

Subject:152 Sandridge Road SubdivisionAuthor:Anya Grahn, Historic Preservation PlannerProject Number:PL-15-02952Date:December 9, 2015Type of Item:Legislative – Plat Amendment

#### **Summary Recommendations**

Staff recommends the Planning Commission conduct a public hearing and continue the item to January 13, 2016, to allow additional time for internal review. Staff has requested that the surveyor provide additional analysis and clarification on conflicts regarding the property boundaries.

#### **Description**

Applicant:	Joseph and Linda Armstrong
Location:	152 Sandridge Road
Zoning:	Historic Residential (HR-1) District
Adjacent Land Uses:	Single-family residences
Reason for Review:	Plat amendments require Planning Commission review and
	City Council action



#### PLANNING DEPARTMENT

Subject:The Lodges at Deer Valley – Phase One – First AmendedAuthor:Makena Hawley, Planner 1Date:December 9, 2015Type of Item: Administrative – Record of Survey Amendment

#### **Summary Recommendations**

Staff recommends the Planning Commission conduct a public hearing and continue the The Lodges at Deer Valley, Phase One, First Amended Record of Survey to January 13, 2016, to allow Staff the additional time to work through the applications.

#### Description

Applicant:The Lodges at Deer Valley represented by Marshall King<br/>2900 Deer Valley DriveZoning:Residential Development (RD)Adjacent Land Uses:Recreation Open Space (ROS)Reason for Review:The Lodges at Deer Valley are proposing to change the 62 parking<br/>spaces from convertible space to common ownership which<br/>requires a Record of Survey. Record of Surveys require Planning<br/>Commission review and recommendation with final action by the<br/>City Council.



Subject:	950 Empire Avenue
Project #:	PL-15-02842
Author:	Hannah Turpen, Planner
Date:	December 9, 2015
Type of Item:	Administrative – Steep Slope Conditional Use Permit

#### Summary Recommendations

Staff recommends the Planning Commission review the application for a Steep Slope Conditional Use Permit (CUP) at 950 Empire Avenue, conduct a public hearing, and approve the Steep Slope CUP for 950 Empire Avenue. Staff has prepared findings of fact, conclusions of law, and conditions of approval for the Commission's consideration.

#### Description

Owner/ Applicant:	Norfolk TKA, LLC (represented by James Carroll)
Location:	950 Empire Ave
Zoning:	Historic Residential (HR-1) District
Adjacent Land Uses:	Residential
Reason for Review:	Construction of structures with a Building Footprint greater
	than 200 square feet on a steep slope (30% or greater)
	requires a Conditional Use Permit

#### <u>Proposal</u>

This application is a request for a Steep Slope Conditional Use Permit (CUP) for a new single-family home with a proposed square footage of approximately 3,586 square feet (including the 472 square foot two-car garage) on a vacant 2,812.5 square foot lot located at 950 Empire Avenue. The total Building Footprint exceeds 200 square feet and the construction is proposed on a slope of 30% or greater.

#### **Background**

On July 1, 2015 the City received an application for a Conditional Use Permit (CUP) for "Construction on a Steep Slope" at 950 Empire Avenue. The application was deemed complete on August 28, 2015. The property is located in the Historic Residential (HR-1) District. The lot contains 2,812.5 square feet.

This application is a request for a Conditional Use Permit for construction of new single family dwelling. Because the total proposed Building Footprint is greater than 200 square feet, and would be constructed on a slope greater than thirty percent (30%), the applicant is required to file a Conditional Use Permit application for review by the Planning Commission, pursuant to Land Management Code (LMC) § 15-2.1-6.

A Historic District Design Review (HDDR) application is currently under review by Planning staff (Exhibit A).

On August 20, 2015 the City Council approved a plat amendment for 950 Empire Avenue. The plat amendment has not been recorded at Summit County. On September 11, 2015 a Demolition Permit was issued for the existing non-historic single-family dwelling. The non-historic single-family dwelling has been demolished and the lot is now vacant.

#### <u>Purpose</u>

The purpose of the Historic Residential (HR-1) District is to:

(A) preserve present land Uses and character of the Historic residential Areas of Park City,

(B) encourage the preservation of Historic Structures,

(C) encourage construction of Historically Compatible Structures that contribute to the character and scale of the Historic District and maintain existing residential neighborhoods,

(D) encourage single family Development on combinations of 25' x 75' Historic Lots,

(E) define Development parameters that are consistent with the General Plan policies for the Historic core, and

(F) establish Development review criteria for new Development on Steep Slopes which mitigate impacts to mass and scale and the environment.

#### <u>Analysis</u>

The proposed house contains a total of 3,586 square feet, including the 472 square foot two-car garage proposed on the upper level. The proposed footprint is 1,201 square feet. The house complies with all setbacks, building footprint, and building height requirements of the HR-1 zone. Staff reviewed the plans and made the following LMC related findings:

Requirement	LMC Requirement	Proposed
Lot Size	Minimum of 1,875 square feet	2,812.5 square feet,
		<u>complies.</u>
Building Footprint	1,201 square feet <u>maximum</u>	1,201 square feet,
		<u>complies.</u>
Front Yard	10 feet minimum	23' (front) porch, <u>complies;</u>
		10' and 12' to each single-
		car garage, <u>complies.</u>
Rear Yard	10 feet minimum	Increases from 24'6" to
		17'6" (north to south),
		<u>complies</u> .
Side Yard	3 feet minimum, total 6 feet.	3 feet on each side,
		complies. Total of 6 feet,
		<u>complies.</u>
Height	27 feet above existing grade,	23'0.17", ridge of gable on
	<u>maximum.</u>	the south elevation,
		<u>complies.</u>

Height (continued)	A Structure shall have a maximum height of 35 feet measured from the lowest finish floor plane to the point of the highest wall top plate that supports the ceiling joists or roof rafters.	33', <u>complies.</u>
Final grade	Final grade must be within four (4) vertical feet of existing grade around the periphery of the structure.	Maximum difference is 4 feet on the north, south, east and west elevations, <u>complies</u> .
Vertical articulation	A ten foot (10') minimum horizontal step in the downhill façade is required unless the First Story is located completely under the finish Grade on all sides of the Structure. The horizontal step shall take place at a maximum height of twenty three feet (23') from where Building Footprint meets the lowest point of existing Grade. Architectural features, that provide articulation to the upper story façade setback may encroach into the minimum 10 ft. setback but shall be limited to no more than 25% of the width of the building encroaching no more than 4 ft. into the setback.	The downhill façade is in the rear. The rear roof line measures 22'11 2/5" in height, <u>complies</u> .
Roof Pitch	Between 7:12 and 12:12.	The main roofs have 7:12 pitches, <u>complies.</u>
Parking	Two (2) off-street parking spaces required.	Two (2) separate single- car garage doors lead to a two (2) car garage compliant with the required dimensions, <u>complies</u> .

LMC § 15-2.1-6 requires a Conditional Use Permit for development on steep sloping lots (30% or greater) if the Building Footprint exceeds 200 square feet and stipulates that the Conditional Use Permit can be granted provided the proposed application and design comply with the following criteria and impacts of the construction on the steep slope can be mitigated:

Criteria 1: Location of Development.

Development is located and designed to reduce visual and environmental impacts of the Structure. **No unmitigated impacts.** 

The proposed single family dwelling is located on the lot in a manner that reduces the visual and environmental impacts. The foundation is stepped with the existing topography to minimize the amount of excavation necessary. The existing minor landscaping and existing trees will be removed from the site. The proposed landscape plan will incorporate significant vegetation. The proposed footprint complies with that allowed for the lot area. The front and rear setbacks meet all requirements, and are increased for portions of the structure. The hillside within the side yard will be terraced with retaining walls no greater than six feet (6') in height from existing grade. The westerly portion of the garage is the only portion of the building footprint which sits on a slope greater than 30% which allows floor levels to relate closely to existing topography.

