# AN ORDINANCE APPROVING THE PARKWOOD PLACE AMENDED CONDOMINIUM RECORD OF SURVEY LOCATED AT 801-817 PARK AVENUE AND 804-816 WOODSIDE AVENUE, PARK CITY, UTAH.

WHEREAS, the owners of the property located at 801-817 Park Avenue and 804-816 Woodside Avenue have petitioned the City Council for approval of the Parkwood Place Amended condominium record of survey; and

WHEREAS, the property was properly noticed and posted according to the requirements of the Land Management Code; and

WHEREAS, proper legal notice was sent to all affected property owners; and

WHEREAS, the Planning Commission held a public hearing on December 9, 2009, to receive input on the Parkwood Place Amended condominium record of survey;

WHEREAS, the Planning Commission, on December 9, 2009, forwarded a positive recommendation to the City Council; and,

WHEREAS, it is in the best interest of Park City, Utah to approve the Parkwood Place Amended condominium record of survey.

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

**SECTION 1. APPROVAL.** The above recitals are hereby incorporated as findings of fact. The Parkwood Place Amended condominium record of survey as shown in Exhibit A 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 801-817 Park Avenue and 804-816 Woodside Avenue.
- 2. The zoning is Historic Residential (HR-1) and Historic Recreation Commercial (HRC) as part of a Master Planned Development.
- 3. On September 25, 2009, the City received a complete application to amend to the Parkwood Place condominium record of survey to reflect the as-built conditions
- 4. There are eight units in the project, four facing Park Avenue and four facing Woodside Avenue.
- 5. The units facing Woodside are restricted to residential uses. The units facing Park may have commercial uses.
- 6. The condominium locations are consistent with the zoning districts and the approved MPD.
- 7. On September 25, 2009, the City received a complete application to amend to the Parkwood Place condominium record of survey to reflect the as-built conditions.

### Conclusions of Law:

- 1. There is good cause for this amended record of survey as it reflects the as-built conditions.
- 2. The amended record of survey is consistent with the Park City Land Management Code and applicable State law regarding condominium plats, the Park City General Plan and Land Management Code, and the Parkwood Place MPD and Development Agreement.
- 3. Neither the public nor any person will be materially injured by the proposed amended record of survey.
- 4. Approval of the amended record of survey, 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 Attorney and City Engineer will review and approve the final form and content of the amended record of survey 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 amended record of survey at the County within one year from the date of City Council approval. If recordation has not occurred within one year's time, this approval for the plat will be void.
- 3. All conditions of approval of the Parkwood Place Master Planned Development and development agreement shall continue to apply.

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

PASSED AND ADOPTED this 7th day of January, 2010.

