



WEST HAVEN CITY
COUNCIL AGENDA

AMENDED

November 4, 2020 6:00 P.M.
City Council Chambers
4150 South 3900 West, West Haven, UT 84401

NOTICE IS HEREBY GIVEN THAT ON **November 4, 2020** THE COUNCIL OF WEST HAVEN CITY WILL HOLD THE FOLLOWING PUBLIC MEETINGS: **5:00 PM: COUNCIL WORKSHOP 6:00 PM: REGULAR WEDNESDAY CITY COUNCIL MEETING.** DUE TO EMERGENCY PROTOCOLS RECENTLY ENACTED BY MAYOR BOLOS AND EXECUTIVE ORDER 2020-62 ISSUED BY THE LT. GOVERNOR PUBLIC ATTENDANCE AND PUBLIC COMMENT WILL BE BY ELECTRONIC MEANS ONLY. JOIN US DIGITALLY FOR THE WORK [HTTPS://US02WEB.ZOOM.US/J/89075744597](https://us02web.zoom.us/j/89075744597) SESSION AND COUNCIL MEETING [HTTPS://US02WEB.ZOOM.US/J/87999270880](https://us02web.zoom.us/j/87999270880).

1. MEETING CALLED TO ORDER: Mayor Bolos
2. OPENING CEREMONIES
 - A. PLEDGE OF ALLEGIANCE Councilmember Call
 - B. PRAYER/MOMENT OF SILENCE Councilmember Morse
3. PUBLIC PRESENTATION: Resident(s) attending this meeting will be allotted 2 minutes to express a concern or ask a Question about any issue that **IS NOT ON THE AGENDA** No action can or will be taken on any issue(s) presented.

AGENDA ACTION ITEMS

4. ACTION ON CONSENT AGENDA

A. CITY COUNCIL MINUTES	MEETING HELD	October 21, 2020
B. WEBER COUNTY SHERIFF	\$313,550.32	Inv. #26677
C. GARDNER ENGINEERING	\$25,081.25	Inv. #0820116-0920145
5. PRESENTATION-UTA-BETH HOLBROOK
6. PUBLIC HEARING- For the purpose of receiving public input with regard to a residential solid waste collection and disposal ordinance.
7. ACTION ON ORDINANCE 39-2020-RESIDENTIAL SOLID WASTE COLLECTION AND REMOVAL ORDINANCE
8. ACTION ON PLANNING COMMISSION MEETING RECOMMENDATION(S)
 - A. ACTION ON ORDINANCE 40-2020-REZONE FROM A-1 TO C-2 AND C-3-2144 W 21ST STREET-L.K.L ASSOCIATES INC.
 - B. PRELIMINARY SITE PLAN APPROVAL-BUILDING MATERIAL SUPPLIER-2144 W 21ST STREET-L.K.L ASSOCIATES INC.
9. EXECUTIVE SESSION- The council will enter into a closed meeting for the purpose of discussion of the character and professional competence of an individual to be held in accordance with the provisions of Utah Code 52-4-205.
10. COUNCIL UPDATES
11. ADJOURNMENT

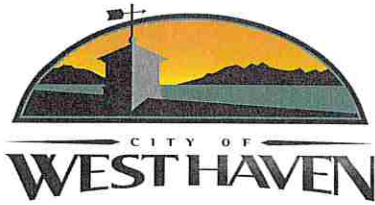
Emily Green

Emily Green, City Recorder

In compliance with the Americans with Disabilities Act, persons needing special accommodations, including auxiliary communicative aids and services, for this meeting should notify the city recorder at 731-4519 or by email: emilyg@westhavencity.com at least 48 hours in advance of the meeting.

CERTIFICATE OF POSTING

The undersigned, duly appointed city recorder, does hereby certify that the above notice and agenda has been posted in the West Haven City Recorder's office; at the West Haven City Complex on the Notice Board and at westhavencity.com; emailed to the Standard-Examiner with a request that it be posted in their Wednesday night meeting section; mailed and emailed to the West Haven City Mayor and each West Haven City Council Member who has email capacity and to the city attorney



**WEST HAVEN CITY
PRE-COUNCIL WORKSHOP AGENDA
HELD PRIOR TO CITY COUNCIL MEETING
WEDNESDAY NOVEMBER 4, 2020**

@

5:00 PM – In City Council Chambers

*NO ACTION CAN OR WILL BE TAKEN ON ANY CITY COUNCIL MEETING AGENDA ITEMS DISCUSSED DURING
PRE-COUNCIL WORKSHOP - DISCUSSION OF SUCH ITEMS IS FOR CLARIFICATION OF AGENDA ITEMS.*