#### Criteria 2: Visual Analysis.

The Applicant must provide the Planning Department with a visual analysis of the project from key Vantage Points to determine potential impacts of the project and identify potential for screening, slope stabilization, erosion mitigation, vegetation protection, and other items. **No unmitigated impacts.** 

The applicant submitted a photographic visual analysis, including street views, to show the proposed streetscape and how the proposed house fits within the context of the slope, neighboring structures, and existing vegetation.

The visual analysis and streetscape demonstrate that the proposed design is visually compatible with the neighborhood, similar in scale and mass than surrounding structures, and visual impacts are mitigated. There is minimized excavation because the majority of the house is located on the grade that is less than 30%. Vegetation will be added as necessary and retaining walls will be limited to terracing in the side yards.

#### Criteria 3: Access.

Access points and driveways must be designed to minimize Grading of the natural topography and to reduce overall Building scale. The garage sits below the street level reducing the fill needed to access the garage and the front door. Common driveways and Parking Areas, and side Access to garages are strongly encouraged; however a side access garage is not possible on this site. **No unmitigated impacts.** 

The proposed design incorporates a driveway which will sit flush with final grade. The slope of the driveway will be 7.6% when measured from the curb and gutter to the single-car garages. The driveway is designed with a maximum width of twelve feet (12') before expanding to accommodate the two (2) single-car garages. The driveway is approximately twenty-four feet (24') in length from the garage(s) to the existing edge of Empire Avenue. The single-car garage doors comply with the maximum height and width per the Design Guidelines.

#### Criteria 4: Terracing.

The project may include terraced retaining Structures if necessary to regain Natural Grade. **No unmitigated impacts.** 

Minor retaining is necessary to regain natural grade around the proposed structure to provide for egress on the north, south and east elevations. The proposed retaining walls will meet the LMC development standards of retaining walls in setback areas.

#### Criteria 5: Building Location.

Buildings, access, and infrastructure must be located to minimize cut and fill that would alter the perceived natural topography of the Site. The Site design and Building Footprint must coordinate with adjacent properties to maximize opportunities for open Areas and preservation of natural vegetation, to minimize driveway and Parking Areas, and provide variation of the Front Yard. **No unmitigated impacts.** 

The building pad location, access, and infrastructure are located in such a manner as to minimize cut and fill that would alter the perceived natural topography. Terraced stone retaining walls, not exceeding six feet in height from Existing Grade, will be constructed to retain the hillside in the side yards and around the driveway. The Final Grade will be changed no more than four feet (4') from the Existing Grade. The site design and building footprint provide an increased front setback area in front of the garages and porch. Side setbacks and building footprints are maintained consistent with the pattern of development and separation of structures in the neighborhood.

#### Criteria 6: Building Form and Scale.

Where Building masses orient against the Lot's existing contours, the Structures must be stepped with the Grade and broken into a series of individual smaller components that are Compatible with the District. Low profile Buildings that orient with existing contours are strongly encouraged. The garage must be subordinate in design to the main Building. In order to decrease the perceived bulk of the Main Building, the Planning Commission may require a garage separate from the main Structure or no garage. **No unmitigated impacts.** 

The main ridge of the roof orients with the contours. The size of the lot allows the design to not offend the natural character of the site as seen on the submitted plans. The house steps with the grade and is broken into a series of smaller components that are compatible with the District. The stepping creates rear and side elevations that respect the adjacent properties.

Staff finds that the proposed design is consistent with the Design Guidelines for Historic Districts and Historic Sites. The structure reflects the historic character of Park City's Historic Sites such as simple building forms, unadorned materials, and restrained ornamentation. The style of architecture selected and all elevations of the building are designed in a manner consistent with a contemporary interpretation of the chosen style. The Historic District Design Review (HDDR) application for this project has not yet been granted final approval.

Exterior elements of the new development—roofs, entrances, eaves, chimneys, porches, windows, doors, steps, retaining walls, garages, etc.—are of human scale and are compatible with the neighborhood and even traditional architecture. The scale and height of the new structure follows the predominant pattern of the neighborhood. Further, this style of this house is consistent with the Design Guidelines. It does not

detract from nearby historic properties, but rather lends itself to the overall character of the neighborhood.

#### Criteria 7: Setbacks.

The Planning Commission may require an increase in one or more Setbacks to minimize the creation of a "wall effect" along the Street front and/or the Rear Lot Line. The Setback variation will be a function of the Site constraints, proposed Building scale, and Setbacks on adjacent Structures. **No unmitigated impacts.** 

The proposed structure meets the standard LMC setbacks for a lot this size consisting of a minimum of ten feet (10') front/rear yard setbacks. The minimum side yard setbacks are three feet (3') minimum and six feet (6') total.

Front setbacks are increased as the single-car garage doors are setback ten feet (10') and twelve feet (12') from the property line and twenty-four feet (24') from the edge of the street. No wall effect is created with the proposed design. Side setbacks are consistent with the pattern of development and separation in the neighborhood. The articulation in the front and rear facades reduce the overall mass of the structure and does not create a wall effect along the street front or rear lot line.

#### Criteria 8: Dwelling Volume.

The maximum volume of any Structure is a function of the Lot size, Building Height, Setbacks, and provisions set forth in this Chapter. The Planning Commission may further limit the volume of a proposed Structure to minimize its visual mass and/or to mitigate differences in scale between a proposed Structure and existing Structures. **No unmitigated impacts.** 

The proposed structure is articulated and broken into compatible massing components. The design includes setback variations and lower building heights for portions of the structure. The proposed massing and architectural design components are compatible with both the volume and massing of single-family dwellings in the area. The design minimizes the visual mass and mitigates the differences in scale between the proposed house and surrounding structures.

#### Criteria 9: Building Height (Steep Slope).

The maximum Building Height in the HR-1 District is twenty-seven feet (27'). The Planning Commission may require a reduction in Building Height for all, or portions, of a proposed Structure to minimize its visual mass and/or to mitigate differences in scale between a proposed Structure and existing residential Structures. **No unmitigated impacts.** 

The proposed structure meets the twenty-seven feet (27') maximum building height requirement measured from existing grade at the highest point. The heights of the main ridges range from twenty-two feet eleven and one-half inches (22'11½") to twenty-three feet two inches (23'2") above the existing grade. Portions of the house are less than twenty seven feet (27') in height. The tallest ridge is twenty-three feet two inches (23'2") above the rear roof line measures twenty-two feet eleven and one-half inches (22'11½") in height.

The applicant also meets the criteria outlined in LMC 15-2.2-5(A) stating that the structure shall have a maximum height of thirty-five feet (35') measured from the lowest finished floor plane to the point of the highest wall top plate that supports the ceiling joists or roof rafters. The height from the lowest finished floor plane to the highest wall plate is thirty-three feet (33').

#### **Process**

Approval of this application constitutes Final Action that may be appealed to the City Council following appeal procedures found in LMC § 15-1-18. The applicant has submitted a Historic District Design Review (HDDR) application; however, this has not yet been approved.

#### **Department Review**

This project has gone through an interdepartmental review. No issues were brought up other than standards items that have been addressed by revisions and/or conditions of approval.

#### **Notice**

The property was posted and notice was mailed to property owners within 300 feet on November 25, 2015. Legal notice was also published in the Park Record in accordance with requirements of the LMC on November 21, 2015.

#### Public Input

No input has been received regarding the Steep Slope CUP.

#### **Alternatives**

- The Planning Commission may approve the Conditional Use Permit for 950 Empire Avenue as conditioned or amended, or
- The Planning Commission may deny the Conditional Use Permit for 950 Empire Avenue and provide staff with Findings for this decision, or
- The Planning Commission may request specific additional information and may continue the discussion to a date uncertain.

#### **Significant Impacts**

As conditioned, there are no significant fiscal or environmental impacts from this application. The lot is an existing platted residential lot that is currently vacant.

#### Consequences of not taking the Suggested Recommendation

The construction as proposed could not occur and the applicant would have to revise the plans.

