

**Daniel Town Council Meeting**  
**Monday, January 4, 2016 at 6:00 PM**  
**Wasatch County Services Building, Room 126**  
**55 South 500 East, Heber City, UT**

**Meeting Agenda**

- 1) Swearing in of new Town Council members
- 2) Public comment concerning any issue not on the agenda
- 3) Business license applications
- 4) Adoption of resolution concerning Section 8.32 of Daniel Code, including new road standard
- 5) Planning Department report
  - a) Resolution for appointment of Planning Commission members and discussion of attending training session sponsored by ULCT
  - b) Continued discussion on flag lot provision in Daniel Code
  - c) Continued discussion on US-189 corridor from SR-113 to US-40
- 6) Report of code violations – Mayor Turner received 2 more complaints of perceived industrial business operations in RA5 zone – when will action be taken?
- 7) Daniel Municipal Water issues as necessary
- 8) Storm Haven Water matters as necessary
- 9) Approval of Council meeting minutes of December 7, 2015
- 10) Recorder's Office: Warrant approval, FY 2015-16 budget update, announcements, etc.
- 11) Adjourn

*In compliance with the Americans with Disabilities Act, individuals needing special accommodations during the meeting should notify Lynne Shindurling at (435) 654-5062 at least one day prior to the meeting.*

**TOWN OF DANIEL, UTAH  
MUNICIPAL RESOLUTION**

Number: DR-2016-01-04A

Apr. Date: January 4, 2016

Effect. Date: January 4, 2016

Short Title: Resolution reappointing Daniel Town Planning Commission members for a 4-year term to run from January 2016 to January 2020.

Purpose: The purpose of this resolution is to reappoint Daniel Town Planning Commission members who have agreed to continue to serve on the Commission, and who agree to abide by the ordinances established by the Town of Daniel Council and by the bylaws established by the Daniel Town Planning Commission.

Resolution: Be it resolved and approved, by the Daniel Town Council, that the following persons: Seat 1. Gary Weight, Seat 2. Jaye Binkerd, and Seat 3. Pam Skinner, should continue to serve on the Planning Commission for another 4-year term which shall run from January 2016 to January 2020.

Stat. Refs: DMC Title 2, Section 2.01.03

## **TOWN OF DANIEL, UTAH MUNICIPAL RESOLUTION**

**Number:** DR-2016-01-04B

**Appr. Date:** January 4, 2016

**Effect. Date:** January 4, 2016

**Short Title:** Resolution to adopt a revised Section 8.32 Engineering Department of the Daniel Municipal Code with changes in verbiage, addition of a new road standard located at Section 8.32.07(3), and new Figures 1 – 11 included.

**Purpose:** The purpose of this resolution is to add a new road standard and clarify language found in Section 8.32 of the Daniel Municipal Code.

**Resolution:** Whereas the legislative body of Town of Daniel, a political subdivision of the State of Utah, has held a public hearing for public comment regarding a change to a section of the Daniel Code prior to its adoption. The public hearing was properly noticed and public comment solicited and considered.

Be it resolved, accepted, approved, and ordained by the governing legislative body of the Town of Daniel that the Town of Daniel, a political subdivision of the State of Utah, hereby adopts this municipal code change. A copy of the changed section of code is attached hereto.

**Stat. Refs:** U.C.A. Title 10, Chapter 3, Part 7

**Chapter 8.32**  
**ENGINEERING DEPARTMENT.**

**Sections:**

- 8.32.01**            **Creation of Department.**
- 8.32.02**            **Responsibilities of Department.**
- 8.32.03**            **Responsibilities of Engineering Coordinator:**
- 8.32.04**            **Excavation and Construction Affecting Town Roads:**
- 8.32.05**            **Sidewalks**
- 8.32.06**            **Road Grade.**
- 8.32.07**            **General Road Design Standards**
- 8.32.08**            **Road Standards**
- 8.32.09**            **Appendix A To Title 8.32.**
- 8.32.10**            **Appendix B to 8.32. Driveways and Encroachments, Requirements and Specifications:**
- 8.32.11**            **Appendix C to 8.32: Allowable Encroachment into a Public Road Right-of-Way:**

**Section 8.32.01**   **Creation of Department.**

There is hereby created a department of engineering. The department shall consist of one engineering coordinator and such other employees as may be necessary to fulfill the duties of the department.

**Section 8.32.02**   **Responsibilities of Department.**

The department of engineering shall be responsible for the following functions and duties:

- (1) Coordinate the work of review engineers hired by the Town of Daniel to review proposed subdivisions and other instances in which public or private infrastructure is constructed.
- (2) Inspect the construction of all infrastructure improvements constructed in any subdivision or in any public right of way to insure construction conforms to the approved plans and specifications.
- (3) Provide for final acceptance by the Town of Daniel of public infrastructure improvements.
- (4) Authorize timely release of construction and warranty bonds issued to secure construction and proper function of infrastructure improvements.
- (5) Provide for management and operation of special service districts as authorized by the legislative body of the Town of Daniel.