PARK CITY MUNICIPAL CORPORATION

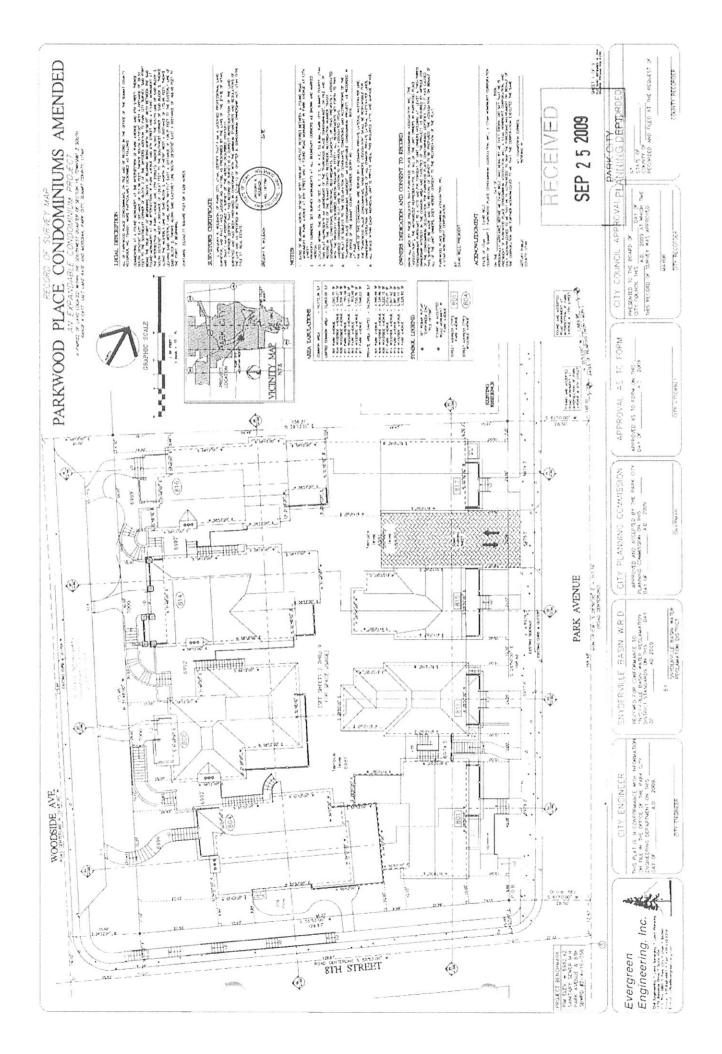
Mayor Dana Williams

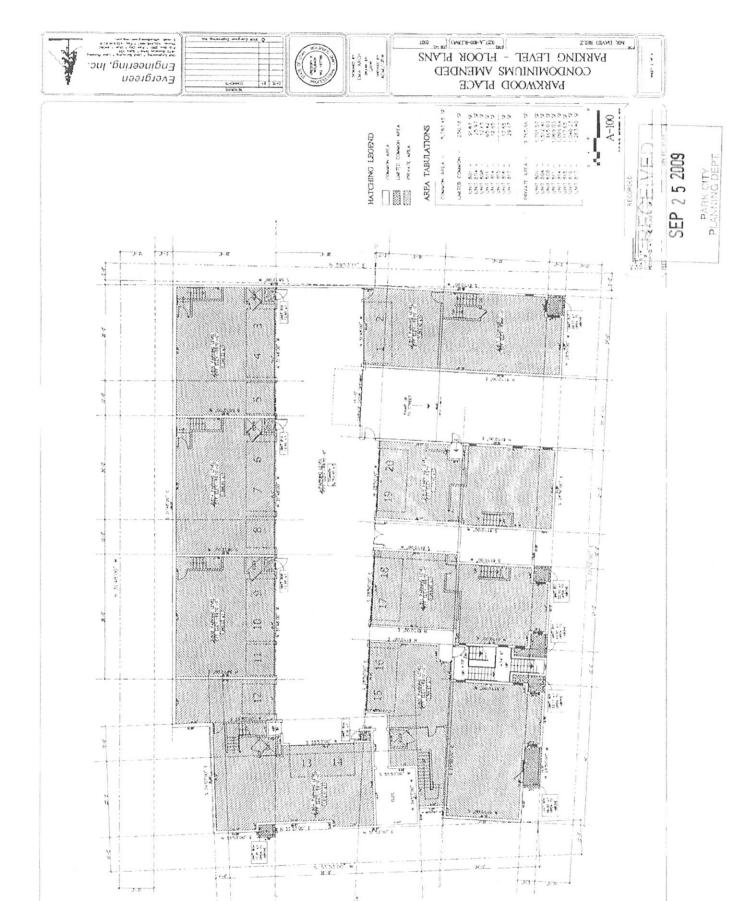
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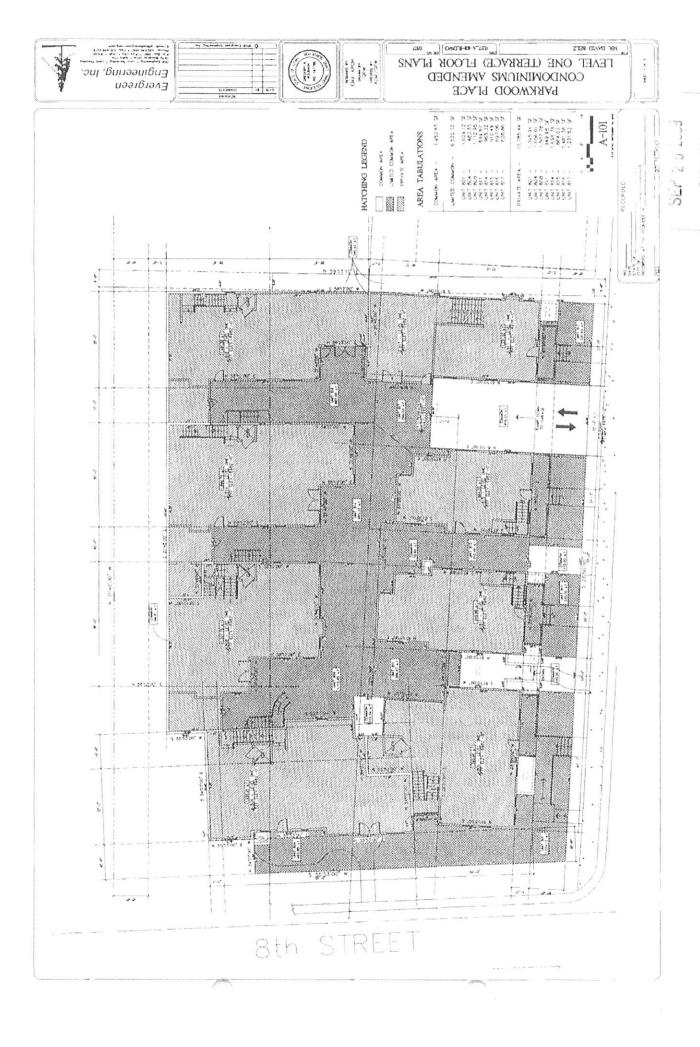
Janet M. Scott, City Recorder