#### **Recommendation**

Staff recommends the Planning Commission review the application for a Steep Slope Conditional Use Permit at 950 Empire Avenue and conduct a public hearing. Staff has prepared findings of fact, conclusions of law, and conditions of approval for the Commission's consideration.

### Findings of Fact:

- 1. The property is located at 950 Empire Avenue.
- 2. The property is located within the Historic Residential (HR-1) District and meets the purpose of the zone.
- 3. On July 1, 2015 the City received an application for a Conditional Use Permit (CUP) for "Construction on a Steep Slope" at 950 Empire Avenue. The application was deemed complete on August 28, 2015.
- 4. The property was posted and notice was mailed to property owners within 300 feet on November 25, 2015. Legal notice was also published in the Park Record in accordance with requirements of the LMC on November 21, 2015.
- 5. A single family dwelling is an allowed use in the HR-1 District.
- 6. The property is described as Lots 21 and the northerly one-half (1/2) remnant lot of Lot 22 of Block 15 of the Snyder's Addition to the Park City Survey.
- 7. The lot contains 2,812.5 square feet.
- 8. The total Building Footprint exceeds 200 square feet and the construction is proposed on a slope of 30% or greater.
- 9. The lot is currently vacant.
- 10. A Historic District Design Review (HDDR) application is currently being reviewed by the Planning Department and has not yet been approved.
- 11. There is minimal existing vegetation on this lot. This is a downhill lot.
- 12. Access to the property is from Empire Avenue, a public street.
- 13. Two (2) parking spaces are proposed on site. Two (2) separate single-car garage doors lead to a two (2) car garage compliant with the required dimensions.
- 14. The neighborhood is characterized by a mix of historic and non-historic residential structures, single-family homes and duplexes.
- 15. The proposal consists of a single-family dwelling of 3,586 square feet, including the basement area and garage.
- 16. The driveway is designed with a maximum width of twelve feet (12') before expanding to accommodate the two (2) single-car garages. The driveway is approximately twenty-four feet (24') in length from the garage(s) to the existing edge of Empire Avenue. The single-car garage doors comply with the maximum height and width. The proposed driveway has an overall slope of 7.6% as measured from the front of the garage to the edge of the paved street.
- 17. An overall building footprint of 1,201 square feet is proposed. The maximum allowed footprint for this lot is 1,201 square feet.
- 18. The proposed structure complies with all setbacks. The minimum front and rear yard setbacks are ten feet (10'). The minimum side yard setbacks are three feet (3').
- 19. The proposed structure complies with the twenty-seven feet (27') maximum building height requirement measured from existing grade. Portions of the house are less than twenty-seven feet (27') in height.
- 20. The applicant submitted a visual analysis, cross valley views and a streetscape showing a contextual analysis of visual impacts of this house on the cross canyon views and the Empire Avenue streetscape. Staff finds that the proposed house is compatible with the surrounding structures based on this analysis.
- 21. The building pad location, access, and infrastructure are located in such a manner as to minimize cut and fill that would alter the perceived natural topography.

- 22. The site design, stepping of the foundation and building mass, increased articulation, and decrease in the allowed difference between the existing and final grade mitigates impacts of construction on the are with a slope greater than 30%.
- 23. The design includes setback variations in the front and back and lower building heights for portions of the structure in both the front and back where facades are less than twenty-seven feet (27') in height.
- 24. The proposed massing and architectural design components are compatible with both the volume and massing of other single family dwellings in the area. No wall effect is created with adjacent structures due to stepping, articulation, and placement of the house on the lot.
- 25. The proposed structure follows the predominant pattern of buildings along the street, maintaining traditional setbacks, orientation, and alignment. Lot coverage, site grading, and steep slope issues are also compatible with neighboring sites. The size and mass of the structure is compatible with surrounding sites, as are details such as foundation, roofing, materials, window and door openings, and single car garages.
- 26. This property is required to have independent utility services for water, sewer, power, etc.
- 27. Lighting will be reviewed at the time of the HDDR and Building Permit application for compliance with the LMC lighting code standards.
- 28. The findings in the Analysis section of this report are incorporated herein.
- 29. The applicant stipulates to the conditions of approval.

### Conclusions of Law

- 1. The CUP, as conditioned, is consistent with the Park City Land Management Code, specifically section 15-2.2-6(B)
- 2. The CUP, as conditioned, is consistent with the Park City General Plan.
- 3. The proposed use will be compatible with the surrounding structures in use, scale, mass, and circulation.
- 4. The effects of any differences in use or scale have been mitigated through careful planning.

#### **Conditions of Approval**

- 1. All Standard Project Conditions shall apply.
- 2. City approval of a construction mitigation plan is a condition precedent to the issuance of any building permits. The CMP shall include language regarding the method of protecting the historic house to the west from damage.
- 3. A final utility plan, including a drainage plan, for utility installation, public improvements, and storm drainage, shall be submitted with the building permit submittal and shall be reviewed and approved by the City Engineer and utility providers, including Snyderville Basin Water Reclamation District, prior to issuance of a building permit.
- 4. City Engineer review and approval of all lot grading, utility installations, public improvements and drainage plans for compliance with City standards is a condition precedent to building permit issuance.
- 5. A final Landscape Plan shall be submitted to the City for review prior to building permit issuance. Such plan will include water efficient landscaping and drip irrigation. Lawn area shall be limited in area.

- 6. If required by the Chief Building Official based on a review of the soils and geotechnical report submitted with the building permit, the applicant shall submit a detailed shoring plan prior to the issue of a building permit. If required by the Chief Building Official, the shoring plan shall include calculations that have been prepared, stamped, and signed by a licensed structural engineer. The shoring plan shall take into consideration protection of the historic structure to the west and the non-historic structure to the north.
- 7. This approval will expire on December 9, 2016, if a building permit has not been issued by the building department before the expiration date, unless an extension of this approval has been requested in writing prior to the expiration date and is granted by the Planning Director.
- 8. Plans submitted for a Building Permit must substantially comply with the plans reviewed and approved by the Planning Commission on December 9, 2015, and the Final HDDR Design.
- 9. All retaining walls within any of the setback areas shall not exceed more than six feet (6') in height measured from final grade, except that retaining walls in the front yard shall not exceed four feet (4') in height, unless an exception is granted by the City Engineer per the LMC, Chapter 4.
- 10. Modified 13-D residential fire sprinklers are required for all new construction on this lot.
- 11. The driveway width must be a minimum of ten feet (10') and will not exceed twelve feet (12') in width.
- 12. All exterior lighting, on porches, decks, garage doors, entryways, etc. shall be shielded to prevent glare onto adjacent property and public rights-of-way and shall be subdued in nature. Light trespass into the night sky is prohibited. Final lighting details will be reviewed by the Planning Staff prior to installation.
- 13. Construction waste should be diverted from the landfill and recycled when possible.
- 14. All electrical service equipment and sub-panels and all mechanical equipment, except those owned and maintained by public utility companies and solar panels, shall be painted to match the surrounding wall color or painted and screened to blend with the surrounding natural terrain.
- 15. All excavation work shall start on or after April 15th and be completed on or prior to October 15th. The Planning Director may make a written determination to extend this period up to 30 additional days if, after consultation with the Historic Preservation Planner, Chief Building Official, and City Engineer, he determines that it is necessary based upon specific site conditions such as access, or lack thereof, exist, or in an effort to reduce impacts on adjacent properties.

#### Exhibits

Exhibit A - Plans (existing conditions, site plan, elevations, floor plans)

- Exhibit B Visual Analysis/Streetscape
- Exhibit C Visual Analysis Existing Photographs



## DRAWING TITLE **RECORD OF SURVEY** TOPOGRAPHIC

CLIENT CONTACT

MR. JACK LOPEZ 17326 FOUNTAIN VIEW SAN ANTONIO, TEXAS 78248

950 EMPIRE AVENUE LOCATED WITHIN, SUMMIT COUNTY, UTAH. LYING WITHIN BLOCK 15 OF THE SNYDER'S ADDITION TO PARK CITY SURVEY, A PART OF THE N.W. 1/4 SEC. 16, T. 2 S. R. 4. E. S.L.B.&M.

