



CITY COUNCIL AGENDA

Wednesday, June 10, 2015

NOTICE IS HEREBY GIVEN that the Herriman City Council shall assemble for a Meeting in the City Council Chambers, located at 13011 South Pioneer Street (6000 West), Herriman, Utah.

5:00 PM - WORK MEETING: *(Front Conference Room)*

COUNCIL BUSINESS

- A. Review of this evening's agenda
- B. Administrative Reports
 - 1. Discussion considering an amendment to the Policy and Procedures Manual Sections 11, 19 and 20 – Travis Dunn, Human Resource Manager
 - 2. Discussion regarding the Deer Mitigation Program – Justun Edwards, Water Director
 - 3. Blackridge Reservoir Discussion – Gordon Haight, Assistant City Manager
 - 4. Discussion pertaining to surplus property – Gordon Haight, Assistant City Manager
 - 5. Planning Update – Bryn McCarty, City Planner
 - 6. Engineering Update – Blake Thomas, City Engineer
 - 7. 2015 Municipal Election Update – Jackie Nostrom, City Recorder
 - 8. Other Updates
- C. Adjournment

7:10 PM - GENERAL MEETING:

- 1. **CALL TO ORDER**
 - A. Invocation and Pledge
 - B. Mayor's Comments
 - C. Council Recognitions
- 2. **PUBLIC COMMENT:** *Audience members may bring any item to the Mayor and Council's attention. Comments will be limited to two or three minutes. State Law prohibits the Council from acting on items that do not appear on the agenda.*
- 3. **REPORTS, PRESENTATIONS AND APPOINTMENTS**
 - A. Trust Accountability Program Award Presentation - Doug Folsom, Utah Local Governments Trust Loss Control Consultant
 - B. Introduction of Sergeant James Morton and Sergeant Jeff Andreason – Dwayne Anjewierden, Police Chief
- 4. **DISCUSSION AND ACTION ITEMS**
 - A. Discussion and consideration of an ordinance to adopt a final budget; make appropriations for the support of Herriman City for the fiscal year beginning July 1, 2015 and ending June 30, 2016; amend the 2015-2015 fiscal year budget; and determine the rate of tax and levying taxes upon all real and personal property within Herriman City, Utah – Alan Rae, Finance Director
 - B. Discussion and consideration of a resolution pertaining to water conservation – Justun Edwards, Water Director

- C. Discussion and consideration of a resolution supporting House Bill 362 authorizing a local option general sales tax dedicated to transportation funding – John Brems, City Attorney
- D. Discussion and consideration of an ordinance regarding a text amendment to add a maximum density to the A-.25 Zone and Density Criteria – Bryn McCarty, City Planner
- E. Discussion and consideration of an ordinance pertaining to a text amendment to remove clustering from the FR and Hillside Overlay Zones – Bryn McCarty, City Planner
- F. Discussion and consideration of an Ordinance to add Single Family Design Criteria to the Land Use Ordinance – Bryn McCarty, City Planner
- G. Discussion and consideration of an ordinance amending Section 10-2-1 of the Herriman of the Herriman City Code regarding the definition of Family Food Production – Bryn McCarty, City Planner
- H. Discussion and Consideration of a resolution accepting a petition for annexation filed by the Jesse Dansie Trust – John Brems, City Attorney

5. MAYOR AND COUNCIL COMMENTS

6. CALENDAR

A. Meetings

- June 18 – Planning Commission 7:00 p.m.
- June 24 – City Council work meeting 5:00 p.m.; City Council meeting 7:00 p.m.

B. Events

- June 19 & 20 – Fort Herriman Days
- June 21 – Father’s Day

7. ADJOURNMENT

8. RECOMMENCE TO WORK MEETING (IF NEEDED)

9. CLOSED SESSION (IF NEEDED)

A. *The Herriman City Council may convene in a closed session to discuss the character, professional competence, or physical or mental health of an individual, pending or reasonable imminent litigation, and the purchase, exchange, or lease of real property, as provided by Utah Code Annotated §52-4-205*

10. SOCIAL GATHERING (No Action will be taken on any items)

A. Social gathering will be at Wendy’s 5600 West 13400 South, Herriman, UT

In accordance with the Americans with Disabilities Act, Herriman City will make reasonable accommodation for participation in the meeting. To request assistance, contact Herriman City at (801) 446-5323. Please Provide at least 48 hours advance notice of the meeting

ELECTRONIC PARTICIPATION

Members of the city council may participate electronically via telephone, skype, or other electronic means during this meeting.

CITIZEN COMMENT POLICY AND PROCEDURE

During each regular Council meeting there will be a citizen comment time. The purpose of this time is to allow citizen’s access to the Council. Citizens requesting to address the Council will be asked to complete a written comment form and present it to Jackie Nostrom, City Recorder. In general, the chair will allow an individual two minutes to address the Council. A spokesperson, recognized as representing a group in attendance, may be allowed up to five minutes. At the conclusion of the citizen comment time, the chair may direct staff to assist the citizen on the issue presented; direct the citizen to the proper administrative department(s); or take no action. This policy also applies to all public hearings. Citizens may also submit written requests (outlining their issue) for an item to be considered at a future council meeting. The chair may place the item on the agenda under citizen comments; direct staff to assist the citizen; direct the citizen to the proper administrative departments; or take no action.

Certificate of Posting

I, Jackie Nostrom, the duly appointed, qualified, and acting City Recorder of Herriman City, Utah, do hereby certify that the above and foregoing is a full, true and correct copy of the agenda; it was emailed to at least one newspaper of general circulation within the geographic jurisdiction of the public body. The agenda was also posted at the principal office of the public body. Also posted on the Utah State Public Notice Website <http://www.utah.gov/pmn/index.html> and on Herriman City’s website at www.herriman.org

Posted and Dated this 4th day of June 2015

Jackie Nostrom, CMC
City Recorder



STAFF REPORT

DATE: June 4, 2015
TO: The Honorable Mayor and City Council
FROM: Travis Dunn, Human Resource Manager
SUBJECT: Amendments to the Policy and Procedures Manual

RECOMMENDATION:

Provide feedback of any changes and additional comments.

DISCUSSION:

With the growth and culture change of Herriman, we continue to update our policy and procedures manual to meet our needs. These three policy updates are needed to define our culture and ensure clarification. All changes have been tracked through Word and reviewed by the Legal Department.

enclosure

SECTION XI: RECORD KEEPING

1.GENERAL POLICY. Federal law requires employers to keep detailed data about their employees.

2.CONFIDENTIALITY. Employee records are maintained in compliance with the law.

A. Confidentiality must be maintained at all times with access limited to employees, Human Resources, and their supervisory chain.

B.Protected health information will be safeguarded to ensure confidentiality of such information as required by the Health Insurance Portability and Accountability Act of 1996.

C.Herriman's policy is that only relevant, job-related information is maintained on its employees, that such information is held in strict confidence, and that access is limited only to those who require it for legitimate business reasons.

~~D. Employees, or their designated representative, may review their own personnel file under observation of the Human Resources department during normal working hours at Herriman City Hall. Employees have the opportunity to review their own files in the presence of Human Resources on Herriman premises during regular business hours. Human Resources may provide copies of documents in an employee's file for the employee; if multiple document copies are requested, Herriman may request the employee pay for the cost of the copies.~~

~~E. When an employee's supervisor requires access to the personnel file of an employee under their supervision for the handling of personnel matters, the employee's supervisor must obtain authorization from Human Resources.~~

3.PERSONNEL FILES REQUIREMENTS.

A.General.

(1) Personnel files are maintained on each employee and kept by Human Resources. The record copy (original) of all appropriate personnel information, as set forth hereafter, related to an employee shall be filed in the employee's personnel file.

(2)No information from any record placed in an employee's personnel file will be communicated to any person or organization except by Human Resources.

~~(3)Employees, or their representative designated in writing, may examine the employee's personnel file upon request during normal working hours at Herriman. When an employee's supervisor requires access to the personnel file of an employee under their supervision for the handling of personnel matters, the employee's supervisor must obtain authorization from Human Resources.~~

B.Contents.