MEETING TO ORDER:

MAYOR BOLOS

REPORTS AND DISCUSSION AS FOLLOWS:

1. Presentation/Discussion-Social Media Policy-Amy Hugie
2. Discussion-Residential Solid Waste Collection and Removal Ordinance

West Haven City Social Media Policies and Procedures

Social media encompasses a broad range of online activity on a variety of platforms, all of which is trackable and traceable. These platforms include not only blogs but social networks such as Facebook and MySpace; professional networks such as LinkedIn and Legal On Ramp; the live-blogging tool, Twitter; and social bookmarking such as Digg and Delicious. This list is not all-inclusive. Every day, it seems, new online tools and advances introduce new opportunities to build your virtual footprint.

As a City, we believe that social media can be an effective tool for communicating with our constituents. We also know social media use will not be exclusively for city business.

Keeping that in mind, this policy provides reasonable guidelines for online behavior by elected officials, officers, and employees of West Haven City when participating online. As new tools on the Web are introduced, and new challenges emerge for all of us, this policy will, of necessity, evolve. Nevertheless, we must be able to distinguish between personal and city-related use of social media.

West Haven City's policy regarding **social media and its employees and elected officials:**

Your Online Identity

- You are personally responsible for your online activity conducted with a West Haven City email address, a West Haven City social media account, and/or any account or use which can be traced back to West Haven City's domain, and/or which uses West Haven City assets. The westhavencity.com address attached to your name implies that you are acting on the City's behalf. You must ensure that you are authorized to do so. Also, when using a City email address or City assets to utilize social media, all actions are public, and representatives (employees and elected officials) will be held accountable for any such activities.
- Outside the workplace, your rights to privacy and free speech protect your online activity conducted on your personal social networks with your individual email address and where there is no city-related attribution. What you publish on such personal online sites should never be attributed to West Haven City and should not appear to be endorsed by or originated from the City. If you list your City affiliation on a social network, then you should regard all communication on that network as you would on any professional network. Online lives are ultimately linked, whether you mention the City in your personal online networking activity. Again, you must ensure as a part of your online activities that you do not leave the impression or indicate directly or indirectly that you are authorized to speak on behalf of the City unless you are expressly authorized to do so.
- Employees and elected officials who access social media via City information technologies shall have no expectation of personal privacy regarding such content. The

City expressly reserves the right to monitor employees' and elected officials' use of social media on City information technology platforms, including posted and hosted content on social media applications. Continued employment and using City information technology platforms constitutes express consent to monitoring, auditing, retrieving, and reviewing usage of these items at any time.

- Employees and elected officials who access social media via City information technology platforms, who use their City emails to do so, or otherwise to conduct City business, who use their personal emails to do so, or to conduct City business, and/or who use their personal cell phones, including text messages, emails, and phone calls to do so, or to conduct City business are subject to not only applicable sections of GRAMA (Government Records Access Management Act, Utah State Code Title 63G, Chapter 2) but also to applicable sections of the Open and Public Meetings Act (Utah State Code, Title 52, Chapter 4).
- Follow the rules in the City's Policies and Procedures Handbook. These rules also apply to employee behavior within social networking and other public online spaces.
- Follow the terms and conditions of use that have been established by the network you are using.
- Obey the law. Don't post any information or engage in any conduct or online activity that may violate local, state, or federal laws or regulations.

Posting Information on Behalf of West Haven City – only as directed

- Employees and elected officials shall not respond as “the City” or give the impression they are acting on behalf of the City unless specifically authorized to do so. Employees and elected officials shall direct questions and comments to the City's Public Information Officer or to the City's official web pages or sites for comment by the appropriate officials.
- All requests from the media shall be directed to and managed by the Public Information Officer. The Public Information Officer will then notify the Mayor regarding all such requests from the media. If the Public Information Officer is unavailable, media requests shall be directed to and managed by the City Manager.
- Be direct, informative, and brief.
- Never use a resident's or business associate's name in a post, unless you have written permission to do so.
- Fact-check your posts. Always review your contributions and comments for accuracy and truthfulness. Before posting, ensure that the material is accurate, truthful, and without factual error.