PROPERTY DESCRIPTION Lat 21 and half lot 22, Block 13 Snyder's Addition to Park City survey on file within the official records of Summit County, Utah. Containing GG 4/, Acres

#### SURVEYORS NARRATIVE

SURVEYORS NARRATIVE This survey was performed at the request of Jack Lopics. For the purpose to locate property lines in relation to existing fracting, and other improvements, also for the purpose of future building, landscaping, or property ales. The basis of bearing was derived from the found street monuments along Empire Avenue of the recorded Park City block 13 Snyder's addition, as well as found local property corrers and utilized on this survey as N 37300° W as shown herecon. Shown are Two foot Cantours Highlighted at Ten foot Intervals as labeled. The elevation base is determined by the field City. Fryection Based on USGS Utah North NAD 1983 Projection then munded off to the nearose 10 foot mark for a more efficient Bench Mark Base. The project Bench Mark is 703500° - Found water manhole lid; located along Empire avenue as shown herecon

#### NOTE:

Surveyor has made no investigation or independent search for easements of record encumbrances restrictive covenants ownership title evidence, or any other facts, conflicts, or discrepancies which may be disclosed by the details of a currant title insurance policy.

See city and county pla side yard, and rear yard requirements.

3. Utility pipes, wires etc. may not be shown on this map, contractors builders and excavators shall verify the location of all existing utilities prior to construction, and/or excavation. Utility's shown are as per utility drawings. Contact blue stakes and refer to utility maps for additional information.

Subdivision plat notes, pertaining to this lot and other restrictions obligations convents etc. that may effect the design and use of this lot, see subdivision.

#### SURVEYORS CERTIFICATE

SURVEYORS CERTIFICATE I, IL, Share Johanson, Do hereby certify that I am a Professional Land Surveyor, holding certificate No. 7075114, as prescribed under the laws of the State of Utah, and that I have made a survey of the described tract of land as shown on this plat and that this survey retraces lot lines and may have adjusted said lot lines to coincide with fround evidence and other interpolations based from ground measurements and found records. Furthermore I recognize that other unwritten rights of orwarenhip or lines of possesion may exist. I do not imply to certify any of those rights, unless agreed upon by the appropriate parties.

FOUND X REBAR AND CAP SET BY ENSIGN



PLANN



NOTE: ALL EXCAVATIONS, FILLS, CUTS, AND GRADING MUST COMPLY WITH IRC CHAPTER 4. PAY SPECIAL ATTENTION TO 'TALL' CUTS CLOSE TO PROPERTY LINES. CUT SLOPES AND GRADE FILLS STEEPER THAN 2:1 REQUIRE SOILS REPORTS ADDRESSING STABILITY TO BE APPROVED BY P.C. BLDG DEPT.

NOTE: ANY TOWER CRANES REQUIRE CITY APPROVAL PRIOR TO INSTALLATION. SUBMIT SITE PLAN AND AIR SPACE EASEMENT WITH ANY ADJACENT PROPERTY OWNERS IMPACTED.



NOTE: EXCAVATIONS SHALL NOT EXCEED 4'-0" WITHOUT APPROVED SOILS REPORT.

NOTE: ON FOUNDATION WALLS OVER 8'-0" TALL, FORMS ARE NOT TO BE INSTALLED ON ONE SIDE UNTIL AFTER REBAR HAS BEEN INSPECTED AND APPROVED.

SETBACKS			
FRONT YARD:	0'-0"		
REAR YARD:	0'-0"		
SIDE YARD:	3'-0"		

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PROPOSED E	EXTERIOR MATERIALS
SIDING 8" VERT. \$ 6" HORI.	HARDIE, MONTERREY TAUP
FASCIA / SOFFIT / TRIM BOARD	HARDIE, ARCTIC WHITE JHIG
CONCRETE WALLS / STONE VENEER	NATURAL GREY / NATURAL
GARAGE / WINDOW / DOOR TRIM	DARK BRONZE / GLASS
EXT. METAL RAILINGS	DARK BRONZE
ROOF	CERTAINTEED, PRESIDENTI SHADOW GRAY or CHARCO







# BUILDING FOOTPRINT: 1,200 SQ FT



MAIN FLOOR: 1,200 SQ FT

		lame larroll & Accoriated		<ul> <li>IIINNOVATORS OF AWARD WINNING DESIGN<sup>II</sup></li> <li>230 WEST 400 SOUTH SUITE #203</li> <li>SALT LAKE CITY, UTAH 84101 (801) 359-8517</li> <li>www.jamescarrollassociates.com</li> </ul>
				MEETS & BOUNDS 950 EMPIRE AVE PARK CITY, UT, 84060
1,186 SQ FT		PROJECT:PRIVATE RESIDENCEHALL WORK PERFORMED ON THIS DESIGN SHALL BE BY A LICENSED CONTRACTOR IN ACCORDANCE WITH NATIONAL AND	# DRAWN BY: DANIEL BURROUGHS	REVISED BY: DAVIEL / DAVID / KLE       THESE DRAWINGS.         REVISED DATE: 10-29-2015       THESE PLANS. DRAWINGS. AND DESIGNS ARE THE PROPERTY OF JAMES L. CARROLL & ASSOCIATES. ALL RIGHTS ARE RESERVED AND SHALL NOT BE REPRODUCED OR COPIED WITH- OUT THE EXPRESSED WRITTEN CONSENT FROM AN OFFICER OF DESCRIPTION:         DESCRIPTION:       JAMES L. CARROLL & ASSOCIATES. ALL RIGHTS ARE RESERVED AND SHALL NOT BE REPRODUCED OR COPIED WITH- OUT THE EXPRESSED WRITTEN CONSENT FROM AN OFFICER OF DESCRIPTION:         DESCRIPTION:       JAMES L. CARROLL & ASSOCIATES. UNDER PRAVITY OF PRO- SECUTION. THE SITE DESCRIBED HEREON AND NO OTHER.



