Ordinance No. 2019-27

AN ORDINANCE APPROVING THE STAG LODGE PHASE IV THIRD AMENDED PLAT, AMENDING UNIT 46 LOCATED AT 8200 ROYAL STREET #46, PARK CITY, UTAH.

WHEREAS, the owner of the property located at 8200 Royal Street #46 has petitioned the City Council for approval of a Plat Amendment; and

WHEREAS, on April 10, 2019, the property was properly noticed and posted, and courtesy letters were sent to surrounding property owners according to the requirements of the Land Management Code; and

WHEREAS, on April 6, 2019, proper legal notice was published according to requirements of the Land Management Code; and

WHEREAS, the Planning Commission held a public hearing on April 24, 2019, to receive input on plat amendment; and

WHEREAS, the Planning Commission, on April 24, 2019, forwarded a positive recommendation to the City Council; and,

WHEREAS, on May 16, 2019, the City Council held a public hearing to receive input on the plat amendment; and

WHEREAS, it is in the best interest of Park City, Utah to approve the Stag Lodge Phase IV Third Amended Plat, Amending Unit 46 located at 8200 Royal Street #46.

NOW, THEREFORE BE IT ORDAINED by the City Council of Park City, Utah as follows:

SECTION 1. APPROVAL. The Stag Lodge Phase IV Third Amended Plat, Amending Unit 46, as shown in Attachment 1, is approved subject to the following Findings of Facts, Conclusions of Law, and Conditions of Approval:

Findings of Fact:

- 1. The property is located at 8200 Royal Street #46.
- 2. The site consists of Unit 46 of the Stag Lodge Phase IV Condominium development.
- 3. The property is in the Residential Development (RD) District.
- 4. The property is within the 12th Amended Deer Valley Master Planned Development.
- On April 10, 2019, the property was posted and notice was mailed to property owners within 300 feet. Legal notice was also published in the Park Record and the Utah Public Notice Website on April 6, 2019, according to requirements of the Land Management Code.

- 6. The City received a complete Plat Amendment application for the Stag Lodge Phase IV Third Amended Plat, Amending Unit 46 on March 18, 2019.
- 7. The proposed changes include the creation of Private Ownership Area C to indicate newly created private area which may be used to create additional bedrooms.
- 8. The applicant is proposing to convert 1,520 square feet of unexcavated Common Ownership area to Private Ownership Area C belonging to Unit 46.
- 9. The proposal is to expand the lower level by 493 square feet and to create a new lowest level of 1,021 square feet.
- 10. The applicant is also proposing to excavate a 232 square feet patio for the new lowest level beneath the footprint of the patio/deck of the lower level to be identified as Private Ownership Area B.
- 11. There is also a 403 square foot crawl space area, identified as having common ownership, proposed on the lowest level within the existing footprint of the structure.
- 12. No other units will be affected by this proposal.
- 13. The footprint of the structure will not change.
- 14. All changes proposed are internal and will not alter the exterior appearance of Unit 46.
- 15. The proposed amendment increases the size of Unit 46 from 3,180 square feet to 4,700 square feet.
- 16. With the addition, the Unit will be compatible in size to surrounding units at Stag Lodge that range from 2,213 square feet to 6,806.8 square feet.
- 17. Two parking spaces are required. Unit 46 has an existing attached two car garage, and no additional parking is required.
- 18. The overall Stag Lodge Condominium project consists of a total of 52 units ranging in size from 2,213 square feet to 6,806.8 square feet.
- 19. Stag Lodge is limited to a maximum of 52 units with no Unit Equivalent or unit size restrictions.
- 20. There are currently 52 Stag Lodge units, and the proposed amendment does not change the number of units.
- 21. On July 30, 1992, the original Stag Lodge Phase IV condominium plat was recorded as a 6-unit condominium project in the Silver Lake area of Deer Valley after City Council approval on March 5, 1992.
- 22. The existing structure was constructed on this site in 1996 according to Summit County records.
- 23. On January 22, 2003, the Stag Lodge Phase IV First Amended plat was recorded after receiving City Council approval on June 6, 2002 and created two types of ownership for the Units.
- 24. On April 3, 2014, the Stag Lodge Phase IV Unit 52 Second Amended plat was recorded after receiving City Council approval on October 17, 2013.
- 25. Additionally, several additional Stag Lodge plat amendments have been recorded which have created additional private space within the existing footprint of individual Stag Lodge units including units 35, 47, 48, 49, and 52.
- 26. The subject property is within the Sensitive Lands Overlay.
- 27. There is no change to the open space because the footprint of the affected unit will not be changing.
- 28. The height and setbacks of the existing structure will not change.

Conclusions of Law:

- 1. There is good cause for this Plat Amendment.
- 2. The Plat Amendment is consistent with the Park City Land Management Code and applicable State law regarding lot combinations.
- 3. Neither the public nor any person will be materially injured by the proposed Plat Amendment.
- 4. Approval of the Plat Amendment, subject to the conditions stated below, does not adversely affect the health, safety and welfare of the citizens of Park City.

Conditions of Approval:

- 1. The City Planner, City Attorney, and City Engineer will review and approve the final form and content of the plat for compliance with State law, the Land Management Code, and the conditions of approval, prior to recordation of the plat.
- 2. The applicant will record the plat at the County within one year from the date of City Council approval. If recordation has not occurred within one (1) years' time, this approval for the plat will be void, unless a request for an extension is made in writing prior to the expiration and an extension is granted by the City Council.
- 3. Residential fire sprinklers will be required for all new construction per requirements of the Chief Building Official.
- 4. All other conditions of approval of the Stag Lodge Condominium plats as amended and the Deer Valley MPD shall continue to apply.

SECTION 2. EFFECTIVE DATE. This Ordinance shall take effect upon publication.

PASSED AND ADOPTED this 16th day of May, 2019.

PARK CITY MUNICIPAL CORPORATION

ATTEST:

Michelle Kellogg, City Recorder

APPROVED AS TO FORM:

Mark Harrington, City Attorney

Attachment 1 – Proposed Plat