- Spell and grammar check everything. Content never disappears entirely once it has been posted.
- Correct your errors promptly. If you find that your post contains an error or mistake, correct it immediately. Since transparency is key, admit your mistake, apologize as necessary, correct it, and move on.

Online Comments

- Do not post about controversial or potentially inflammatory subjects online. When responding to or making online comments, keep the tone of your comments respectful and informative, never condescending, or “loud.” Use sentence case format, not capital letters.
- Avoid personal attacks, online fights, and hostile communications. If a social media user or any online influencer posts a statement with which you disagree, voice your opinion but do not escalate the conversation to a heated argument. Write reasonably, factually, and with good humor. Understand and credit the other ”” person’s viewpoint and avoid any communications that could cause personal, professional, or credibility attacks.
- Never disclose proprietary or confidential information.

Confidentiality and Privacy

- Don’t disclose confidential information. Honor your contracts with the City and contracts we have with any residents or business associates. Do not disclose or use confidential or proprietary information of the City or any resident or business associate in any form of online media. Sharing this type of information, even unintentionally, can result in legal action against you and/or the City.
- Respect the privacy of your colleagues and the opinions of others. Before sharing a comment, post, picture, or video about a resident or colleague on any social media or network, his/her consent is not only a courtesy; it is a requirement.

Potential Conflicts and Red Flags

Get approval for a post when:

- Responding to a negative post. If a social media user or any other online participant posts an inaccurate, accusatory, or negative comment about West Haven City, do not engage in the conversation without prior approval of the City Manager and Public Information Officer.
- You are contacted directly by the media regarding issues of concern to the City. Refer

them to the Public Information Officer. If they are not available, refer them to the City Manager.

Building the City's Virtual Footprint

- Don't use your personal online relationships or West Haven City's network to influence polls, rankings, or web traffic.
- When using social media with your West Haven City email and professional identification, do not "follow" anyone whom you either do not actually know and/or with whom you have not previously corresponded or otherwise develop a professional city-related relationship.

Use of Media – Disciplinary Action

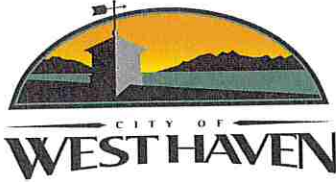
Employees and elected officials may be subject to disciplinary action, or in the case of an elected official public sanction, up to and including termination of employment, if an employee or elected official either directly uses any form of media (print, broadcast, digital, and online services such as Facebook, MySpace, Twitter, blogs, etc.) or provides information or content for use in any form of media that:

- creates a harassing, demeaning, or hostile work environment for any employee;
- indicates or implies that the employee or elected official has discriminated, or may in the future discriminate, against another employee in the context of their employment based on a classification protected by state or federal equal protection laws, including, but not limited to, race, sex, religion, national origin, physical disability or age;
- disrupts the smooth and orderly flow of City work;
- discloses non-public information related to the City or its operations;
- discloses non-public information about any person or entity that has contracted with or provided information to the City;
- places in doubt the honesty, reliability, trustworthiness, or sound judgment of the employee or elected official;
- attacks, demeans, or disparages another employee, or elected official related to any City issue or matter in a manner that is threatening, abusive, or unprofessional;
- establishes or suggests that the employee or elected official has violated or may violate any policy of the City, including, but not limited to, use of illegal drugs or other unlawful activity;
- uses the City's logo or other proprietary images on a personal social media account;

- establishes or suggests that the employee is not making efficient use of the employee's time while the employee is at work; or
- harms the goodwill and reputation of the City among the community at large.

If an elected official does any of these things, they may be publicly censured by the City Council.

Unless expressly authorized by the Mayor, City Manager, or Public Information Officer, employees or elected officials shall not publish or otherwise provide information for use in any form of media in a manner that suggests or implies that it is an official position or policy of the City. Employees or elected officials shall not publish information that violates this policy. Employees and elected officials may request guidance and authorization from the City Manager before publishing any information that by its nature suggests or implies that it is an official position or policy of the City. Failure to seek such guidance and authorization may be considered evidence of intent to conceal a violation of this policy and to hinder an investigation into the matter.