ng Commission Packet December 9, 20







Planning Commission Packet December 9, 2015



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22 - 16 - 2 - 16 -	<ol> <li>PROVIDE DRAFT STOP IN ALL OPEN WEB TRUSS LOCATIONS EVERY 1000 S0. FT. IRC R602.122.12</li> <li>SHOWERS AND TUBS WITH TILE WALLS REQUIRE CEMENT, FIBER-CEMENT OR GLASS MAT CYTSUM BACKERS, GREEN BOARD INS OLONGER ALLOWEED IN ANY PALCATION. NOT: THE BACKER BOARD AND BOARD CANNOT BE INSTALLED OVER GREEN BOARD. ALSO NOTE: UNLESS THE BACKER BOARD INS GOAS ARASS WHERE HIGH HUMIDITY OR MOISTURE. IS PRESENT, SUCH AS BATHROMS AND SHOWERS. THE MOISTURE BARNER HUST EN INSTALLED OVER FAMANIA AND MOST BE HEFE FROM HOLES AND BREAS.</li> <li>CONCRETTE FLOOR SLABS, EXCEPT THOSE IN UNHEATED ACCESSORY STRUCTURES. SHALL HWE A WADOR RETARDER CONSISTING OF A MIL (OG6 INCH) POLYETHYLENE OR APPROVED WAPOR RETARDER CONSISTING OF A MIL (OG6 INCH) POLYETHYLENE OR APPROVED WAPOR RETARDER CONSISTING OF A MIL (OG6 INCH) POLYETHYLENE OR APPROVED WAPOR RETARDER CONSISTING OF A MIL (OG6 INCH) POLYETHYLENE OR APPROVED WAPOR RETARDER CONSISTING OF A MIL (OG6 INCH) POLYETHYLENE OR APPROVED WAPOR RETARDER CONSISTING OF A MIL (OG6 INCH) POLYETHYLENE OR APPROVED WAPOR RETARDER WITH JOINTS HAPPED NOT LESS THAN 6 INCHES PACED BETWEENT ECONCRETE FLOOR SLAB AND THE BASE COURSE OR THE PREPARED SUB-GRADE WHERE NO BASE COURSE EXISTSR006.23</li> <li>SLAB ON GRADE FLOORS THAT MEET EXTERIOR FOUNDATION WALLS ABOVE THE FINISHED EXTERIOR CRADE ARE REQUIRED TO BE INSULATED</li> <li>THE STRUCTURE TO BE CONSTRUCTED IN ACCOORDANCE WITH ALL CITY &amp; STATE BUILDING CODES AND ORDINANCES AS VERIFIED BY BUILDER.</li> <li>MECHANICAL SYSTEMS TO COMPLY WITH IRC 2012 &amp; IFCE PROVIDE A COMFORT HEATING SYSTEM CAPABLE OF MAINTAINING GBF AT A POINT 36' ABOVE THE FLOOR X 24' TROM EXTERIOR WALLS. RC R030 &amp; G2406</li> <li>PROVIDE A COMFORT HEATING SYSTEM CAPABLE OF MAINTAINING GBF AT A POINT 36' ABOVE THE FLOOR X 24' TROM EXTERIOR WALLS. RC R030 &amp; G2406</li> <li>PROVIDE A COMFORT HEATING SYSTEM CAPABLE OF MAINTAINING GBF AT A POINT 36' ABOVE THE FLOOR STUPHONY WILL FOR AL LUE LEURING APPLIANCES AT AMIN RATE OF 1 SO. INCH PERSION BOTH/HOU</li></ol>	950 EMPIRE AVE	MEETS & BOUNDS 950 EMPIRE AVE PARK CITY, UT, 84060
ALL(G) PER FLECT CHARACTER WALLS (TYP) SETBACKS FRONT YARD: 10'-0" REAR YARD: 10'-0" SIDE YARD: 3'-0"	LOWER FLOOR PLAN SCALE: 1/4" = 1'-0"SCALE: 1/4" = 1'-0"FOOTPRINTS BY LEVEL:MAIN FLOOR:1,200 SQ FT 305 SQ FTDECKS / PATIOS:305 SQ FTLOWER FLOOR:1,200 SQ FT 135 SQ FTDECKS / PATIOS:135 SQ FTBASEMENT FLOOR:1,186 SQ FTTOTAL DECKS / PATIOS:440 SQ FTBLDG FOOTPRINT:1,200 SQ FTSQUARE FOOTAGES:MAIN FLOOR:728 SQ FT 1,069 SQ FTSUBTOTAL1,808 SQ FTSUBTOTAL1,186 SQ FTSTORAGE / MECHANICAL:130 SQ FT 130 SQ FTTOTAL:3,585 SQ FT	PROJECT:PRIVATE RESIDENCEHPLAN DATE:09-16-2015PLAN BY:DANIEL BURROUGHS**DRAWN BY:DANIEL BURROUGHS	REVISED BY: DANIEL / DAVID / KYLE       DUE TO ANY OMISSIONS OR ERRORS IN THE DESIGN AND/OR THESE DRAWINGS.         REVISED DATE:       10-29-2015       THESE DRAWINGS.         PLOT DATE:        CARROL & ASSOCIATES. ALL RICHTS ARE REVED AND SHALL NOT BE REPROVICED OR COFIED WITH OUT THE EXPRESED WRITTEN CONSENT FROM AN OFFICER OF JESCRIPTION:         DESCRIPTION:       JAMES I. CARROL & ASSOCIATES. UNDER FRANCING         DUESCRIPTION:       JAMES I. CARROL & ASSOCIATES. UNDER FRANCING         DOWLER FLOOR PLAN       ON THE SITE DESCRIPED HEREON AND NO OTHER.



Planning Commission Packet December 9, 2015



MAIN FLOOR PLAN Scale: 1/4" = 1'-0"

PLUMBING NOTES:	FLOOR PLAN NOTES:	$\bigcap$	
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SETBACKS FRONT YARD: 10'-0" REAR YARD: 10'-0" SIDE YARD: 3'-0"	FOOTPRINTS BY LEVEL:MAIN FLOOR:1,200 SQ FTDECKS / PATIOS:305 SQ FTLOWER FLOOR:1,200 SQ FTDECKS / PATIOS:135 SQ FTBASEMENT FLOOR:1,186 SQ FTTOTAL DECKS / PATIOS:440 SQ FTBLDG FOOTPRINT:1,200 SQ FTBLDG FOOTPRINT:1,200 SQ FTSQUARE FOOTAGES:MAIN FLOOR:728 SQ FTLOWER FLOOR:1,069 SQ FTSUBTOTAL1,808 SQ FTBSMNT FLOOR:1,186 SQ FTSUBTOTAL1,186 SQ FTSUBTOTAL1,30 SQ FTGARAGE:472 SQ FTTOTAL:3,585 SQ FT	PRIVATE RESIDENCE       ALL WORK PERFORMED ON THIS DESIGN SHA         09-16-2015       LICENSED CONTRACTOR IN ACCORDANCE WILLICENSED CONTRACTOR SHA         DANIEL BURROUGHS       VERFY ALL DIMENSIONS AND SECFICATION         RESPONSIBILITY FOR AND DAMAGES OR STRU	Description       REVISED BY: DANIEL / DAVID / KYLE       Due to any omissions or errors in the Design and/or         Description       REVISED BATE: 10-29-2015       THESE pravisions or errors in the Design are the property or James in the Design are the property or James in the Design are the property or James in the Design are the property of the Description in the Design are the property of the Description in the Description







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## Exhibit B: Visual Analysis/Streetscape

-7059.6







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James L. Carroll & Associates	IIINNOVATORS OF AWARD WINNING DESIGNII 230 WEST 400 SOUTH SUITE #203 SALT LAKE CITY, UTAH 84101 (801) 359-8517 www.jamescarrollassociates.com
950 EMPIRE AVE	MEETS & BOUNDS 950 EMPIRE AVE PARK CITY, UT, 84060
PROJECT: PRIVATE RESIDENCE PLAN DATE: 09-16-2015 DRAWN BY: DANIEL BURROUGHS	REVISED BY: C REVISED DATE PLOT DATE: DESCRIPTION: AXONOMETRIO











Subject:347 Ontario AvenueProject #:PL-15-02940Author:Anya Grahn, Historic Preservation PlannerDate:December 9, 2015Type of Item:Administrative – Steep Slope Conditional Use Permit

#### Summary Recommendations

Staff recommends the Planning Commission review the application for a Steep Slope Conditional Use Permit (CUP) at 347 Ontario Avenue, conduct a public hearing, and approve the Steep Slope CUP for 347 Ontario Avenue. Staff has prepared findings of fact, conclusions of law, and conditions of approval for the Commission's consideration.

#### **Description**

Owner/ Applicant:	Michael Stewart, represented by architect David White
Location:	347 Ontario Avenue
Zoning:	Historic Residential (HR-1) District
Adjacent Land Uses:	Residential
Reason for Review:	Construction of any addition to an existing Structure when
	the footprint of the addition is in excess of 200 square feet if
	the Building Footprint is located upon an existing Slope of
	30% or greater.

#### <u>Proposal</u>

This application is a request for a Steep Slope Conditional Use Permit (CUP) for construction of an addition to an existing Structure, when the Building Footprint of the addition is in excess of 200 square feet if the Building Footprint of the addition is located upon an existing Slope of 30% or greater. There is an existing single-family home on this site; the applicant is proposing to construct approximately 568 square feet of new space, not including the elevator. The proposed footprint of this addition is 212.75 square feet and the construction is proposed on a slope of approximately 56%.

#### **Background**

On September 18, 2015, the City received an application for a Conditional Use Permit (CUP) for "Construction on a Steep Slope" at 347 Ontario Avenue; the application was deemed complete on October 8, 2015. The property is located in the Historic Residential (HR-1) District. The lot contains 2,273 square feet.