- (1) An employment record; including the employee's job application, resume, ~~interview forms~~, ~~Employment Eligibility Verification (Form I-9)~~, Employee's Withholding Allowance Certificate (Form W-4), etc.
- (2) A signed copy of the employee's acknowledgment of receiving a copy of the personnel policies and procedures manual; and the performance standard for the position the employee currently occupies.
- (3) Election form to disclose or keep confidential, the employee's home address and home telephone number.
- (4) All personnel action forms, including:
 - (a) Performance evaluations.
 - (b) Promotions, transfers, or assignments.
 - (c) Salary rate changes.
 - (d) Disciplinary action taken. ~~The employee will be asked to sign the disciplinary action form. If the employee refuses to sign this form, the City Manager will so state.~~
 - (e) Benefits forms
- (5) Any information the employee wants included in response to any of the above actions.
- (6) Records of citations for excellence or awards for good performance.
- (7) ~~Annual records of any leave accrued and taken.~~ Certain leaves of absences. Official records of vacation and PTO accrual and of such leave usage are maintained by the payroll department and finance~~Herriman~~. Leave balances are shown on the official record to reflect any remaining leave to which an employee is entitled. Employees may check with the payrollfinance department to obtain information regarding their current leave usage.
- (8) Record of any other pertinent information having a bearing on the employee's status.
- (9) Continuing education and certifications.
- (10) Employment Eligibility Forms (I-9) will be keep in separate files outside of the employee's file.

C. Employee Information/Change of Employee Status. Employees are responsible for ensuring that personal employee information contained in their personnel files is current and accurate. Employee information (any change in number of dependents, marital status, address, telephone number, etc.) should be updated by completing an Employee Information/Change of Status Form and giving it to Human Resources to file in their personnel file.

D. Giving References. All reference calls should be directed back to Human Resources. Herriman limits information given in a reference to the following.

(1) Verification that the employee worked, full-time or part-time, for Herriman during a stated period.

(2) A description of the position held.

(3) Verification that the employee achieved a given salary range.

4. OTHER FILES REQUIREMENTS. Records related to the items listed below should be kept for a period of at least one (1) year or as required by law. In addition, records should be examined annually to keep the files current and to save those records that management feels should be kept longer.

A. Job applications.

B. Test papers completed by job applicants or candidates for any position.

C. Results of any preemployment physical exam and mobility exams should be kept for a period of at least four (4) years.

D. Any advertisements or notices relating to job openings, promotions, training programs, or opportunities for overtime work.

E. Records of promotion, demotion, transfer, selection for training, layoff, rehire, or termination of any employee. These should also be signed by the employee.

5. SALARY/WAGE REQUIREMENTS. The Federal Labor Standards Act (FLSA) requires Herriman to keep all of the following data on all employees for a period of at least three (3) years.

A. Employee's sex.

B. Time and day work week begins.

C. Hours worked each day and total hours worked each week.

D. Total daily or weekly straight-time earnings.

E. Total additions to, or deductions from, wages paid each pay period, including an explanation of items that make up additions and deductions.

F. Date of payment and pay period covered.

G. Total overtime above regular compensation for work week.

6. OTHER REQUIREMENTS. There are record keeping requirements under other federal and state laws over which the personnel record keeping function has jurisdiction:

A. Occupational Safety and Health Act (OSHA) record of injuries.

B. Employee Retirement Income Security Act (ERISA) record of pensions.

C. The Immigration Reform and Control Act (IRCA) of 1986 verifications

Section XIX
PERSONAL TIME OFF

A.Purpose. Personal time off (PTO) is to be used at the discretion of the employee for personal leaves of absence that usually does not include vacation time.

B.Eligibility. PTO shall be available to all full-time employees, part-time employees, and probationary employees. ~~who are regularly scheduled to work forty (40) hours per week at a rate of 3.08 hours per pay period (80 hours per year). Employees who are regularly scheduled to work thirty (30) hours per week or more, but less than forty (40) hours per week, shall accrue PTO at a rate of 2.31 hours per pay period (26 pay periods per year). Employees who are regularly scheduled to work twenty (20) hours or more per week, but less than thirty (30) hours per week, shall accrue PTO at a rate of 1.54 hours per pay period (26 pay periods per year). Part-time employees who are normally scheduled to work less than twenty (20) hours per week and temporary employees are not eligible for PTO. PTO will not be granted to employees during their first ninety (90) calendar days of employment, except for emergency circumstances.~~

C. Accrual Rates. PTO accruals are added at each payday.
Employees will not be allowed to have negative accounts.

<u>Scheduled hours worked per week</u>	<u>Accrual Per Pay Period</u>	<u>Annual Accrual Amount</u>
<u>40 hours</u>	<u>3.08 hours</u>	<u>80 hours</u>
<u>At least 30 hours but less than 40 hours.</u>	<u>2.31 hours</u>	<u>60 hours</u>
<u>At least 20 hours but less than 30 hours.</u>	<u>1.54 hours</u>	<u>40 hours</u>

D.AccrualMaximum Amounts. Not more than one hundred sixty (160) hours of PTO time for full-time employees and eighty (80) hours of PTO time for part-time employees may accrue at any given time.

At the end of each year, the maximum carryover amount to the new year is eighty (80) hours. Any PTO time that exceeds eighty (80) hours shall be forfeited on December 31 at 11:59:59 p.m. of each year.

D.Use of PTO.

(1) PTO will not be granted to employees during their first ninety (90) calendar days of employment, except for emergency circumstances with manager approval.

(2)In order to qualify for PTO use, an employee must notify the employee's supervisor no later than one (1) hour after normal starting time on each day of absence unless the circumstances surrounding the absence make such notification impracticable. The employee's supervisor should also be kept advised of the employee's progress and expected date of return to duty.

(3)Any absence beyond accrued PTO will result in the employee's being carried on vacation status until all accrued vacation has expired, then be carried in a leave-without-pay status.

(4)Exempt (~~salaried~~) employees are required to account for PTO in full-day increments.

(5)Non-exempt (~~hourly~~) employee should have a minimum of a 2 hours usage of PTO. Anything less than that should be taken during a lunch break.

(5)Common uses of PTO may be:

(a) Sick Time

(b) Dentist and Doctor Appointments

(c) Make up time for shortage of holiday hours

(d) FMLA time off

(e) Bereavement or Funeral leave

SECTION XX: GENERAL SAFETY/ VEHICLE POLICY

1. GENERAL POLICY. The following general safety rules will apply in all agency work places. Each work unit may prepare separate safety rules applicable to the specific nature of work in their area but not in conflict with these rules. This policy outlines the procedures that shall be followed by employees utilizing Herriman-owned vehicles and equipment or personal vehicles used for official Herriman business.

- A. Proper licensing and extreme caution are required by all employees operating any type of power equipment.
- B. Employees will use safety equipment appropriate to the job, such as safety glasses, gloves, toe guards, back supports, and hard hats, if required or appropriate to the work performed.
- C. Employees will avoid wearing loose clothing and jewelry while working on or near equipment and machines. Long hair will be properly secured.
- D. All accidents, regardless of severity, personal or vehicular, shall be reported immediately to the supervisor/manager.
- E. Defective equipment will be reported immediately to the employee's supervisor.
- F. Employees will not operate equipment or use tools for which licensing and training has not been received.
- G. In all work situations, safeguards required by State and Federal Safety Orders will be provided.
- H. Due to the potential risk of serious injury or death, employees are prohibited from entertaining, or caring for, guests or family members in or around inherently dangerous work areas. These areas include, but are not limited to:
 - (1) Road repair
 - (2) Construction areas
 - (3) Vehicle maintenance areas
 - (4) Swimming pools
 - (5) Animal control
 - (6) Water pumping/storage/treatment facilities

2. PROPER USE OF HERRIMAN EQUIPMENT AND TOOLS. The use of Herriman equipment or tools for commercial gain is strictly prohibited. However, reasonable use of Herriman tools and equipment to protect property and preserve life is authorized.

