

Provo City Planning Commission Administrative Hearing

Report of Action

April 8, 2020

Item 1 Heidy Garcia requests a Conditional Use Permit for a Family Group Day Care with up to twelve children, located at 1502 N 2630 West. Lakeview North Neighborhood. Brandon Larsen (801) 852-6408
jbLarsen@provo.org. PLCUP20190395

The following action was taken on the above described item by an Administrative Hearing Officer, acting in behalf of the Provo City Planning Commission, on April 8, 2020:

APPROVED WITH CONDITIONS

Administrative Hearing Officer: Brian Maxfield

Includes facts of the case, analysis, and conclusions outlined in the Staff Report, with any changes noted. Administrative Hearing Officer determination is consistent with the Staff analysis and determination.

CONDITIONS OF APPROVAL

1. That the family group day care only have a maximum of six (6) children between the hours of 5:00 am and 8:00 am; a maximum of twelve (12) children between 8:00 am and 5:00 pm; and a maximum of eight (8) children between 5:00 pm and 9:00 pm.
2. That the family group day care allow no more than one (1) outside employee (not residing on the premises) on the premises at one time.
3. That any outside employee (not residing on the premises) work on the premises only during daytime business hours (8:00 am to 5:00 pm).

STAFF PRESENTATION

Staff presented information from the staff report and highlighted pertinent requirements related to family group day cares and major home occupations.

NEIGHBORHOOD AND PUBLIC COMMENT

No public was present at the meeting.

APPLICANT RESPONSE

The applicant expressed a willingness to abide by the conditions of approval.

FINDINGS / BASIS OF ADMINISTRATIVE HEARING OFFICER DETERMINATION

The Administrative Hearing Officer identified the following findings as the basis of this decision or recommendation:

This use is allowed when the impacts can be adequately mitigated. The Administrative Hearing Officer stated that he was not aware of any adverse impacts that would not be expected.

A handwritten signature in black ink, reading "Brian W. Spafford". The signature is written in a cursive, flowing style.

Administrative Hearing Officer

See Key Land Use Policies of the Provo City General Plan, applicable Titles of the Provo City Code, and the Staff Report for further detailed information. The Staff Report is a part of the record of the decision of this item.

Administrative decisions **may be appealed** by submitting an application/notice of appeal, with the required application and noticing fees, to the Community Development Department, 330 West 100 South, Provo, Utah, **within fourteen (14) calendar days of the Hearing Officer's decision** (Provo City office hours are Monday through Thursday, 7:00 a.m. to 6:00 p.m.).

BUILDING PERMITS MUST BE OBTAINED BEFORE CONSTRUCTION BEGINS