

Hinckley Town Council Special Meeting
Town Council Chambers
161 East 300 North Hinckley, UT
Digital Recording of Meeting
Thursday, May 25, 2023

Invocation Brian Florang

I. PLEDGE

Mayor Brian Florang asked all to rise and join in the Pledge of Allegiance.

Mayor Brian Florang called the special meeting to order at 7:04 PM.

II. ROLL CALL

Mayor Brian Florang
Councilmembers: Leon Lewis, LeeAnn Terry, Ray Searle
Maintenance Employee: Trey Ross
Hinckley Town Clerk: Tresa Taylor

III. GUESTS:

Planning and Zoning Commission Chairman Guy Brinkerhoff, Commission Member Margene Stevens, Commission Member Clark Mortensen, Lynn Banks

IV. APPROVAL OF MINUTES FROM PREVIOUS MEETING

None.

V. PETITIONS, REMONSTRANCES, AND COMMUNICATION

None.

VI. REPORT OF GOVERNING BODY – BOARDS – COMMITTEES:

None.

VII. STAFF REPORTING

None.

VIII. NEW BUSINESS

1. Review Hinckley Town Ordinance, Title 10, Chapter 2, Administration Regulations concerning the process and procedures for approval of a building permit application and site plot plan.

Mayor Brian Florang reviewed and discussed Hinckley Town Ordinance, Title 10, Chapter 2, Administration Regulations and Hinckley Town Ordinance, Title 10, Chapter 4, 10-4—11.

The council reviewed and discussed accessory building setbacks and 10-11—7 Clear Vision Area – Corner Lots. Mayor Florang said he would like to clarify this section of ordinance so that everyone understands that the only thing that can be trimmed at 7' is a tree.

Mayor Florang stated the purpose of the special meeting tonight is not to make a decision about whether the Town Council made the right choice or if the Commission made the right choice on the merits of the application, but it is a meeting to discuss the process and that the process was not properly followed.

Mayor Florang noted the Planning and Zoning Commission should have made a decision on the site plot plan based on the current Hinckley Town Ordinances and the Commission should not have forwarded the site plot plan application to the Town Council for approval.

Mayor Florang stated the Planning and Zoning Commission needs to make a determination and decision on the site plot plan application based on the current Hinckley Town Ordinances and then the applicant has choices and proceed after that decision.

Mayor Brian Florang apologized for the delay in this application and offered scheduling a special Planning and Zoning Commission meeting to review the application.

Mayor Florang asked Lynn Banks if he would like the opportunity to address the council. Lynn thanked the council for their consideration and said he understands and agrees with what has been discussed. Lynn said he has a question on the drawing that was presented with the setbacks showing a 9' measurement on the diagonal and stated that measurement is not correct.

Lynn provided council members and the town clerk a copy of his site plot plan and setbacks and with the correct corner diagonal distance of 18.5'. There was discussion about a 45-degree angle, the line of site or clear vision area. Lynn asked for the definition of the street property line and Mayor Brian Florang stated he cannot give him a good definition, noting this is one of the weaknesses in the Town Ordinances.

2. Confirm or rescind a decision the Town Council made on Thursday, May 18, 2023, to approve a site plot plan and corner lot setbacks for Lynn Banks, 200 W 100 N, Hinckley, for a 50' x 40' metal shop building.

Mayor Brian Florang called for a motion to rescind the decision of the Town Council on May 18, 2023, to approve a site plot plan and corner lot setbacks for Lynn Banks. Councilmember Ray Searle made a motion to rescind the decision of the Town Council to approve the site plot plan for Lynn Banks and return the application to the Planning and Zoning Commission for a decision. Councilmember LeeAnn Terry seconded the motion, all voted aye. Motion carried.

XI. MISCELLANEOUS DISCUSSION

Mayor Brian Florang requested the Planning and Zoning Commission holds a special meeting to review Lynn Banks application.

Planning and Zoning Commission chairman Guy Brinkerhoff and commission members Clark Mortensen and Margene Stevens decided to hold a special meeting on Tuesday, May 30, 2023, at 7pm to reconsider Lynn Banks application.

XII. PAYMENT OF BILLS

None.

XIII. ADJOURNMENT

Councilmember Ray Searle made motion to adjourn at 7:42 PM. Councilmember Leon Lewis seconded the motion, all voted aye.



Tresa Taylor, Hinckley Town Clerk
Dixie Talbot, Hinckley Town Clerk

Mayor Brian Florang