A. Employees shall be required to attend training provided by Herriman; including an explanation of job hazards, safety procedures and training on all equipment,

tools, etc., necessary for the accomplishment of the employee's job description. Employees may attend additional training as approved by Herriman.

B. A commercial driver's license (CDL) is required for operators of commercial motor vehicles with a current medical card. No individual shall be allowed to operate such vehicles unless they have a current commercial driver's license in their possession. This license is required pursuant to the Commercial Motor Vehicle Safety Act,. Employees must renew their commercial driver's license at four (4) year intervals.

C.Operators and passengers must wear a properly adjusted and fastened safety belt, if available, when the vehicle is in operation. Employees operating Herriman -owned vehicles and private vehicles used for official Herriman business shall observe all traffic laws.

3. VEHICLE POLICY/GENERAL POLICY. Herriman provides Herriman owned vehicles for transportation of employees for official business use. Herriman also provides mileage reimbursement for use of privately owned vehicles used for transportation of employees for official business use. The following outlines Herriman's vehicle policy.

A. Privately owned vehicles.

(1)Herriman-owned vehicles should be used for official business whenever practical. Employees using privately owned vehicles for official business must receive prior written authorization from the employee supervisor to use a privately owned vehicle for official business.

(2)If the employee is traveling less than a total of 50 miles for official business and the official business is scheduled for the beginning of a working day or at the end of a working day, then the employee may take a Herriman-owned vehicle home for such day, provided the employee receive prior written authorization from the employee supervisor and City Manager and the Herriman-owned vehicle remain parked off the road until used to transport the employee for official business or to the employee's place of work.

(3)A mileage allowance equal to the standard mileage rate allowed by the IRS, which may vary from year to year, for actual mileage traveled, will be paid to employees for use of a privately owned vehicle used for official business.

(4)Operators and passengers, if any, shall observe all traffic laws, including proper use of safety belts.

(5)Operators must hold a valid Utah driver's license and valid vehicle insurance.

B.Herrimanowned vehicles. All Herriman owned vehicles are property of Herriman and are used for appropriate work related activities. Herriman has a responsibility to our residents to use city owned vehicles appropriately and also provide accurate information to our insurance on how vehicles are being used and operated.

All vehicles may be tracked, inspected and audited at any time for proper mileage, destinations, and cleanliness. Herriman has the right to track vehicles through GPS with the intent to help determine proper use of vehicles. Any misuse or abuse of a Herriman vehicle may result in disciplinary action up to and including termination.

(1) Because of the nature of certain positions and the heavy use of a vehicle, Herriman may assign a city-owned vehicle to a specific employee(s). Other employees who are not assigned a city owned vehicle may use a pool vehicle as needed.

(a) It is the responsibility of the driver of a Herrimanowned vehicle to require all passengers to follow Herriman rules and policies while in a Herriman-owned vehicle. Drivers of Herriman-owned vehicles or equipment shall not be permitted to carry nonemployee passengers in or on any such vehicle, with the following exceptions:

(i)Other persons engaged in or advising on matters relating to Herriman services or improvements.

(ii)Other persons who are being transported as part of a regularly approved Herriman activity.

(iii)Managers and directors and “on-call” employees may use Herriman vehicles for limited transport of employees’ family members, with supervisor’s approval, as described below.

(b)Herriman vehicles must be stored at the Herriman Offices or Herriman Maintenance facilities unless used as an on-call vehicle or City Manager approves otherwise.

(c)Herriman vehicles shall not be used for commercial gain or personal activity, except reasonable, incidental personal use.

(d)Transporting acids, explosives, unauthorized weapons, ammunition, hazardous materials, or flammable materials unless such transport of aforementioned materials is specifically related to employment duties is unauthorized.

(e)Irregular operational conditions or problems with vehicles shall be

promptly reported to the employee's supervisor.

(f) Operator and passengers shall observe all traffic laws, including proper use of safety belts.

(g) Operator must hold a valid Utah driver's license and, if applicable, CDL and will follow and comply with all state and federal regulations, along with Herriman rules and policies. Verification of a valid driver's license are continually performed., and random drug tests will also be required for CDL drivers.

(h) Employees must report to Human Resources any changes in the status of their driver's licenses such as suspension, revocation, or expiration. Periodic checks will be made to ensure that employees have a current driver's license. Driving privileges may be revoked and disciplinary action may accompany any employee who is unable to legally drive due to violation points or an invalid license.

(i) Employees shall keep Herriman owned vehicles clean and presentable. Vehicle maintenance will be provided in accordance with Herriman fleet maintenance standards and procedures.

(j) Extending the length of time that the Herriman owned vehicle is in the operator's possession beyond the time needed to complete the official purpose of the trip is unauthorized.

(k) Under no circumstances may Herriman-owned vehicles or equipment be operated by on or off-duty employees who are consuming, or who have within the previous eight hours, consumed alcoholic beverages, or are under the influence of drugs or medications that may diminish one's ability to operate machinery.

(l) It is the responsibility of the department directors to make spot inspections, along with quarterly inspections of vehicles assigned to their department employees to ensure compliance with this policy.

(m) Unattended Herriman-owned vehicles must be turned off and locked at all times.

(n) Employees are responsible for the regular preventative maintenance, routine and non-routine, appearance and cleanliness of vehicles, both interior and exterior, and to turn in monthly inspection reports which will be submitted as required at the end of every month.

(o) Employees shall at all times drive Herriman owned vehicles with reasonable prudence in order to protect and preserve the vehicles highest operating efficiency.

(p) Employees shall report any damage or maintenance issues to their supervisor and the Fleet Department.

(q) If a problem makes the vehicle unsafe or risks mechanical damage, the employee shall promptly report such condition to their supervisor and fleet management so it can be serviced or repaired.

(a)

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(d)

**Herriman City Staff Report
City Council Meeting 06-10-2015**

Agenda Item: Adoption of Final Budget for Fiscal Year 2015-2016 and Revised Budget for Fiscal Year 2014-2015

Staff Report submitted by: Alan Rae

Recommended City Council Action: **Adoption of the Final Budget for Fiscal Year 2015-2016 and Revised Budget for Fiscal Year 2014-2015**

BACKGROUND:

On April 8, 2015 the council received the tentative budget for fiscal year 2015-2016 and the revised budget for Fiscal Year 2014-2015. On April 20, 2015 the budget was discussed by the council and received some corrections to the original budget for their review. A public hearing was held on May 27, 2015.

The request is that the tentative for fiscal year 2015-2016 and the revised budget for fiscal year 2014-2015 be adopted. A full copy of the budget with all requested corrections is available on the city's website at Herriman.org.

SUPPORT MATERIALS:

FINANCIAL IMPACT:

The budget will set the appropriated spending with associated revenues for Herriman City for the remainder of this fiscal year and the coming fiscal year.

Respectfully Submitted:



Alan Rae

HERRIMAN, UTAH
ORDINANCE NO.