**Section 8.32.03**   **Responsibilities of Engineering Coordinator:**

LOOK AT CODE FOR COMPLETE COPY

**Planning Report**

December 2015

Blue Stake Hours: 23.75

Planning Hours: 106.50

**Permits in Progress,**

Moll – Residence

Lazenby-Residence

Grose- Residence

Mair- Residence

Larry Rhodes – solar permit

Tom Rawlins- solar permit

Price – residence

**Other items:**

Hwy 189 UDOT and Mag, Corridor preservation agreement.( County, Charleston, Daniel, Heber, UDOT.)

Hwy 40 UDOT and Mag, Corridor Preservation agreement.( County, Daniel, Heber, Independence, UDOT).

Complaint : Mary Wynne- Simpson fence.

Trailer at 3000 south addition.

**Mary Wynne**  
**3168 S. Big Hollow Road**  
**Daniel, UT 84032**  
[mwynne@xmission.com](mailto:mwynne@xmission.com)  
**435 901-4194**

Attention Mayor Chip Turner:

I relocated from Park City to Daniel in October 2014. My neighbors on Big Hollow are so welcoming and kind. I feel very fortunate to live in this beautiful community that you all have created.

It is apparent that the majority of people in Daniel have respect for the land and the beautiful scenery we are all so lucky to enjoy.

I am not quite sure how to approach the situation behind my property. I am not well informed on who owns the property or what their business license permits. The house sits on 3000, and the property extends directly behind my property towards the Weight's property. I know that Simpson Fencing moved quite a few trucks, equipment, cars, and fencing debris onto the property. And, they have piles of garbage dumped on the property, that continue to grow everyday. Also, there seems to be quickly growing trucking company on that same property.

I understand, and respect, their right to operate their business and support their families. And, I certainly don't want to cause them any problems. However, for the rest of us, who like to keep our property tidy and respect the beauty of the land we live on, I would like to investigate a solution to this problem. I guess the first step would be to find out exactly what their business license permits.

Please give me your thoughts and, any advice you have, on how I can help resolve this situation in an amicable way.

Thank you so much for your attention. I will close my letter with the following quote:

*"Having land and not ruining it is the most beautiful art that anybody could ever want to own."*

Happy Holidays,

Mary Wynne

**WARRANTS FOR APPROVAL JANUARY 4, 2016**

Bills presented to Town of Daniel in December 2015

**TOWN OF DANIEL**

Lynne Shindurling reimburse phone expense	\$66.36
Computer toner expense	\$90.88 (charge card)
The Wasatch Wave Invoice L15091	27.75
Invoice L15100	46.25
Invoice L15101	<u>23.12</u>
	\$97.12
Utah Dept. of Commerce (permit surcharge)	\$1.40
Gilbert & Stewart accountants	\$3,000.00
Reimburse Eric Bunker for video camera	\$422.01
Epic Engineering	
General Planning Invoice 20090768	3,623.50
Bennett residence Inv. 20090767	171.50
Matting Moll residence Inv. 20090771	18.75
Lazenby residence Inv. 20090772	384.35
Max Grose residence Inv. 20090773	356.25
Mair residence Inv. 20090774	77.75
Questar Excavation permit Inv. 20090775	80.00
Larry Rhodes solar permit Inv. 20090776	77.75
Tom Rawlings solar permit Inv. 20090777	<u>112.50</u>
	\$4,902.35

Epic Engineering Invoice 20090779      \$19,462.25 to be paid with DDW grant\*\*\*

**CLASS C ROADS**

Epic Engineering Invoice 20090769      \$1,529.25

**PUBLIC WORKS**

Wasatch County snow removal December    \$5,985.25  
Blue Stakes annual membership            \$50.00  
Eric Bunker Blue Stakes 23.75 hrs. @ \$15 =    \$356.25

**PAYROLL**

Mayor Turner	800.00
Eric Bunker	1,300.00
Percy	200.00
Price	600.00
Shindurling	600.00
Council members	150.00

**TOTAL FOR DANIEL TOWN: \$20,050.87**

**DANIEL MUNICIPAL WATER**

Century Link	\$47.75
Heber Light & Power	\$262.11
Utah State Division of Finance	
Series 2011 bond	\$5,775.00
QuickBooks Pro software	\$211.85 (charge card)
Epic Engineering Inv. 20090771	\$263.25
Tom Grose (snow removal)	\$300.00
Master Meter Systems software	\$750.00
State of Utah Health Department	
Invoice 6L 11 (metals)	\$138.75

**PAYROLL**

Kathy-Jo Percy	400.00
Kim Norris 1.5 hrs. @ \$15 =	22.50
Val Davis 1.5 hrs. @ \$15 =	22.50
Gary Walton 4 hrs. @ \$15 =	60.00

**TOTAL FOR DMW: \$8,253.71**

**STORM HAVEN WATER COMPANY**

Heber Light & Power	\$113.96
2 <sup>nd</sup> Heber Light bill	<u>13.11</u>
	\$127.07
Envelopes	\$39.75 (charge card)
State Health Department	
Invoice 6L 802 (inorganics and metals)	\$304.50
Blue Stakes quarterly charge	\$35.98
MMI Meter Maintenance	\$2,385.00

**PAYROLL**

Kathy-Jo Percy	125.00
Kim Norris 1 hour @ \$15 =	15.00
Val Davis 1 hour @ \$15 =	15.00
Gary Walton 3 hrs. @ \$15 =	45.00

**TOTAL FOR STORM HAVEN: \$3,092.30**