This application is a request for a Conditional Use Permit (CUP) for construction of a new addition to the existing non-historic house. Because the proposed footprint of this addition is in excess of 200 square feet and the proposed footprint is located upon an existing slope of greater than 30%, the applicant is required to file a Conditional Use Permit application for review by the Planning Commission, pursuant to Land Management Code (LMC) § 15-2.2-6.

The property is located at 347 Ontario Avenue on a developed lot. The existing house was constructed in 2000. In 2015, the applicant purchased a portion of the property owned by 355 Ontario. The owners of 355 and 347 Ontario Avenue reconfigured their parcels into two (2) legal lots of record. This reconfiguration was approved by City Council on March 5, 2015 in Ordinance 15-07, and the Ontario Three Subdivision Plat Amendment was recorded with Summit County on July 17, 2015.

A Historic District Design Review (HDDR) application was submitted on September 18, 2015, and deemed complete on October 8, 2015. The application is being reviewed concurrently with this Steep Slope CUP.

#### <u>Purpose</u>

The purpose of the Historic Residential (HR-1) District is to:

- (A) preserve present land Uses and character of the Historic residential Areas of Park City,
- (B) encourage the preservation of Historic Structures,
- (C) encourage construction of Historically Compatible Structures that contribute to the character and scale of the Historic District and maintain existing residential neighborhoods,
- (D) encourage single family Development on combinations of 25' x 75' Historic Lots,
- (E) define Development parameters that are consistent with the General Plan policies for the Historic core, and
- (F) establish Development review criteria for new Development on Steep Slopes which mitigate impacts to mass and scale and the environment.

#### <u>Analysis</u>

The proposed house currently contains a total of 2,203 square feet, including basement area. The proposed footprint following construction of the addition will be 937.75 square feet; the lot size currently allows a footprint of 1,000.3 square feet. The new addition complies with all setbacks and building footprint, as outlined in the following table.

The new addition meets the allowed height; the applicant is <u>not</u> requesting a height exception for Elevator Access, as outlined in LMC 15-2.2-5(D)(3). The proposed design is the only feasible option for the elevator on the site. In fact, the applicant intentionally re-platted the lot to accommodate the addition in this location.

Requirement	LMC Requirement	Proposed
Lot Size	Minimum of 1,875 square feet	2,273 square feet <u>complies.</u>
Building Footprint	1,000.3 square feet <u>maximum</u>	937.75 <u>complies.</u>
Front Yard	10 feet minimum	10 feet, <u>complies.</u>
Rear Yard	10 feet minimum	18 feet, <u>complies</u> .

Staff reviewed the plans and made the following LMC related findings:

Side Yard	3 feet minimum, total 6 feet.	3 feet on each side, <u>complies.</u> Total of 6 feet, <u>complies.</u>
Height	27 feet above existing grade, maximum.	27 feet, <u>complies.</u>
Height (continued)	A Structure shall have a maximum height of 35 feet measured from the lowest finish floor plane to the point of the highest wall top plate that supports the ceiling joists or roof rafters.	Existing house is 38 feet, legal non-complying as the house was constructed prior to the LMC Amendments limiting the overall maximum height. The new addition will not increase the level of non- conformity.
Final grade	Final grade must be within four (4) vertical feet of existing grade around the periphery of the structure.	Maximum difference is 4 feet on the north, south, east and west elevations, <u>complies.</u>
Vertical articulation	A ten foot (10') minimum horizontal step in the downhill façade is required unless the First Story is located completely under the finish Grade on all sides of the Structure. The horizontal step shall take place at a maximum height of twenty three feet (23') from where Building Footprint meets the lowest point of existing Grade. Architectural features, that provide articulation to the upper story façade setback may encroach into the minimum 10 ft. setback but shall be limited to no more than 25% of the width of the building encroaching no more than 4 ft. into the setback.	The rear roof line measures 26 feet in height, <u>complying as the</u> <u>house was constructed</u> <u>prior to the LMC</u> <u>Amendments limiting the</u> <u>overall maximum height</u> . <u>The new addition will not</u> <u>increase the level of non-</u> <u>conformity</u> .
Roof Pitch	Between 7:12 and 12:12.	The main roofs have 7:12 pitches, <u>complies.</u>
Parking	Two (2) off-street parking spaces required.	One (1) space within a single car garage and one uncovered space on the driveway, within the lot area, compliant with required dimensions, <u>complies</u> .

LMC § 15-2.1-6(A)(2) requires a Steep Slope Conditional Use Permit (CUP) for construction of any addition to an existing Structure, when the Building Footprint of the

addition is in excess of 200 square feet, if the building of the footprint is located upon an existing slope of 30% or greater. As previously noted, the new addition will have a footprint of 208 square feet and the construction is proposed on a slope of approximately 56%.

#### Criteria 1: Location of Development.

Development is located and designed to reduce visual and environmental impacts of the Structure. **No unmitigated impacts.** 

The proposed single family dwelling is located on the lot in a manner that reduces the visual and environmental impacts. The existing house steps with the topography to minimize the amount of excavation necessary, and the new addition will be located to the north of the existing house on the hillside. The proposed landscape plan incorporates significant vegetation. Following construction of the addition, the total footprint of the structure will be 937.75; the total allowed footprint for a lot of this size is 1,000.3. The front and rear setbacks meet all requirements and are increased for portions of the structure.

#### Criteria 2: Visual Analysis.

The Applicant must provide the Planning Department with a visual analysis of the project from key Vantage Points to determine potential impacts of the project and identify potential for screening, slope stabilization, erosion mitigation, vegetation protection, and other items. **No unmitigated impacts.** 

The applicant submitted a photographic visual analysis, including street views, to show the proposed streetscape and cross canyon views. As demonstrated by the visual analysis, the proposed addition fits within the context of the slope, neighboring structures, and existing vegetation.

The visual analysis, streetscape, and cross canyon view demonstrate that the proposed design is visually compatible with the neighborhood, similar in scale and mass to surrounding structures, and visual impacts are mitigated. The side yard will be revegetated following construction. The only new retaining wall proposed will be located on the northeast corner of the site, beneath the entry porch, minimizing visual impacts of this wall.

#### Criteria 3: Access.

Access points and driveways must be designed to minimize Grading of the natural topography and to reduce overall Building scale. The garage sits below the street level reducing the fill needed to access the garage and the front door. Common driveways and Parking Areas, and side Access to garages are strongly encouraged; however a side access garage is not possible on this site. **No unmitigated impacts.** 

There is an existing one-car garage on the site. The applicant proposes incorporating the existing entry way into the new two-car side-by-side garage. The applicant will then construct a new entry on the north side of the house. The new addition will contain an ADA elevator and circulation space. The applicant will bottleneck the driveway so as to prevent the front yard from being substantially paved and minimizing visual impacts of
the driveway. From the street, the existing driveway will be largely unchanged. New trees will be planted in the front yard to shield the view of the parking area.

Staff finds that the side-by-side garage configuration meets the Design Guidelines. The applicant has stepped the wall plane of the garage 6 inches to create two distinct garage spaces. More importantly, Ontario Avenue is characterized by one and two-car garages with smaller entryways along the street front. Staff finds this configuration is compatible with prominent design elements found in this neighborhood.

#### Criteria 4: Terracing.

The project may include terraced retaining Structures if necessary to regain Natural Grade. **No unmitigated impacts.** 

Minor retaining is necessary to regain natural grade around the proposed structure to provide for egress on the north elevation. Finished grade will be within 4 feet of existing grade following completion of the project. A new retaining wall will be constructed beneath the new front entry porch to retain soils on the lower level and serve as a planting bed for the new trees.