**AN ORDINANCE OF HERRIMAN CITY
ADOPTING A FINAL BUDGET;
MAKING APPROPRIATIONS FOR THE SUPPORT OF HERRIMAN CITY FOR THE
FISCAL YEAR BEGINNING JULY 1, 2015,
AND ENDING JUNE 30, 2016; AND DETERMINING THE RATE OF TAX AND
LEVYING TAXES UPON ALL REAL AND PERSONAL PROPERTY WITHIN THE
HERRIMAN CITY, UTAH**

WHEREAS, on May 13, 2015, the Mayor of Herriman City (the "City") submitted to the Herriman City Council (the "Council") a tentative budget including all supporting schedules and data (the "Tentative Budget") for the fiscal year beginning July 1, 2015, and ending June 30, 2016; and

WHEREAS, on May 13, 2015, the Tentative Budget was acknowledged as received and was officially placed in the City Recorder's office for inspection by the general public during normal office hours; and

WHEREAS, on May 20, 2015, notice of a public hearing to consider the Tentative Budget was published in the *Salt Lake Tribune* and *Deseret News*; and

WHEREAS, on May 27, 2015, a public hearing to receive public comment and consider adoption of a final budget was held at 7:00 p.m. in the Council chambers located at 13011 South Pioneer Street, Herriman, Utah; and

WHEREAS, all interested persons in attendance at the public hearing were given an opportunity to be heard, for or against, the estimate of revenues and expenditures or any item thereof in the Tentative Budget; and

WHEREAS, the City has published the necessary notice and held the public hearing required prior to adopting the proposed property tax rate and setting the property tax levy; and

WHEREAS, it is the intent and desire of the City to comply with all applicable State and local laws regarding the adoption of the budget, the adoption of a property tax rate, and the levying of property taxes; and

WHEREAS, the Council finds that it has satisfied all legal requirements required to adopt a budget, adopt a tax rate and levy property taxes, and that it is in the best interests of the citizens of the City to adopt a final budget for the City, determine the tax rate and levy taxes upon all real and personal property within the City.

NOW, THEREFORE, BE IT ORDAINED by the Council as follows:

Section 1. Budget Adoption.

A. The Tentative Budget attached hereto, as amended, and by this reference incorporated herein, is hereby appropriated for the corporate purposes and objects of the City for the fiscal year commencing July 1, 2015, and ending June 30, 2016, and is hereby adopted as the “Budget of Herriman City, Utah for the fiscal year 2015-2016” (the “*Budget*”).

B. Pursuant to UTAH CODE ANN. § 10-6-118, a copy of the Budget for each fund within the Budget shall be certified by the mayor as the “Budget Officer” and it is hereby directed that it be filed with the State Auditor by June 30, 2015.

C. Pursuant to UTAH CODE ANN. § 10-6-118, a certified copy of the Budget shall be filed in the office of the City Recorder and will be available for public inspection during regular business hours.

Section 2. Tax Rate and Levy.

A. For the purpose of defraying the necessary and proper expenses of the City and for maintaining the government thereof, it is hereby determined that the Tax Rate of the general property tax to be levied against all real and personal property within the City made taxable by law for the fiscal year beginning July 1, 2015, and ending June 30, 2016, is hereby set to yield property tax revenues of \$ 477,332. Therefore the certified tax rate shall be the certified tax rate shall be set at **.000361** as determined by the Salt Lake County Auditor.

B. There is hereby levied upon all real and personal property within the City made taxable by law for the fiscal year of the City ending June 30, 2016, the tax rate set forth above, on the taxable value of said property, to provide revenue for the “Herriman City General Fund” and for general City purposes.

C. As required by law, the rate hereinabove determined and levied, along with all statements and information required by law, shall be reported to the Salt Lake County Auditor, State of Utah, and the Utah State Tax Commission.

Section 3. Further Action.

A. In addition to the foregoing, the Mayor is hereby directed to implement any other necessary actions pertinent to the adoption of the Budget, the establishment of a tax rate, and the levy of property taxes. Such actions may include, but are not necessarily limited to, notification, reporting, and publishing as required by and consistent with applicable law.

B. Amounts budgeted for contingency, fund balance, and capital projects will be deposited into the Public Treasurer's Investment Fund (PTIF) for this specific purpose, with continuous regular amounts deposited throughout the fiscal year. Statements of these accounts will be distributed to the Council on a monthly basis along with other expenditure reports.

Section 4. Severability. If a court of competent jurisdiction declares any provision of this resolution invalid, the remainder shall not be affected.

Section 5. Effective Date. This ordinance shall take effect upon passage and posting as required by law.

PASSED AND APPROVED BY THE Council of Herriman, Utah, this 10th day of June 2015.

HERRIMAN CITY COUNCIL

ATTEST:

Mayor Carmen Freeman

Jackie Nostrom, City Recorder



STAFF REPORT

DATE: June 04, 2015
TO: The Honorable Mayor and City Council
FROM: Justun Edward
SUBJECT: Water Conservation Resolution

RECOMMENDATION:

Recommend adoption of resolution to promote wise water use for lawn irrigation.

BACKGROUND:

This resolution was recently adopted by Salt Lake County Council and will likely be adopted by other Cities and Water Districts throughout the County to promote a united effort to promote water conservation

DISCUSSION:

The resolution describes the number of days to water your landscape during the different months of the year also specific times of the day best for watering and reduces evaporation.

ALTERNATIVES:

If implemented as described by the majority of our customers, the results of the resolution should have a positive impact on our water conservation efforts.

FISCAL IMPACT:

No funding needed.

HERRIMAN, UTAH
RESOLUTION NO.

A RESOLUTION TO ASSIST THE JORDAN VALLEY WATER CONSERVANCY DISTRICT IN ENCOURAGING RESIDENTS, BUSINESSES, AND GOVERNMENTAL ENTITIES TO CONSERVE OUR LIMITED WATER SUPPLY.

WHEREAS, Jordan Valley Water Conservancy District has issued a Water Conservation Advisory on April 16th, 2015 due to record low snowpack;

WHEREAS, warmer than normal temperatures and four years of dry climate conditions are combining to create a potentially serious water situation in the state of Utah;

WHEREAS, the water shortage will continue to worsen throughout 2015 if expected dry conditions continue;

WHEREAS, our water supply is facing increasing demands and requires we all commit to long-term conservation habits;

WHEREAS, residents, businesses, and governmental agencies are encouraged to follow the recommended water conservation guidelines set forth by the Jordan Valley Conservancy District;

WHEREAS, residents and businesses are encouraged to conserve water by turning sprinkler timers to manual mode and watering manually as needed;

WHEREAS, residents, businesses, and governmental agencies are encouraged to follow “Water in the Dark” practice of 8 p.m. to 8 a.m.

WHEREAS, Salt Lake County recommends that residents adopt the following watering schedule, recommended by the Jordan Valley Water Conservancy District:

<u>Month</u>	<u>#of Waterings</u>
June	2 per week
July	3 per week
August	3 per week
September	1 per week
October	As needed;

WHEREAS, Jordan Valley Water Conservancy District will update its Advisory from time to time during 2015 as weather conditions change;

RESOLUTION

Therefore, be it resolved that residents, businesses, and governmental agencies of Salt Lake County are encouraged to adopt these recommendations to conserve our limited water supply.

HERRIMAN CITY COUNCIL

By: _____
Carmen Freeman, Mayor

ATTEST:

Jackie Nostrom, Recorder

VOTING:

Carmen Freeman	Yea ___	Nay ___
Coralee Moser	Yea ___	Nay ___
Craig Tischner	Yea ___	Nay ___
Mike Day	Yea ___	Nay ___
Matt Robinson	Yea ___	Nay ___



STAFF REPORT

DATE: June 4, 2015
TO: The Honorable Mayor and City Council
FROM: John Brems, City Attorney
SUBJECT: Expressing Support of House Bill 362

RECOMMENDATION:

Approval of the resolution supporting the HB 362 authorizing .25% local option general sales tax dedicated to transportation, encouraging the County of Salt Lake to submit the proposal to voters in November 2015, and encourage voter support.

BACKGROUND:

This is a resolution to request that Salt Lake County put the .025% sale tax on the November 2015 ballot. It follows the format suggested by the League. If it passes I suggest that the Mayor formally submit it to the County Council.