WEST HAVEN CITY COUNCIL MEETING MINUTES

October 21, 2020 6:00 P.M.
City Council Chambers
4150 South 3900 West, West Haven, UT 84401

Present:	Sharon A. Bolos	Mayor
	Rob Vanderwood	Councilmember
	Randy Hunter	Councilmember
	Carrie Call	Councilmember
	Kim Dixon	Councilmember
	Nina Morse	Councilmember
Staff Present:	Emily Green	City Recorder
	Steve Anderson	City Planner
	Ken Bradshaw	City Attorney
	Matthew Jensen	City Manager

5:00 Council Workshop

Mayor Bolos brought the meeting to order.

Mike Fisher gave a presentation on the current building fee schedule for West Haven City and the current ICC standards for building fees.

Benj Becker gave a presentation on commercial development.

1. MEETING BROUGHT TO ORDER:

The Council met electronically at their regularly scheduled meeting held in the Community Room. Mayor Bolos brought the Meeting to order at 6:00 pm. and welcomed those in attendance.

2. OPENING CEREMONIES

- A. Lead by Councilmember Vanderwood
- B. Lead by Councilmember Hunter

3. PUBLIC PRESENTATION

Ryan Wilkinson said that he had a discussion on Facebook with councilmember Morse. He expressed concern about the fact that she informed him a Weber County Sheriff was present at all of our council meetings and would remove anyone who cause a scene before there was anything actionable.

4. ACTION ON CONSENT AGENDA

	MEETING HELD	October 7, 2020
A. CITY COUNCIL MINUTES		
B. AMERICAN PAVEMENT MARKING, LLC	\$26,346.08	Inv. #125054
C. STAKER PARSON	\$87,090.85	Inv. #213524-5
D. LYNN WOODWARD ELECTRIC LLC	\$93,123.28	Inv. #20-461

Councilmember Vanderwood made a motion to approve the consent agenda. Councilmember Dixon seconded the motion. Roll Call: Councilmember Vanderwood, aye; Councilmember Dixon, aye; Councilmember Call, aye; Councilmember Hunter, aye; Councilmember Morse, aye; Vote was unanimous.

5. DISCUSSION-RESIDENTIAL SOLID WASTE COLLECTION AND REMOVAL ORDINANCE

Mayor Bolos said that the ordinance states the billing will go through West Haven Special Service District and asked if they want to maintain their policy of not having a grace period before applying a late fee.

Councilmember Vanderwood asked if there are any residents with subscriptions that the council would need to worry about.

Matthew Jensen stated there are not any subscriptions.

Councilmember Vanderwood asked why the cans in the ordinance are 95 gallons when the haulers explained it was a standard size depending on the company that is between 95-96 gallons.

Councilmember Hunter suggested adding a range to compensate.

Councilmember Dixon asked if the city planned on adding the ordinance to the agenda for the next council and then doing a new request for proposal on the garbage hauler contracts.

Matthew Jensen stated that with the new ordinance the council could use the existing request for proposal.

Council set the public hearing for November 4, 2020.

6. DISCUSSION-CITY COUNCIL CHAMBER AV EQUIPMENT AND UPGRADE

Matthew Jensen gave a presentation on a quote for AV equipment provided by a vendor with a state contract.

Councilmember Dixon asked for a timeline of installation.

Matthew Jensen said 2-4 weeks.

Councilmember Vanderwood asked why there was a note about existing wires for the lapel microphones.

Matthew Jensen said that he had them add that to protect the investment already made for those microphones just in case they are needed.

Councilmember Hunter asked what kind of warranty is offered with the installation.

Matthew Jensen said he would find out what warranty there is.

Councilmember Dixon asked if this would give the city the ability to go live for council meetings.

Matthew Jensen confirmed it will.

7. ACTION ON PLANNING COMMISSION MEETING RECOMMENDATION(S)

A. ACTION ON ORDINANCE 36-2020-MASTER DEVELOPMENT AGREEMENT-1185 W SHADY BROOK LANE-MULTI-FAMILY HOUSING UNITS-BRAD BROWN

Councilmember Hunter expressed concern about this being a residential development, he said he would prefer to see commercial in this area.

Councilmember Dixon asked if this site is large enough to compensate a Burger King or similar business.

Sky Hazelhurst said it will not because Burger King requires at least an acre for sites in rural area, and McDonalds requires 1.25 acres. He said that the only way they would do it with less acreage is in a more urban setting such as Salt Lake City.

Councilmember Vanderwood asked if the 15 units on the map is to allow for flexibility.

Mr. Hazelhurst confirmed that it is.

Councilmember Call said she is not in favor of this development.

