

WILLARD CITY CORPORATION PC071819

DATE: July 18, 2019
TIME: 6:30 p.m.
PLACE: Willard City Hall
ATTENDANCE: Chairperson – Sid Bodily
Commissioner: John Seamons, Chandler Bingham, Gary Hart, Alex Dubovik
Del Fredde – City Council member (non-voting member)
Bryce Wheelwright - City Planner (non-voting member)
Gaylene Nebeker - Planning Commission Secretary
EXCUSED:
CITIZENS: See attached sheet

1. **Prayer** – John Seamons
2. **Pledge of Allegiance led by** Alex Dubovik
3. **Roll Call**
4. **General Public Comment (Input for items not on the agenda)**

a. Discussion/Action on revisions to Section 12-105 Conditional Use Ordinance and Section 12-112 Commercial and Manufacturing Zones with a recommendation to the City Council

City Planner Wheelwright stated during the last Planning Commission he was asked to talk with the City Attorney to come up with a small Conditional Use table. He had talked with Attorney McGaha prior to this and was given a copy of Layton City Ordinance and the document is larger than what we currently have and was not what the Planning Commission discussed having. He reported at this time Willard City has decided to hire a new City Attorney and asked that this item be tabled until they can hire a new attorney. Chairperson Bodily felt until we have representation this item be tabled and asked for a motion.

A motion was made by Commissioner Bingham to table the discussion on revisions to Section 12-105 Conditional Use Ordinance and Section 12-112 Commercial and Manufacturing Zones until a City Attorney is hired and can look at the document. The motion was seconded by Commissioner Seamons. The motion carried with a unanimous vote.

b. Discussion with Bear River Health Department on a proposed Trail/Park Ordinance

Alena Pierce and Natalie Soto were present from the Bear River Health Department to discuss a proposed Trail and Park Ordinance that will address no smoking or vaping in city parks/trails. They discussed the unknown health factors of vaping and e-cigarettes. Commissioner Bodily asked where an individual would be allowed to smoke e-cigarettes. Natalie Soto stated they fall under the regulations of regular cigarettes under the Utah Clean Air Act that prohibit smoking indoors and must be

25' from doors and events. They have worked with Brigham City and Randolph City who has passed and adopted an ordinance. She reported there is not much regulation on e-cigarettes, they are reported as safer than regular cigarettes but they have a lot of chemicals that are showing up as not safe and have been known to cause health issues especially in youth and young adults. They are advertised and marketed to appeal to youth with designs such as hello kitty, minions, popular candies and/or anything kid oriented. You have to be 19 years old to purchase e-cigarettes but that will be changed to 21 years old under a new law. Because of the little amount of vapor and scent they produce manufactures are being creative in how they design them so they can be easily hidden in schools, offices etc.

What can a municipality do? Take it further than the Clean Air Act and implement an ordinance that prohibits their use on trails, parks or public events.

Commissioner Seamons asked if this has been challenged in court. They were not sure if anything had been challenged in court, but Allena Pierce stated San Francisco has banned e-cigarettes completely. She presented the documents from Garden City and Brigham City for the Planning Commission to review.

Commissioner Dubovik asked if the State has done any studies on the health effects among the younger generation. He felt the State could put together marketing/advertisements/examples of what can/could happen with use.

Allena Pierce stated there is a lot of funding for such things but said on the State level there are tobacco lobbyist who get involved and delay the process.

Chairperson Bodily said individuals think they can use e-cigarettes anywhere and has seen a lot of individual vaping in cars with kids and think that it is harmless.

Natalie stated it is illegal to smoke in cars with children inside and there needs to be a lot of education done. She stated parks and facilities need to add no vaping to their signage.

Commissioner Seamons said in the handouts it does not address trails and asked how it would be enforced on trails. Natalie stated it would depend on the city but could be better enforced if there was a city ordinance in place. She will find more information and bring to the city.

Diana Baker stated she works at Autoliv and they have a glass smoke shack that when someone is in the shack it emits a sweet vapor smell and with what has been discussed about the health issues is concerned about long term exposure.

Chairperson Bodily asked the status of the Trail Ordinance the Planning Commission had previously worked on and moved on to the City Council. City Planner

Wheelwright stated it was turned over to the City Council and they want to make it more a Parks and Trails ordinance. Chairperson Bodily asked if the ordinance should be brought back to the Planning Commission for revisions. City Planner Wheelwright said he would look into it.

c. Report on Capital Facilities Plan for Storm Drain

City Planner Wheelwright stated there is nothing new to report.

6. Approval of Minutes

A motion was made by Commissioner Seamons to approve the June 20, 2019 Planning Commission minutes with changes. The motion was seconded by Commissioner Dubovik. The motion carried with a unanimous vote.

7. Commissioner Comments/Staff Comments

Chairperson Bodily asked about a proposed work session with Blue Ox Development. City Planner Wheelwright has talked with several City Council members about holding a work session prior to a future City Council meeting. Commissioner Seamons stated he had gone to the property and there is a lot more there that you cannot see from the road and suggested the Planning Commission go onsite prior to a work session being held. It was suggested they use the August 1st meeting to tour the property.

City Planner Wheelwright reported Lt. Governor Spencer Cox will be in Willard City on July 29th from 8:30-9:30 am for a meet and greet and anyone is welcome to come visit with him.

The Tour of Utah Bike Race will also be coming through Willard on August 14th and said to spread the word to come cheer them on. It will be a challenge for them to come down Hwy 89 with all the construction going on. Commissioner Seamons said it is a big issue through the construction area with the bikes on the road.

Commissioner Dubovik asked if there has been any discussion on lowering the speed limit along the highway especially with pedestrians trying to cross the highway to go to the nature park. The speed limit is 45 mph but cars go 60 mph and makes it hard to cross the road. Planner Wheelwright stated nothing new has been discussed on the issue.

City Planner Wheelwright reported he will attend a meeting with UDOT and Planners on July 29th on Active Transportation which will discuss East/West Trails from 750 North to the foothills, nature park etc.

Commissioner Seamons asked for an update on the storage tank and asked why the city was on water restrictions. City Planner Wheelwright reported they are digging the hole at this time and was not aware of any water restrictions. He also said in discussions with a friend he was told that Hill Air Force Base is resurfacing their runways and the material is coming out of Willard gravel pits and are using 6,000 tons per day. He felt this would be a large amount of trucks on the highway. City Planner Wheelwright was not aware of this and if they were the trucks would be going down to the freeway. Commissioner Seamons also asked for status on the curb and gutter ordinance. City Planner Wheelwright reported it was being formatted by the city attorney and has been put on hold until the new attorney can review. Chairperson Bodily voiced concerns about ordinances not going through to the City Council without being hung up. City Council member Fredde stated it was not the City Council holding up the ordinances.

City Council member Fredde reported the city is in the process of hiring a new city attorney and is going to suggest he be available to attend Planning Commission meetings until the time comes he feels it is not necessary to attend all meetings. Chairperson Bodily asked if the gas line is still proposed to go up Center Street. City Planner Wheelwright stated they are still looking at options.

Chairperson Bodily stated the Aug 1st meeting will be a work session with the City Council to look at the Blue Ox Development. City Planner Wheelwright stated he would contact the City Council to see if they would be available on that date and send out a memo.

8. Adjourn

A motion was made by Commissioner Seamons to adjourn the July 18, 2019 Planning Commission meeting. The motion was seconded by Commissioner

Bingham. The motion carried. The meeting adjourned at 7:15 p.m.

Minutes were read individually and approved on August 15, 2019

Planning Commission Chair Person
Sid Bodily

Planning Commission Secretary
Gaylene Nebeker