A RESOLUTION OF THE HERRIMAN CITY, UTAH, SUPPORTING THE HB 362 (2015) AUTHORIZED 0.25% LOCAL OPTION GENERAL SALES TAX DEDICATED TO TRANSPORTATION, ENCOURAGING THE COUNTY OF SALT LAKE TO SUBMIT THE PROPOSAL TO VOTERS IN NOVEMBER 2015, AND ENCOURAGING VOTERS SUPPORT

WHEREAS, a safe and efficient transportation system creates the foundation for economic growth, improved air quality and public health, and enhanced quality of life; and

WHEREAS, the creation and maintenance of transportation infrastructure is a core responsibility of local government; and

WHEREAS, Utah's population is expected to grow by 2 million residents by 2040; and

WHEREAS, Herriman's residents demand new comprehensive transportation options such as bike lanes, multi-use paths, off-road trails, and transit in addition to traditional roads; and

WHEREAS, due to our drastic shortfall in transportation revenue, Herriman is using ___ dollars from the general fund to supplement the Class B&C Fund revenue in order to try to meet local transportation needs; and

WHEREAS, research from the Utah Department of Transportation indicates that road rehabilitation costs six times as much as road maintenance, and road reconstruction costs ten times as much as road maintenance, and

WHEREAS, investing in transportation results in economic development for Herriman City and Salt Lake County and accessible good-paying jobs for our residents; and

WHEREAS, improving comprehensive transportation in Herriman City and Salt Lake County will reduce private vehicle usage which will in turn lead to improved air quality; and

WHEREAS, poor air quality discourages economic development, business recruitment and tourism visits, and contributes to asthma and other health ailments; and

WHEREAS, nearly 1 in 10 Utah adults suffer from asthma and struggle to breathe during poor air quality days; and

WHEREAS, nearly 57% of Utah adults are overweight, nearly 200,000 Utahns have diabetes, and diabetes and obesity related health care costs in Utah exceed \$700 million; and

WHEREAS, investing in safe and connected trails, bike lanes, sidewalks, and multi-use paths will encourage our residents to be more active, enable them to spend more time with their families via active transportation, and result in improved personal and community health; and

WHEREAS, Utah has created a Unified Transportation Plan to address these comprehensive transportation and quality of life issues; and

WHEREAS, the Utah State Legislature recognized the local transportation needs and enacted HB 362 which authorized counties to impose and voters to approve a 0.25% local option general sales tax dedicated to local transportation; and

WHEREAS, Herriman City will, upon county imposition and voter approval, receive 0.10% of the 0.25% sales tax to invest in critical local transportation needs.

THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF HERRIAMN CITY, UTAH:

SECTION 1. Support the 0.25% Local Option General Sales Tax. The City Council supports the proposed 0.25% Local Option General Sales Tax that the Salt Lake County governing body may submit to voters in Sale Lake County in November.

SECTION 2. Encourage Submission of Proposal to the Voters of Salt Lake County. The City Council urges the county governing body to submit the 0.25% local option general sales tax dedicated to transportation to the voters of the county for the November 2015 election. The City Council also publicly supports the county governing body in submitting the 0.25% local option general sales tax dedicated to transportation to the electorate of the county.

SECTION 3. Encourage Voters to Enact the 0.25% Local Option General Sales Tax. The City Council encourages voters to carefully consider the potential impact from the 0.25% general sales tax local option and to support the enactment of the 0.25% local option general sales tax because of the potential impact explained below.

SECTION 4. Road and Street Needs in Herriman City. The City has significant traditional transportation needs that the municipal 0.10% portion could address. Adoptions of the municipal 0.10% would enable the city to invest in the critical projects that our residents expect.

SECTION 5. Active and Alternative Transportation Infrastructure Needs in Herriman City. The City has significant active and alternative transportation needs that the municipal 0.10% portion could address. For example, our residents are demanding improved sidewalks and pedestrian safety modes, enhanced bike lanes, better connectivity with transit, more traffic calming devices, and other modern transportation infrastructure. Investment in active transportation options will encourage residents to travel via walking, biking, and transit, result in a healthier population, reduced emissions, decreased health care costs, and improved quality of life. Adoption of the municipal 0.10% would enable the city to invest in the critical projects that our residents expect.

SECTION 6. Investment in Transit. The City supports continued investment in public transit because transit can help relieve traffic, promote walkable communities, and improve air quality. The transit system will receive 0.10% of the county imposed and voter approved 0.25% local option general sales tax. The City expects the transit system to utilize the revenues collected within the City for projects that will expand local bus service, foster local and regional connectivity, and benefit the residents of the City.

SECTION 7. Distribution of this Resolution. A copy of this resolution shall be sent to the Salt Lake County governing body, the Utah League of Cities & Towns, the Utah Association of Counties, the Speaker of the Utah House of Representatives, the President of the Utah State Senate, State Representatives and Senators who represent the City, and the Governor of Utah.

SECTION 8. Effective Date. This Resolution shall become effective upon passage.

**APPROVED BY THE CITY COUNCIL OF HERRIMAN CITY UTAH, ON THIS _____
DAY OF JUNE, 2015 BY THE FOLLOWING VOTE:**

Mayor: _____
Carmen Freeman, Mayor

Attest: _____
Jackie Nostrom, City Recorder



STAFF REPORT

DATE: June 1, 2015

TO: The Honorable Mayor and City Council

FROM: Planning Commission

SUBJECT: 09Z15 – Text change to add a maximum density and density criteria to the A-.25 zone

RECOMMENDATION:

The Planning Commission recommends approving the text change to add a maximum density and density criteria to the A-.25 zone.

BACKGROUND:

The City requires that all subdivisions comply with the density ranges as defined in the General Plan. In order to provide more clarity for the City and for developers, the Planning Commission asked staff to add the density ranges to the zoning ordinance. They have also asked for a more specific list of criteria that will allow a developer to achieve higher density.

DISCUSSION:

The density ranges and criteria will be different in every zone. The criteria are being added to the A-.25 zone first. The rest of the zones will be amended in the coming months.

Staff has created a proposed list of density criteria. The Planning Commission made several suggestions during their review. Staff has updated the ordinance, and also incorporated language from the City Attorney.

FISCAL IMPACT:

None

HERRIMAN, UTAH
ORDINANCE NO.

09Z15- HERRIMAN CITY – TEXT CHANGE TO ADD A MAXIMUM DENSITY AND DENSITY CRITERIA TO THE A-.25 ZONE

WHEREAS, the City of Herriman, pursuant to state law, may enact a land use ordinance establishing regulations for land use and development; and

WHEREAS, pursuant to state law, the Planning Commission shall prepare and recommend to the City Council the proposed land use ordinance amendment; and

WHEREAS, pursuant to City of Herriman Land Use Ordinance, the Planning Commission shall hold a public hearing and provide reasonable notice at least 10 days prior to said public hearing to prepare and recommend to the City Council the proposed land use ordinance text changes; and

WHEREAS, notice of the Planning Commission public hearing on the land use ordinance text change was published on April 27, 2015, noticing of the May 7, 2015, public hearing at 7:00 p.m.; and

WHEREAS, the Planning Commission recommended approval of the land use ordinance text change in the meeting held on May 21, 2015, at 7:00 p.m. in the Community Center; and

WHEREAS, pursuant to City of Herriman Ordinance, the City Council must hold a public meeting allowing public input at said public meeting; and

WHEREAS, the City Council public meeting on June 10, 2015, was held at 7:00 p.m.; and

WHEREAS, the City Council finds that it is in the best interest of the citizens of the City of Herriman to adopt the land use ordinance text change as recommended by the Planning Commission;

NOW THEREFORE, be it ordained by the Herriman City Council that the following text change be adopted as a change to the land use ordinance of the City: *(the underlined text is the new wording and the strikethrough text is to be deleted)*

10-2-1 Definitions

BASELINE DENSITY CALCULATIONS. The baseline density shall be calculated by dividing the total number of units anticipated with respect to the project by the total aggregate acreage of the project. (Example: The total acreage of a proposed project is 50 acres and 90 units are anticipated in the project resulting in a baseline density of 1.8 calculated by dividing 90 by 50)

ARTICLE A. A-.25 AGRICULTURAL ZONE

10-8A-3: CONDITIONAL USES:

Conditional uses in the A-.25 zone include:

Single family dwelling planned unit development

10-8A-4: LOT AREA:

In the A-.25 zone, the minimum lot area ~~for any dwelling, school or church~~ shall be ten thousand (10,000) square feet, except smaller lots may be allowed in a planned unit development in which case the minimum lot size shall be eight thousand five hundred (8,500) square feet. For the raising or grazing of up to two (2) horses, the minimum lot area shall be one-half ($\frac{1}{2}$) acre.