Councilmember Morse said she is not opposed to the development.

Councilmember Call made a motion to table so that our attorney could review the ordinance of when the property was initially rezoned. **Councilmember Morse seconded** the motion. Councilmember Hunter, aye; Councilmember Call, aye; Councilmember Dixon, nay; Councilmember Morse, aye; Councilmember Vanderwood, aye; **Motion passes 4:1.**

B. ACTION ON ORDINANCE 37-2020-REZONE FROM A-1 TO R-2-APPROX. 3350 W 2700 S-WOODMERE HOMES

Councilmember Vanderwood asked why the two homes that are a part of another subdivision are included with this rezone.

Steve Anderson explained that these lots will be legal conforming if rezoned and were required to be rezoned together when they were initially developed.

Councilmember Vanderwood asked if there are sewer issues with this property.

Steve Anderson said this property will need a pump station.

Councilmember Hunter expressed concern about changing the zone for the existing homes.

Councilmember Call said that if the zone is changed this will probably change the animal rights for these two homes.

Mayor Bolos suggested leaving those two properties out of the rezone.

Councilmember Dixon made a motion to adopt ordinance 37-2020 with the two existing homes not included. **Councilmember Morse seconded** the motion. **Roll Call:** Councilmember Hunter, aye; Councilmember Call, aye; Councilmember Dixon, aye; Councilmember Morse, aye; Councilmember Vanderwood, aye; **Vote was unanimous.**

C. PRELIMINARY SITE PLAN APPROVAL-WIDOW MAKER BOATS-983 W 2150 S-TROY ANDERSON

Councilmember Morse asked if the existing building will stay on the lot.

Chuck Harsin confirmed it will.

Councilmember Vanderwood asked if the business is building custom boats and what the business hours will be.

Mr. Harsin confirmed it is and said there will be regular business hours that conform with the noise ordinance.

Councilmember Call asked if there will be a trail along the back of the property.

Mr. Harsin confirmed it will be along the western border under the canopy. He said all of his late hunting dogs are buried there and requested they are not moved.

Mayor Bolos asked if that was possible.

Steve Anderson confirmed it is.

Councilmember Vanderwood made a motion to give preliminary site plan approval. **Councilmember Hunter seconded** the motion. Councilmember Hunter, aye; Councilmember Call, aye; Councilmember Dixon, aye; Councilmember Morse, aye; Councilmember Vanderwood, aye; **Vote was unanimous.**

D. ACTION ON ORDINANCE 38-2020-PATIO HOMES ORDINANCE

Councilmember Hunter expressed concern about P.R.U.D.'s being included in the conditional uses.

Councilmember Morse asked if section 1.7 the landscape cash bond has been done previously.

Steve Anderson said that have not previously.

Councilmember Call asked if the lot sizes are 6,000 square feet.

Steve Anderson confirmed it.

Councilmember Morse asked what size lots other patio home subdivision have.

Steve Anderson said it is about the same size.

Councilmember Vanderwood made a motion to adopt ordinance 38-2020 but striking section 1.3.3. **Councilmember Morse seconded** the motion. **Roll Call:** Councilmember Hunter, aye; Councilmember Call, aye; Councilmember Dixon, aye; Councilmember Morse, aye; Councilmember Vanderwood, aye; **Vote was unanimous.**

E. PRELIMINARY SUBDIVISION APPROVAL-CUCEREAVII SUBDIVISION-3332 W 4075 S

Steve Anderson said that the drainage issues have been fixed with this property.

Councilmember Morse asked if the retention pond is close to this lot.

Steve Anderson confirmed it is and said it is lower allowing drainage to the north. He said land drains will be installed in the subdivision.

Councilmember Dixon made a motion to give preliminary subdivision approval. **Councilmember Hunter seconded** the motion. Councilmember Hunter, aye; Councilmember Call, aye; Councilmember Dixon, aye; Councilmember Morse, aye; Councilmember Vanderwood, aye; **Vote was unanimous.**

F. PRELIMINARY SITE PLAN APPROVAL-DENTAL CLINIC AND COMMERCIAL DEVELOPMENT-APPROX. 2700 W 3700 S-PASCAL MEYER

Councilmember Hunter made a motion to give preliminary site plan approval. **Councilmember Vanderwood seconded** the motion. Councilmember Hunter, aye; Councilmember Call, aye; Councilmember Dixon, aye; Councilmember Morse, aye; Councilmember Vanderwood, aye; **Vote was unanimous.**

G. PRELIMINARY AND FINAL SUBDIVISION APPROVAL-SALT POINT SOUTHEAST TOWNHOMES-3250 W 3725 S-WOODSIDE HOMES

Councilmember Call expressed concern that the master development agreement says that all roads are public and this is a private road.

