUBLISHED

DAVE COOMBS
CHAIRMAN