10-8A-6.5: DENSITY:

The baseline density in any residential development in the A-.25 zone shall be one and eight tenths (1.8) lots per acre. A density bonus may be considered for projects which comply with the bonus density requirements of this section. The amount of density bonus shall be determined by the type of bonus density requirements and improvements incorporated in the development proposal as set forth in the following chart. For applicants requesting a density greater than the baseline density, the planning commission shall determine whether the applicant has complied with the necessary design components as set forth in the following chart and shall determine the resulting density. The additional units per acre allowed above the baseline density shall be determined by adding the density bonus points to the baseline density. This figure is the additional number of units per acre allowed above the baseline density. This number, when added to the baseline, will determine the total density per acre for the project. (Example: a subdivision develops a splash pad as part of their development the resulting maximum density per acre is 2.1 lots per acre calculated by adding the 1.8 baseline density and the .3 density bonus points.) Provided, however, in no event shall the resulting density exceed two and one-half (2.5) lots per acre in a subdivision or three (3.0) lots per acre in a planned unit development.

<u>Bonus Density Requirements</u>	<u>Density Bonus Points</u>
<u>Dedicating and installing at least a 10 foot park strip behind the sidewalk adjacent to a collector or arterial road.</u>	<u>.1 units per acre</u>
<u>Dedicating and installing a trail connection to an existing trail that provides an amenity for the residents of the proposed project.</u>	<u>.1 units per acre</u>
<u>Dedicating and installing a trail that provides an amenity for the larger community and is designated in the Parks Master Plan.</u>	<u>.2 units per acre</u>
<u>Dedicating and installing infrastructure that is identified as a “system improvement” by the</u>	<u>.2 units per</u>

<u>City.</u>	<u>acre</u>
<u>Combining 2 or more properties to create one larger project of at least 10 acres. The properties must be contiguous to each other.</u>	<u>.05 units per acre for each 10 acres combined</u>
<u>Providing one-half acre lots that buffer lots adjacent to existing larger lots or agricultural uses or zones.</u>	<u>.1 units per acre</u>
<u>In addition to providing one-half acre lots adjacent to existing larger lots, developing at least 10% of the lots throughout the project as half-acre lots.</u>	<u>.1 units per acre</u>
<u>Developing a planned unit development of at least 15 acres and providing the required 20% open space and a trail connections.</u>	<u>.3 units per acre</u>
<u>Developing a planned unit development of at least 30 acres and providing the required 20% open space and trails designated in the Parks Master Plan.</u>	<u>.6 units per acre</u>
<u>In a subdivision providing a local park at least one-half acre in size or upon approval of the City paying to the City a fee in lieu. For purposes of this provision a park must include a playground or other amenities consistent with the size of the park and not just be a detention pond.</u>	<u>.1 units per acre</u>
<u>In a subdivision providing a neighborhood park at least one acre in size or upon approval of the City paying to the City a fee in lieu. For purposes of this provision a park must include a playground or other amenities consistent with the size of the park and not just be a detention pond.</u>	<u>.2 units per acre</u>
<u>In a subdivision, providing a community park of at least 3 acres that includes a splash pad, skate park, or other necessary facility as outlined in the Parks Master Plan or upon approval of the City paying to the City a fee in lieu.</u>	<u>.3 units per acre</u>
<u>Donating to the City a site for a public school, public buildings, or other public community facilities.</u>	<u>.3 units per acre</u>

10-8A-6.7 BASELINE DENSITY CALCULATIONS. The baseline density shall be calculated by dividing the total number of units anticipated with respect to the project by the total aggregate acreage of the project. (Example: The total acreage of a proposed project is 50 acres and 90 units are anticipated in the project resulting in a baseline density of 1.8 calculated by dividing 90 by 50)

PASSED AND APPROVED this 10th day of June, 2015.

HERRIMAN

ATTEST:

Mayor Carmen Freeman

Jackie Nostrom, City Recorder



STAFF REPORT

DATE: June 1, 2015

TO: The Honorable Mayor and City Council

FROM: Planning Commission

SUBJECT: 11Z15 – Text change to remove clustering from the FR zones and Hillside overlay zone.

RECOMMENDATION:

The Planning Commission recommends approving the text change to remove clustering from the FR zones and Hillside Overlay zone.

BACKGROUND:

The City recently removed Planned Unit Development as a conditional use in the FR zones. The Planning Commission has asked to also remove “clustering”.

DISCUSSION:

The FR zones and Hillside Overlay Zone cover the south mountain areas of the City. The City was concerned that Planned Unit Developments (PUDs) would be difficult to develop on this type of terrain. The PUD allows density to be clustered on the buildable areas. However, the amount of sloped area is so great that it could create more density than could logically be built on the flat, developable areas.

The City Council removed PUDs from the ordinance in order to require developers to determine the appropriate amount of density that could be built in the hillside areas. The PC and CC now want to remove clustering from the ordinance for the same reasons.

FISCAL IMPACT:

None

HERRIMAN, UTAH
ORDINANCE NO.

**11Z15– HERRIMAN CITY – TEXT CHANGE TO REMOVE CLUSTERING FROM
THE FR ZONES AND HILLSIDE OVERLAY ZONE**

WHEREAS, the City of Herriman, pursuant to state law, may enact a land use ordinance establishing regulations for land use and development; and

WHEREAS, pursuant to state law, the Planning Commission shall prepare and recommend to the City Council the proposed land use ordinance amendment; and

WHEREAS, pursuant to City of Herriman Land Use Ordinance, the Planning Commission shall hold a public hearing and provide reasonable notice at least 10 days prior to said public hearing to prepare and recommend to the City Council the proposed land use ordinance text changes; and

WHEREAS, notice of the Planning Commission public hearing on the land use ordinance text change was published on May 11, 2015, noticing of the May 21, 2015, public hearing at 7:00 p.m.; and

WHEREAS, the Planning Commission recommended approval of the land use ordinance text change in the meeting held on May 21, 2015, at 7:00 p.m. in the Community Center; and

WHEREAS, pursuant to City of Herriman Ordinance, the City Council must hold a public meeting allowing public input at said public meeting; and

WHEREAS, the City Council public meeting on June 10, 2015, was held at 7:00 p.m.; and

WHEREAS, the City Council finds that it is in the best interest of the citizens of the City of Herriman to adopt the land use ordinance text change as recommended by the Planning Commission;

NOW THEREFORE, be it ordained by the Herriman City Council that the following text change be adopted as a change to the land use ordinance of the City: *(the underlined text is the new wording and the strikethrough text is to be deleted)*

Chapter 10

FR-1, FR-2.5, FR-5, FR-10, FR-20 FORESTRY RECREATION ZONES

A. Lot Dimensions:

~~2. For development of more than one lot within a single development application, lot dimensions may be altered, with the approval of the planning commission, to cluster buildings onto a portion~~

of the property in order to protect the remainder, as outlined in section [10-16B-7](#), "Clustering", of this title.

CHAPTER 16 ARTICLE B. HILLSIDE OVERLAY ZONE

~~10-16B-7: CLUSTERING:~~

~~A. Development may be clustered in order to better achieve the objectives of the hillside overlay zone. Clustering may be recommended or required by the planning commission. Clustering is encouraged when:~~

- ~~1. The design meets all other applicable requirements;~~
- ~~2. The design is better at providing open space, preserving existing vegetation and topography, and protecting sensitive lands and view sheds;~~
- ~~3. The design has no significant adverse impact on adjacent properties, or, means to mitigate these impacts are provided;~~
- ~~4. The design of different structures can be coordinated and made more compatible with adjacent properties and the surrounding landscape;~~
- ~~5. A reduction of the public maintenance cost is achieved.~~

~~B. Provisions shall be made to maintain the open space remaining, either as a private amenity or under the care of a public entity or the city, as determined at the time of approval. The density in the areas over thirty percent (30%) slope which is maintained in open space can be counted half toward the total number of units allowed. The project must include a minimum of fifty (50) acres.~~

PASSED AND APPROVED this 10th day of June, 2015.