#### Criteria 5: Building Location.

Buildings, access, and infrastructure must be located to minimize cut and fill that would alter the perceived natural topography of the Site. The Site design and Building Footprint must coordinate with adjacent properties to maximize opportunities for open Areas and preservation of natural vegetation, to minimize driveway and Parking Areas, and provide variation of the Front Yard. **No unmitigated impacts.** 

The new addition's building pad location, access, and infrastructure are located in such a manner as to minimize cut and fill that would alter the perceived natural topography. As previously noted, the house is located on a very steep slope. The placement of the new addition and its design steps with existing grade and is compatible with the existing structure.

Final Grade will be changed no more than four feet (4') from the Existing Grade. The site design and building footprint provide an increased rear yard setback area. Further, the front property line is at a minimum 14 feet back from the west edge of Ontario Avenue. The increased setback due to the width of the right-of-way further mitigates the impact of development. Side setbacks and building footprints are maintained consistent with the pattern of development and separation of structures in the neighborhood.

## Criteria 6: Building Form and Scale.

Where Building masses orient against the Lot's existing contours, the Structures must be stepped with the Grade and broken into a series of individual smaller components that are Compatible with the District. Low profile Buildings that orient with existing contours are strongly encouraged. The garage must be subordinate in design to the main Building. In order to decrease the perceived bulk of the Main Building, the Planning Commission may require a garage separate from the main Structure or no garage. **No unmitigated impacts.**  The main ridge of the roof orients with the contours. The size of the lot allows the design not to offend the natural character of the site as seen on the submitted plans. The existing house steps with the grade and is broken into a series of smaller components that are compatible with the District. The new addition is small in size with a footprint of only 212.75 square feet, and is compatible with the architectural design of the existing house. The stepping creates rear and side elevations that respect the adjacent properties.

Staff finds that the proposed design is consistent with the Design Guidelines for Historic Districts and Historic Sites. The structure reflects the historic character of Park City's Historic Sites such as simple building forms, unadorned materials, and restrained ornamentation. The style of architecture selected and all elevations of the building are designed in a manner consistent with a contemporary interpretation of the chosen style. The Historic District Design Review (HDDR) application is currently in review. Further, the applicant has bottlenecked the driveway and broken up the wall plane of the two-car side-by-side parking by 6 inches in order to create greater shadowing and reduce the visual impact of the garage element, consistent with the Design Guidelines. The new front entry porch on the north side of the house contributes to the pedestrian experience.

Exterior elements of the new development—roofs, entrances, eaves, porches, windows, doors, steps, retaining walls, garages, etc.—are of human scale and are compatible with the neighborhood and the style of architecture selected. The scale and height of the new structure follows the predominant pattern of the neighborhood. Further, this style of this house is consistent with the Design Guidelines. It does not detract from nearby historic properties, but rather lends itself to the overall character of the neighborhood.

#### Criteria 7: Setbacks.

The Planning Commission may require an increase in one or more Setbacks to minimize the creation of a "wall effect" along the Street front and/or the Rear Lot Line. The Setback variation will be a function of the Site constraints, proposed Building scale, and Setbacks on adjacent Structures. **No unmitigated impacts.** 

The proposed structure meets the standard LMC setbacks for a lot this size consisting of a minimum of ten feet (10') front/rear yard setbacks. The minimum side yard setbacks are three feet (3') minimum and six feet (6') total.

Front setbacks are currently ten feet (10'), though the front property line is setback a minimum of fourteen feet (14') from the western edge of Ontario Avenue. The visual impacts of the new side-by-side garage and new entry way have been mitigated by changes in wall plane to prevent a wall effect. Side setbacks are consistent with the pattern of development and separation in the neighborhood. The articulation in the front and rear facades reduce the overall mass of the new structure and does not create a wall effect along the street front or rear lot line.

#### Criteria 8: Dwelling Volume.

The maximum volume of any Structure is a function of the Lot size, Building Height, Setbacks, and provisions set forth in this Chapter. The Planning Commission may further limit the volume of a proposed Structure to minimize its visual mass and/or to mitigate differences in scale between a proposed Structure and existing Structures. **No unmitigated impacts.** 

The proposed addition is articulated and broken into compatible massing components. The design includes setback variations and lower building heights for portions of the structure. The proposed massing and architectural design components are compatible with both the volume and massing of single family dwellings in the area. The design minimizes the visual mass and mitigates the differences in scale between the proposed house and surrounding structures.

## Criteria 9: Building Height (Steep Slope).

The maximum Building Height in the HR-1 District is twenty-seven feet (27'). The Planning Commission may require a reduction in Building Height for all, or portions, of a proposed Structure to minimize its visual mass and/or to mitigate differences in scale between a proposed Structure and existing residential Structures. **No unmitigated impacts.** 

The proposed addition meets the twenty-seven feet (27') maximum building height requirement measured from existing grade at the highest point. The height of the new center gable is approximately eighteen feet (18') above grade before it begins to slope west towards the rear of the lot. The new clipped gable of the new addition is about ten feet (10') above the grade of the driveway before it also slopes down towards the west (rear) property line. The roof has been designed to allow for a gable along the street front, consistent with adjacent structures, and a sloping hip roof towards the rear matching the downward slope of the lot.

The addition meets the criteria outlined in LMC 15-2.2-5(A) stating that the structure shall have a maximum height of thirty-five feet (35') measured from the lowest finished floor plane to the point of the highest wall top plate that supports the ceiling joists or roof rafters. The height from the lowest finished floor plane to the highest wall plate is thirty-eight feet (38') as the house was constructed prior to the adoption of LMC 15-2.2-5(A), and the overall height of the existing structure is legal non-complying. Further, the height of the new addition from the lowest finished floor plane to the point of the highest wall top plate is thirty-eight of the new addition from the lowest finished floor plane to the point of the highest wall top plate is thirty-five feet (35').

#### Process

Approval of this application constitutes Final Action that may be appealed to the City Council following appeal procedures found in LMC § 15-1-18. The applicant has submitted a Historic District Design Review (HDDR) application; however, this has not yet been approved.

## **Department Review**

This project has gone through an interdepartmental review. Issues raised have been addressed by the conditions of approval. No additional comments were brought up at that time.

## <u>Notice</u>

The property was posted and notice was mailed to property owners within 300 feet on November 25, 2015. Legal notice was also published in the Park Record in accordance with requirements of the LMC on November 21, 2015.

## Public Input

No input has been received regarding the Steep Slope CUP.

# **Alternatives**

- The Planning Commission may approve the Conditional Use Permit for 347 Ontario Avenue as conditioned or amended, or
- The Planning Commission may deny the Conditional Use Permit and provide staff with Findings for this decision, or
- The Planning Commission may request specific additional information and may continue the discussion to a date uncertain.

## Significant Impacts

As conditioned, there are no significant fiscal or environmental impacts from this application. The lot is an existing platted, developed residential lot that contains native grasses and shrubs. Due to the site's proximity to the mining sites, the site will be required to submit a soil mitigation plan at the time of their building permit.

## Consequences of not taking the Suggested Recommendation

The construction as proposed could not occur and the applicant would have to revise the plans.

## **Recommendation**

Staff recommends the Planning Commission review the application for a Steep Slope Conditional Use Permit at 347 Ontario Avenue and conduct a public hearing. Staff has prepared findings of fact, conclusions of law, and conditions of approval for the Commission's consideration.

## Findings of Fact:

- 1. The property is located on 347 Ontario Avenue. The legal description is Lot B of the Ontario Three Subdivision, recorded with Summit County on July 17, 2015.
- 2. The property is located within the Historic Residential (HR-1) District and meets the purpose of the zone.
- 3. There is an existing single-family home on this site; the applicant is proposing to construct approximately 568 square feet of new space, not including the elevator. The proposed footprint of this addition is 212.75 square feet.
- 4. A single family dwelling is an allowed use in the HR-1 District.
- 5. The lot contains 2,273 square feet. This is a downhill lot with a slope of approximately 56%.