Derek Terry explained that the roads outlined in the map of the master development agreement are the public roads.

Councilmember Dixon asked why there is approval of preliminary and final on these two items.

Steve Anderson said it is in the master development agreement.

Councilmember Call asked what the city road standard is.

Matthew Jensen said it is 36 feet.

Council discussed amending the master development agreement.

Councilmember Dixon made a motion to give preliminary and final subdivision approval. **Councilmember Morse seconded** the motion. Councilmember Hunter, nay; Councilmember Call, nay; Councilmember Dixon, aye; Councilmember Morse, aye; Councilmember Vanderwood, aye; **Motion passes 3:2.**

H. PRELIMINARY AND FINAL SUBDIVISION APPROVAL-SALT PIONT NORTHWEST TOWNHOMES-APPROX. 3300 W 3800 S-WOODSIDE HOMES

Councilmember Dixon made a motion to give preliminary and final subdivision approval. **Councilmember Morse seconded** the motion. Councilmember Hunter, nay; Councilmember Call, nay; Councilmember Dixon, aye; Councilmember Morse, aye; Councilmember Vanderwood, aye; **Motion passes 3:2.**

8. COUNCIL UPDATES

Councilmember Call gave an update on Weber County Animal Services.

9. ADJOURNMENT

Councilmember Call moved to adjourn at 9:26 P.M. **Councilmember Vanderwood** seconded the motion. Councilmember Call, aye; Councilmember Vanderwood, aye; Councilmember Morse, aye; Councilmember Dixon, aye; Councilmember Hunter, aye; **Vote was unanimous.**

Emily Green
City Recorder

Date Approved: _____

PROPOSED GARBAGE ORDINANCE

8.07 Solid Waste Collection

8.07.010 Generally

Due to the potential health, safety, and welfare hazards posed by garbage and other refuse, the City is authorized and shall have power to develop and enforce ordinances, rules and regulations governing the disposal and collection of garbage.

8.07.020 Definitions

For this ordinance, the following terms shall have these meanings:

COMMERCIAL HAULER: Any person or entity who in the regular course of business or for a fee collects, transports, and disposes of commercial waste.

COMMERCIAL PROPERTY: Any premises or property: a) used primarily in connection with the supply of goods or services on a regular basis or in the regular course of business, or for which a business license is required by any state law or local ordinance, or b) containing a structure hooked to power and water and used for human habitation on an overnight or other temporary rental basis of less than thirty (30) consecutive days, or c) containing a structure with more than eight (8) dwelling units hooked to power and water and used for human habitation on a rental basis. Commercial Property shall include, but shall not be limited to, business establishments, hotels, motels, recreational vehicle developments and apartments.

COMMERCIAL WASTE: Any garbage, rubbish, trash, etc., produced by businesses or resulting from normal activities on or use of commercial property or premises.

DUMPSTER: Any container constructed of metal, of two (2) yards' volume or more, and designed to be compatible with mechanical collection equipment.

PRIVATE HAULER: A. Any person or entity who, as the owner, tenant, or other occupant of property or premises classified as commercial, collects, and disposes of solid waste generated by the use of said property; and, B. Any person or entity who collects and disposes of construction debris.

RESIDENTIAL: Shall include, but shall not be limited to, single homes, mobile homes, townhomes, condominiums and apartments not contained in or a part of an apartment complex of more than eight (8) units, but shall exclude hotels, motels, recreational vehicle developments and apartment complexes with structures containing more than eight (8) dwelling units. Except as specified, each unit of a structure on property or premises classified as residential shall be considered a separate residence for the purpose of billing and collection.

RESIDENTIAL PROPERTY: Shall mean or refer to any property or premises containing a structure hooked to culinary water and power and which is intended or used for human habitation, but excluding: a) property or premises containing a structure hooked to power and water and used for human habitation on an overnight or other temporary rental basis of less than thirty (30) consecutive days, and b) property

or premises containing a structure with more than eight (8) dwelling units, which is hooked to power and water and used for human habitation on a rental basis.