HERRIMAN

ATTEST:

Mayor Carmen Freeman

Jackie Nostrom, City Recorder



STAFF REPORT

DATE: June 2, 2015
TO: The Honorable Mayor and City Council
FROM: Planning Commission
SUBJECT: 12Z15 – Text change to add Single Family Design Standards

RECOMMENDATION:

The Planning Commission recommends approving the text change to add Single Family Design Standards.

BACKGROUND:

The City currently has minimal requirements for single family homes. The Planning Commission asked staff to amend the ordinance to add design criteria.

DISCUSSION:

The current City ordinance only has minimal single family requirements to regulate manufactured homes. The Planning Commission always requires subdivisions to have CC&Rs to regulate building elevations, landscaping, and fencing. However, most subdivisions do not have HOA's and no way to effectively enforce the CC&Rs. The City cannot enforce the requirements of CC&Rs.

The Planning Commission is now seeking to codify many of the elements commonly required in CC&Rs, in order to allow the City to better enforce these items. A fencing ordinance was approved by the City Council in May, 2015. This proposed ordinance is to create required design elements for single family homes. This includes building materials, colors, minimum square footage, and roof pitch.

FISCAL IMPACT:

None.

HERRIMAN, UTAH
ORDINANCE NO.

12Z15– HERRIMAN CITY – TEXT CHANGE TO ADD SINGLE FAMILY DESIGN STANDARDS

WHEREAS, the City of Herriman, pursuant to state law, may enact a land use ordinance establishing regulations for land use and development; and

WHEREAS, pursuant to state law, the Planning Commission shall prepare and recommend to the City Council the proposed land use ordinance amendment; and

WHEREAS, pursuant to City of Herriman Land Use Ordinance, the Planning Commission shall hold a public hearing and provide reasonable notice at least 10 days prior to said public hearing to prepare and recommend to the City Council the proposed land use ordinance text changes; and

WHEREAS, notice of the Planning Commission public hearing on the land use ordinance text change was published on May 11, 2015, noticing of the May 21, 2015, public hearing at 7:00 p.m.; and

WHEREAS, the Planning Commission recommended approval of the land use ordinance text change in the meeting held on May 21, 2015, at 7:00 p.m. in the Community Center; and

WHEREAS, pursuant to City of Herriman Ordinance, the City Council must hold a public meeting allowing public input at said public meeting; and

WHEREAS, the City Council public meeting on June 10, 2015, was held at 7:00 p.m.; and

WHEREAS, the City Council finds that it is in the best interest of the citizens of the City of Herriman to adopt the land use ordinance text change as recommended by the Planning Commission;

NOW THEREFORE, be it ordained by the Herriman City Council that the following text change be adopted as a change to the land use ordinance of the City: *(the underlined text is the new wording and the strikethrough text is to be deleted)*

10-19-27: SINGLE-FAMILY OR TWO-FAMILY DWELLINGS; STANDARDS:

Any detached single-family or two-family dwelling located on an individual lot outside of a mobile home park or mobile home subdivision must meet the off street parking requirements in chapter 21 of this title, and the following standards in addition to any others required by law, except as provided in subsection ~~G~~ H of this section:

A. The dwelling unit must meet the city building code or, if it is a manufactured home, it must be certified under the national manufactured housing construction and safety standards act of 1974, and must have been issued an insignia and approved by the U.S. department of housing and urban development, and must not have been altered in violation of codes. A used manufactured home must be inspected by the community development director or his designated representative prior to placement on a lot to ensure it has not been altered in violation of such codes.

B. The dwelling must be permanently connected to and approved for all required utilities. (Ord. 99-20, 11-18-1999; amd. 2010 Code)

C. The dwelling must be attached to a site built permanent foundation which meets the international residential code or, if the dwelling is a manufactured home, the installation must meet the ICC requirements for manufactured housing installations, including any successors to the state adopted code, and the space beneath the structure must be enclosed at the perimeter of the dwelling in accordance with such ICC requirements, and constructed of materials that are weather resistant and aesthetically consistent with concrete or masonry type foundation materials. At each exit door, there must be a landing that is a minimum of thirty six inches by thirty six inches (36" x 36") and that is constructed to meet the requirements of the international residential code. All manufactured home running gear, tongues, axles and wheels must be removed at the time of installation. (Ord. 08-41, 10-16-2008)

D. At least sixty percent (60%) of the roof of the dwelling must be pitched at a minimum of four to twelve (4:12) and shall have a roof surface of wood shakes, asphalt, composition, wood shingles, concrete, fiberglass or metal tiles or slate or built up gravel materials. (Ord. 01-20, 10-18-2001)

E. The dwelling shall have exterior siding material consisting of wood, masonry, concrete, stucco, masonite, or metal or vinyl lap, or any material meeting the international residential code, or materials of like appearance approved by the city building official. The roof overhang must not be less than twelve inches (12"), measured from the vertical side of the dwelling. The roof overhang requirement shall not apply to areas above porches, alcoves and other appendages which together do not exceed twenty five percent (25%) of the length of the dwelling. (Ord. 08-41, 10-16-2008)

F. The width of the dwelling shall be at least twenty feet (20') at the narrowest part of its first story for a length of at least twenty feet (20'), exclusive of any garage area. The width shall be considered the lesser of the two (2) primary dimensions. Factory built or manufactured homes shall be multiple transportable sections at least ten feet (10') wide, unless transportable in three (3) or more sections, in which case only one section need be ten feet (10'). (Ord. 99-20, 11-18-1999)

G. The community development director may approve deviations from one or more of the developmental or architectural standards provided in subsections D through F of this section on the basis of a finding that the architectural style proposed provides compensating design features and that the proposed dwelling will be compatible and harmonious with existing structures in the vicinity. The determination of the community development director may be appealed to the planning commission.

~~H. Replacement of an existing nonconforming manufactured home on a lot outside a mobile home park or mobile home subdivision shall comply with all requirements herein. (Ord. 99-20, 11-18-1999)~~

- A. Exterior materials for all buildings in the A-.25 zone shall include brick, stucco, stone, or other decorative masonry products including fiber-cement siding as approved by the planning commission. A minimum of 40 percent of the front exterior and any side or rear viewable from the street shall be brick or stone. Vinyl and wood siding are not permitted. However, shake shingles may be permitted as an accent material as approved. All sides of dwellings shall receive equal design consideration, particularly where they may be readily viewed by pedestrians and motorists, or from adjacent properties.
- B. Building colors and materials shall be reviewed by the Planning Commission at the time of subdivision approval. A materials board shall be submitted with each application.
- C. Single-family dwellings shall include a minimum two (2) car garage (minimum 22 feet by 22 feet, or approximate approved equivalent).
- D. In addition to the two (2) car garage, all single-family homes shall provide at least two (2) paved off-street parking spaces.
- E. The minimum total floor area, finished and unfinished, of any single-family dwelling shall be two thousand four hundred (2,400) square feet.
- F. Main buildings shall be constructed with minimum five to twelve (5:12) roof pitch.
- G. Building elevations shall vary so that the same house is not built within 3 lots or across the street from the same elevation.
- H. The Planning Commission may approve deviations from one or more of the developmental or architectural standards provided in this section on the basis of a finding that the architectural style proposed provides compensating design features.

PASSED AND APPROVED this 10th day of June, 2015.

HERRIMAN

ATTEST:

Mayor Carmen Freeman

Jackie Nostrom, City Recorder



STAFF REPORT

DATE: June 4, 2015
TO: The Honorable Mayor and City Council
FROM: Planning Commission
SUBJECT: Ordinance amending the definition of Family Food Production

RECOMMENDATION:

The Planning Commission recommended approval of the text change to Family Food Production.