- 6. The lot currently contains an existing house, constructed in 2000. The applicant is proposing to construct an addition to the existing house.
- 7. A Historic District Design Review (HDDR) application is currently under review.
- 8. Access to the property is from Ontario Avenue, a public street.
- 9. Two (2) parking spaces are proposed on site. The applicant will renovate an existing entrance into garage space to create a two-car side-by-side parking configuration. A new entrance will be constructed as part of the addition.
- 10. The neighborhood is characterized by a mix of historic and non-historic residential structures, single family homes, and duplexes. The streetscape on the west, downhill side of the road, is dominated by garages and pedestrian entryways.
- 11. The proposal will create a single family dwelling of approximately 2,771 square feet, including the basement area and two-car garage.
- 12. The mouth of the existing driveway is 16.5 feet. The applicant does not propose to modify the existing driveway within the public right-of-way. The driveway within the property line will be extended to accommodate the two-car garage. A portion of the driveway bridge extends into the public right-of-way.
- 13. An overall building footprint of 937.75 square feet is proposed following construction of the addition. The maximum allowed footprint for this lot is 1,000.3 square feet.
- 14. The proposed addition complies with all setbacks. The minimum front and rear yard setbacks are ten feet (10'). The minimum side yard setbacks are three feet (3').
- 15. The proposed addition complies with the twenty-seven feet (27') maximum building height requirement measured from existing grade. Portions of the house are less than twenty seven feet (27') in height.
- 16. The applicant submitted a visual analysis, cross valley views, and a streetscape showing a contextual analysis of visual impacts of this house on the cross canyon views and the Norfolk Avenue streetscape. Staff finds that the proposed house is compatible with the surrounding structures based on this analysis.
- 17. The building pad location, access, and infrastructure are located in such a manner as to minimize cut and fill that would alter the perceived natural topography. There is no existing significant vegetation on the lot. The applicant will plant two (2) new trees in the front yard and re-vegetate the side yard following construction.
- 18. The site design, stepping of the foundation and building mass, increased articulation, and decrease in the allowed difference between the existing and final grade mitigates impacts of construction on the area that exceeds 30% slope.
- 19. The design includes setback variations as well as lower building heights for portions of the structure in both the front and back where facades are less than twenty-seven feet (27') in height. The rear roofline slopes west with the downhill slope.
- 20. The proposed massing and architectural design components are compatible with both the volume and massing of other single family dwellings in the area. No wall effect is created with adjacent structures due to stepping, articulation, and placement of the house on the lot.
- 21. The proposed structure follows the predominant pattern of buildings along the street, maintaining traditional setbacks, orientation, and alignment. Lot coverage, site grading, and steep slope issues are also compatible with neighboring sites. The size and mass of the structure is compatible with surrounding sites, as are details such as foundation, roofing, materials, window and door openings, and two-car garages.

- 22. No lighting has been proposed at this time. Lighting will be reviewed at the time of the HDDR and Building Permit application for compliance with the LMC lighting code standards.
- 23. The findings in the Analysis section of this report are incorporated herein.
- 24. On September 18, 2015, the Planning Department received an application for a Steep Slope Conditional Use Permit (CUP); the application was deemed complete on October 8, 2015.
- 25. The property was posted and notice was mailed to property owners within 300 feet on November 25, 2015. Legal notice was also published in the Park Record in accordance with requirements of the LMC on November 21, 2015.

# Conclusions of Law

- 1. The CUP, as conditioned, is consistent with the Park City Land Management Code, specifically section 15-2.2-6(B)
- 2. The CUP, as conditioned, is consistent with the Park City General Plan.
- 3. The proposed use will be compatible with the surrounding structures in use, scale, mass, and circulation.
- 4. The effects of any differences in use or scale have been mitigated through careful planning.

# **Conditions of Approval**

- 1. All Standard Project Conditions shall apply.
- 2. City approval of a construction mitigation plan is a condition precedent to the issuance of any building permits. The CMP shall include language regarding the method of protecting adjacent structures, including the historic house to the west from damage.
- 3. City Engineer review and approval of all lot grading, utility installations, public improvements and drainage plans for compliance with City standards is a condition precedent to building permit issuance.
- 4. This approval will expire on December 9, 2016, if a building permit has not been issued by the building department before the expiration date, unless an extension of this approval has been requested in writing prior to the expiration date and is granted by the Planning Director.
- 5. Plans submitted for a Building Permit must substantially comply with the plans reviewed and approved by the Planning Commission on December 9, 2015, and the Final HDDR Design.
- 6. All retaining walls within any of the setback areas shall not exceed more than six feet (6') in height measured from final grade, except that retaining walls in the front yard shall not exceed four feet (4') in height, unless an exception is granted by the City Engineer per the LMC, Chapter 4.
- 7. Modified 13-D residential fire sprinklers are required for all new construction on this lot.
- 8. All exterior lighting, on porches, decks, garage doors, entryways, etc. shall be shielded to prevent glare onto adjacent property and public rights-of-way and shall be subdued in nature. Light trespass into the night sky is prohibited. Final lighting details will be reviewed by the Planning Staff prior to installation.
- 9. Construction waste should be diverted from the landfill and recycled when possible.

- 10. All excavation work shall start on or after April 15<sup>th</sup> and be completed on or prior to October 15<sup>th</sup>. The Planning Director may make a written determination to extend this period up to 30 additional days if, after consultation with the Historic Preservation Planner, Chief Building Official, and City Engineer, he determines that it is necessary based upon specific site conditions such as access, or lack thereof, exist, or in an effort to reduce impacts on adjacent properties.
- 11. The applicant shall enter into an encroachment agreement with the City Engineer's Office for the existing bridge in the right-of-way.

## Exhibits

Exhibit A- Plans (existing conditions, site plan, elevations, floor plans)

Exhibit B- Existing Conditions Survey

Exhibit C- Visual Analysis/Streetscape

Exhibit D- Existing Photographs

Exhibit A

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		SHEET 5 & STAIRWAY ADDITION 5 MAC: MAC: MAC: MAC: MAC: MAC: MAC: MAC:	PARK CITY, UT PARK C
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ION FOR ELEVATOR & TAIRWAY ONTARIO AVE.	OCCUPANCY GROUP R-3 HR-1 ZONING HISTORIC DESIGNATION- NONE ALLOWABLE FOOTPRINT = 1000.2 50, FT. FOOTPRINT EXISTING HOUSE = 725 50, FT.	NEW FOOTPRINT TOTAL STRUCT= 937.5 SQ. FT. DEFERRED SUBMITTALS 1. RADIANT HEAT TUBE LAYOUT, BOILER SPECS., HEAT LOSS CALCS. 2. GAS PIPING SCEMATIC 3. FIRE SPRINKLING SYSTEM LAYOUT AND SPECS. TO BE APPROVED BY THE PARK CITY BUILDING DEPT. BE APPROVED BY THE PARK CITY BUILDING DEPT. ANTIFREEZE SYSTEMS NO LONGER ALLOWED. 4. CONTRACTOR SHALL PROVIDE PROPER NUMBER OF BACKFLOW PREVENTORS TO BE INSTALLED IN THIS STRUCTURE. INCLUDE THE LAWN SPRINKLING SYSTEM.	FIRE SPRINKLING SYSTEM AND NUMBER OF BOILERS ETC. GOVERNING BUILDING CODE- IRC 2012
NEW ADDIT 347 ( PARK C	DRAWING LIST ECS-1 EXISTING CONDITIONS SURVEY AND TOPO FAS-2 ONTARIO THEE SUBDIVISION PLAT AMENDMENT A-1 NEW SITE PLAN - LANDSCAPE PLAN A-2 GARGE / NEW ENTRY LEVEL FLOOR FLAN MAIN LEVEL PLAN A-3 MASTER LEVEL PLAN A-4 NORTH # EAST ELEVATIONS A-5 SOUTH # WEST ELEVATIONS		
Planning Commission Packet Decem	ber 9, 2015	67	Page 170 of 454
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Planning Commission Packet December 9, 2015



Planning Commission Packet December 9, 2015

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177 of 454







347 & 355 Ontario Avenue looking west



347 Ontario Avenue looking west



347 & 355 Ontario Avenue looking north



355 Ontario Avenue looking east