RESIDENTIAL WASTE: Garbage, rubbish, trash, bulky waste, and other waste produced by or resulting from the normal activities on or use of residential property or premises. Residential waste does not include hazardous waste, special waste, or stable matter.

CONTAINER: A waste receptacle approved by City, with a capacity of ninety four (94) gallons and equipped with a tightfitting, permanently attached lid and wheels for easy movement, and which is specifically designed for automated or semiautomated pick up.

SOLID WASTE: Shall have the same meaning as specified in Utah Code section 19-6-502(10).

8.07.030 Residential Curb-Side Collection

- A. Each residence or residential unit within the City shall have its solid waste removed by the City or the City's contracted service provider.
1. **Approved Containers Provided.** All solid waste to be collected and disposed by the City from residential users must be placed only in approved containers provided by the City or its service provider. Ownership of containers is retained by the City or its service provider. Containers are to remain on the premises. Every resident or owner issued a container shall be responsible for containers issued to their account.
 2. **Issuance.** Occupants of single-family dwellings not exceeding eight (8) independent units shall be issued one container per residence or unit. Additional containers will be provided upon request. Cost for additional containers will be as set forth in the City's fee schedule.
 3. **Placement for Collection; Removal.** Containers holding residential solid waste to be collected and hauled by the City or its contractor are to be set out for collection no earlier than 24-hours before the designated collection day. All empty containers must be removed from the street the same day they were emptied.
 4. **Closure.** All garbage must be placed in containers that shall, at all times, be kept securely closed and kept in such place and in such manner as to prevent offensive odors in the neighborhood.
 5. **Ashes.** No hot ashes shall be deposited in the same vessel or container with combustible garbage. No hot ashes shall be placed out for collection or removal.
 6. **Care and Maintenance.** Containers shall be kept free from destructive or decorative markings, shall maintain the original color, and shall keep the inside of the container clean and free from buildup of fungus, bacteria or any other contamination which causes odors or facilitates the deterioration of the container. Any damage to the container or malfunctioning must be reported to the Public Works Department of the City. Upon a resident's relocation from the community, the resident shall advise the City in writing of that departure and shall leave the container(s) at the service location in a secure location.

8.07.040 Exemptions to Residential Curb-Side Collection

- A. A resident or the owner of a residential unit may elect to opt out of City provided collection service, provided that the opt out election is communicated to the City Recorder using the City-approved form and only if collection of residential waste may be accomplished by use of dumpsters in these instances:
 - 1. Apartments or other high-density residential developments of more than eight (8) units as approved by the City.
 - 2. Residential lots of 0.9 acres or larger in size with these restrictions:
 - a. In neighborhoods with curb and gutter, dumpsters must be mobile in nature and kept off the street except on the designated collection day.
 - b. In neighborhoods without curb and gutter, dumpsters, whether stationary or mobile, must be placed and maintained on the resident's property outside of the City's right of way.
 - 3. Residential lots with a City-licensed business.
- B. Review and determination of all opt out requests will be decided by the City Manager. Residents may appeal the City Manager's decision in writing to the City Council.

8.07.050 Billing.

- A. Fees for residential waste collection provided by the City shall be billed, and must be paid, monthly. These fees shall be included as a part of regular billing for other municipal services supplied by the City, including but not limited to sanitary sewer system, storm sewer system, culinary water system, etc. Failure to timely pay any portion of the utility bill shall be subject to all collection procedures for other utility services provided by the City.

8.07.060 Collection of Commercial Waste

- A. Nothing in this chapter shall preclude the owner or lessee of any commercial property or premises from transporting his or her own commercial waste to the landfill, transfer station, or contracting for its removal with a commercial hauler properly licensed and authorized to conduct business within the City.

8.07.070 Commercial or Private Haulers

- A. No private or commercial hauler may collect or dispose of commercial solid waste generated by businesses or through the use of commercial property within the City without having first obtained a license to operate as a private or commercial hauler.

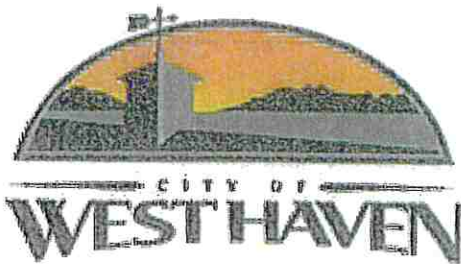
8.07.080 Collection Vehicles

- A. All trucks or other vehicles used by any private or commercial hauler to collect or transport solid waste within the City shall:
 - 1. Be maintained in a good mechanical condition,
 - 2. Have fully enclosed sides and bottom and otherwise be constructed as to prevent the contents of the vehicle from spilling or blowing while the vehicle is in motion,

3. Clearly bear on the outside of the body of the vehicle the name and telephone number of the hauler; and,
4. Comply with all provisions of all applicable state or federal regulations or laws concerning the collection, transportation or disposal of solid waste.