BACKGROUND:

The Family Food Production definition was brought over from the County when the City incorporated. Several text changes have been drafted over the years to update this definition without success.

The current ordinance allows several types of animals on smaller lots, where they might not be appropriate. The Planning Commission asked to see the number of animals divided by lot size.

The term “cattle” below has been changed to cows. Cattle definition includes steers, bulls and oxen. Cattle is allowed in the A-1 zone.

DISCUSSION:

The new ordinance better defines what animals are allowed and breaks it down by lot size. This will make some current animal uses nonconforming, but they will be grandfathered as long as they continue to have the animals.

At the last City Council meeting the council was concerned about the number of permitted animals. Staff has amended the ordinance to allow animals in greater numbers if it's approved by the Planning Commission as a conditional use. This will allow the PC to place conditions on the property that it be maintained, etc, and make sure the property owner has the knowledge to properly raise that many animals.

FISCAL IMPACT:

None

HERRIMAN, UTAH
ORDINANCE NO.

**02Z15– HERRIMAN CITY – TEXT CHANGE TO THE LAND USE ORDINANCE
REGARDING FAMILY FOOD PRODUCTION**

WHEREAS, the City of Herriman, pursuant to state law, may enact a land use ordinance establishing regulations for land use and development; and

WHEREAS, pursuant to state law, the Planning Commission shall prepare and recommend to the City Council the proposed land use ordinance amendment; and

WHEREAS, pursuant to City of Herriman Land Use Ordinance, the Planning Commission shall hold a public hearing and provide reasonable notice at least 10 days prior to said public hearing to prepare and recommend to the City Council the proposed land use ordinance text changes; and

WHEREAS, notice of the Planning Commission public hearing on the land use ordinance text change was published on January 20, 2015, noticing of the February 2, 2015, public hearing at 7:00 p.m.; and

WHEREAS, the Planning Commission recommended approval of the land use ordinance text change in the meeting held on February 19, 2015, at 7:00 p.m. in the Community Center; and

WHEREAS, pursuant to City of Herriman Ordinance, the City Council must hold a public meeting allowing public input at said public meeting; and

WHEREAS, the City Council public meeting on June 10, 2015, was held at 7:00 p.m.; and

WHEREAS, the City Council finds that it is in the best interest of the citizens of the City of Herriman to adopt the land use ordinance text change as recommended by the Planning Commission;

NOW THEREFORE, be it ordained by the Herriman City Council that the following text change be adopted as a change to the land use ordinance of the City: *(the underlined text is the new wording and the strikethrough text is to be deleted)*

10-2-1:

FAMILY FOOD PRODUCTION: ~~The keeping of not more than two (2) cows, two (2) sheep, two (2) goats, twenty (20) rabbits, fifty (50) chickens, fifty (50) pheasants, ten (10) ducks, ten (10) turkeys, ten (10) geese and twenty (20) pigeons; provided, that not more than one (1) of the above listed kinds of animals and fowl are permitted at any one time on any lot smaller than one~~

~~half acre, and not more than three (3) of the above listed kinds of animals and fowl are permitted at any one time on any lot smaller than one acre.~~

The keeping of the following animals is allowed as listed in the chart below in the zones where the use is permitted. The keeping of more animals than listed in the chart may be approved as a conditional use where listed as a conditional use in that zone. Small animals shall be rabbits, chickens, pheasants, ducks, and pigeons. Medium animals shall be sheep, goats, turkeys, geese, and miniature horses. Large animals shall be cows, horses, and alpaca.

<u>Zone</u>	<u>.49 acre or less</u>	<u>.5 acre to .99 acre</u>	<u>Per 1 acre +</u>
<u>A-.25</u> <u>A-.50</u> <u>A-1</u> <u>R-1-21</u> <u>R-1-43</u>	<u>Permitted:</u> <u>40 small animals</u>	<u>Permitted:</u> <u>75 small animals,</u> <u>4 medium animals,</u> <u>and 2 large animals</u>	<u>Permitted:</u> <u>100 small animals,</u> <u>8 medium animals,</u> <u>and 4 large animals</u>

A-.25, A-.50, A-1, R-1-21, and R-1-43 PERMITTED USES
Animals and fowl for family food production, subject to 10-2-1.

A-.25, A-.50, A-1, R-1-21, and R-1-43 CONDITIONAL USES
Animals and fowl for family food production, subject to 10-2-1.

10-8A-2: PERMITTED USES:

Raising and grazing horses or cows as a secondary use on a lot with a single-family residence.

10-8A-4: LOT AREA:

In the A-.25 zone, the minimum lot area for any dwelling, school or church shall be ten thousand (10,000) square feet. For the raising or grazing of up to two (2) horses or two (2) cows, the minimum lot area shall be one-half (1/2) acre.

10-8B-2: PERMITTED USES:

Raising and grazing of a total of two (2) horses or cattle cows on one-half (1/2) acre or a total of four (4) per one acre, ~~and sheep and goats~~; provided, that such raising or grazing is not part of, nor conducted in conjunction with, any livestock feed yard, livestock sales yard, animal byproduct business or commercial riding academy.

10-8B-4: LOT AREA:

In the A-.5 zone, the minimum lot area for any dwelling, greenhouse, aviary, ~~apiary, poultry, rabbit, fish or~~ and two (2) horses or two (2) cows shall be twenty one thousand seven hundred eighty (21,780) square feet.

10-9A-2: PERMITTED USES:

C. R-1-21, R-1-43 zones:

Maximum of two (2) horses or two (2) cows on one-half ($\frac{1}{2}$) acre and four (4) horses or four (4) cows on one acre; for private use only, not for rental.

PASSED AND APPROVED this 13th day of May, 2015.

HERRIMAN

ATTEST:

Mayor Carmen Freeman

Jackie Nostrom, City Recorder



STAFF REPORT

DATE: June 4, 2015

TO: The Honorable Mayor and City Council

FROM: John Brems, City Attorney

SUBJECT: Annexation Petition Acceptance

BACKGROUND:

This is one of the required steps to annex the Dansie property. It accepts the petition for further consideration. If it meets statutory requirements then it will come back to you for actual annexation.

HERRIMAN, UTAH
RESOLUTION NO.

**A RESOLUTION OF THE CITY COUNCIL OF HERRIMAN
ACCEPTING A PETITION FOR ANNEXATION FILED BY
THE JESSE DANSIE TRUST FOR FURTHER CONSIDERATION AND RELATED
MATTERS**

WHEREAS, the Herriman City Council (the "*Council*") met in regular session on June __, 2015, to consider, among other things, accepting a Petition for Annexation filed by the Jesse Dansie Trust for Further Consideration and Related Matters; and

WHEREAS, on or about _____, _____ as Trustee of the Jesse Dansie Trust filed a Petition for Annexation ("Petition") to the City; and

WHEREAS, Utah Code Ann. §10-2-405 provides, among other things, that the legislative body of the municipality may accept an annexation petition for further consideration; and

WHEREAS, the Council has reviewed the Petition and desires to accept the Petition for further consideration.

NOW, THEREFORE, BE IT RESOLVED as follows:

SECTION 1. Acceptance of Petition. The City Council does hereby accept the Petition for further consideration, pursuant to the provisions of Utah Code Ann. §10-2-405.

SECTION 2. Further Actions Authorized. The Mayor, the City Recorder, and all other appropriate City personnel, boards and committees are hereby authorized and directed to take all actions required or advisable to be taken preparatory to formal action by the City Council on the proposed annexation.

SECTION 3. Severability. If any section, part or provision of this Resolution is held invalid or unenforceable, such invalidity or unenforceability shall not affect any other portion of this Resolution, and all sections, parts and provisions of this Resolution will be severable.

SECTION 4. Effective Date. This Resolution shall become effective immediately upon its execution.

PASSED AND APPROVED this ____ day of June, 2015.

HERRIMAN COUNCIL

By: _____
Carmen Freeman, Mayor

ATTEST:

Jackie Nostrom, Recorder