8.07.090 Transportation of Waste

- A. All solid waste transported by any private or commercial hauler shall be contained, tied or enclosed such that leaking, spilling or blowing are prevented during transportation.



ZONING MAP AMENDMENT APPLICATION

West Haven City Planning Commission

4150 S 3900 W

West Haven, UT

801-731-4519

Property Address: 2144 W 2200 S Parcel # 1507100 25

Comments: _____

Existing Zone A1 Proposed Zone C3 No. of acres/Sq. Ft. 6.85

What use is requested Building Material Supplier South Side
Retail / Flex Space North Side

Fee - Zoning Map Amendment

Residential

\$100.00 plus \$25.00 for each acre over one (1) to five (5) acres, then \$5.00 for each additional acre or part thereof, and \$100.00 for the city review.

Commercial

\$100.00 plus \$50.00 for each acre over one (1) to five (5) acres, then \$10.00 for each additional acre or part thereof, and \$100.00 for the city review.

OFFICE USE

Scheduled for Planning Commission Agenda 10/28/2020

Planning commission action:

Approved ✓ Date 10/28/2020 Denied _____ Date _____

City Council:

Approved _____ Date _____ Denied _____ Date _____

Date Received: 10/13/2020

SITE PLAN

RESORT COMMERCIAL, COMMERCIAL OR MANUFACTURING

CSully@WestHavenCity.com \$320



Date 10/22/20

Address of Site: 2144 West 2200 South Property Parcel # 150710025

Applicant's Name: LKL Associates Inc

Address: 3431 West Norris View Phone: 801-807-8715

Application is hereby made to West Haven City requesting the following permitted use(s),

Building Materials Supplier

And

Site plan design, be approved on 6.85 of
(acreage)

Property in the _____ zone in accordance with the attached site plan. (see attached form for site plan requirements.)

Signed: [Signature] Date: 10/22/20
(Owner/Petitioner)

I authorize _____ to act as my representative in all matters relating to this application.
(Owner)

(Agent as Authorized by Owner)

Please initial to indicate that you have received a copy of the site plan requirements and Chapter 28

Elevations	Please show the percentage of each elevation for each category.
N E S W	Primary Materials i.e. architecture insulated metal panels, block, brick, glass, rock, and stone.
— — — —	
— — — —	Secondary Materials i.e. concrete, corrugated or ribbed metal, fiber/cement siding, oriented strand board treated siding such as LP siding, stucco, tile and wood.
— — — —	Upgraded Architectural Features i.e. archways, awnings, bays, bonds, quoins and different brick patterns, canopies, corbels, decorative cornices, dormers, permanent decorative art, pillars, porte cocheres, porches, porticos, and timbers.
Percentage of Landscaping	Number of Parking Spaces

For Office Use Only

Fees		For Office Use Only	
	\$100.00 for the first acre plus \$25.00 for each acre over one to five and \$10.00 for each additional acre or part thereof.		
City Review	\$100.00	Preliminary Amount <u>320.00</u> Date Paid <u>10/22/2020</u> Final	
Final	\$100.00		
Scheduled date for Agenda <u>10/28/20</u>			
Planning Commission Preliminary Approval <u>10/28/20</u> Conditions _____			
Council Preliminary Approval _____ Conditions _____			
Planning Commission Final Approval _____ Conditions _____			
Council Final Approval _____ Conditions _____			
Received	N/A	Received	Letters of acknowledgment
☐ 18-11"x17" copies of final site plan and required elevations.	☐	☐	Culinary Water Company (stating if they want secondary water provided on proposal)
☐ Digital copies	☐	☐	Fire Department
<u>FINAL</u>	☒	☐	Health Department (If Applicable)
☐ Color Elevations	☒	☐	UDOT Application Letter
	☒	☐	All other items required by City Planner

ALL APPLICABLE ITEMS MUST BE RECEIVED BEFORE BEING ADDED TO THE AGENDA.