Approved as to form:

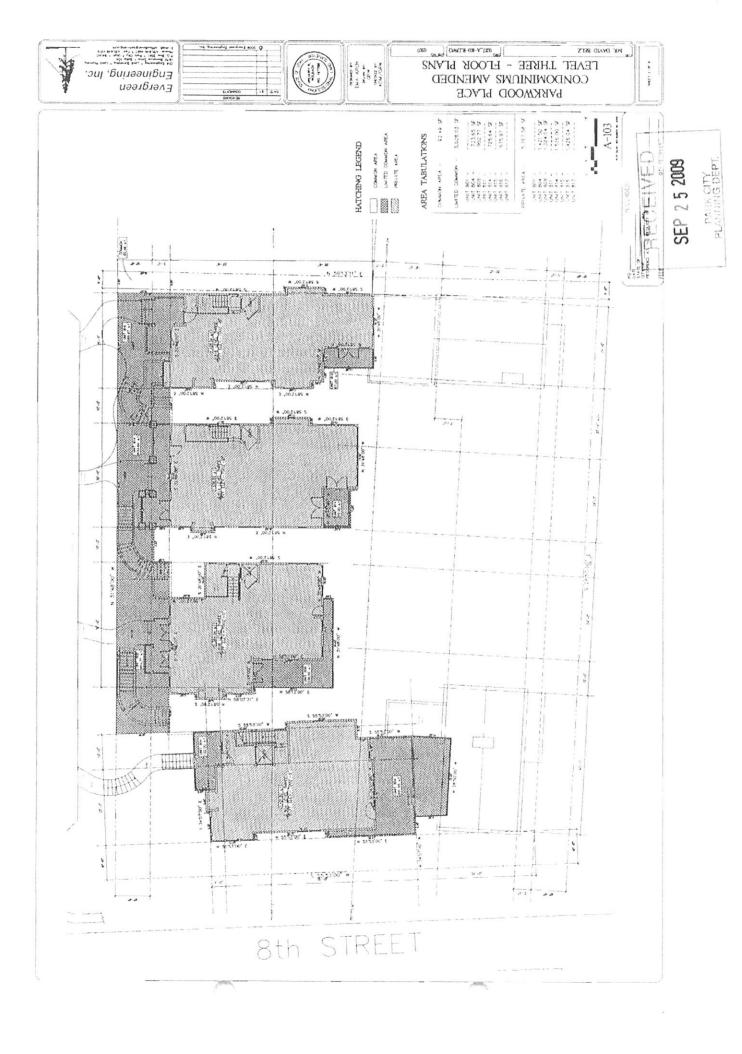
Mark D. Harrington, City Attorney

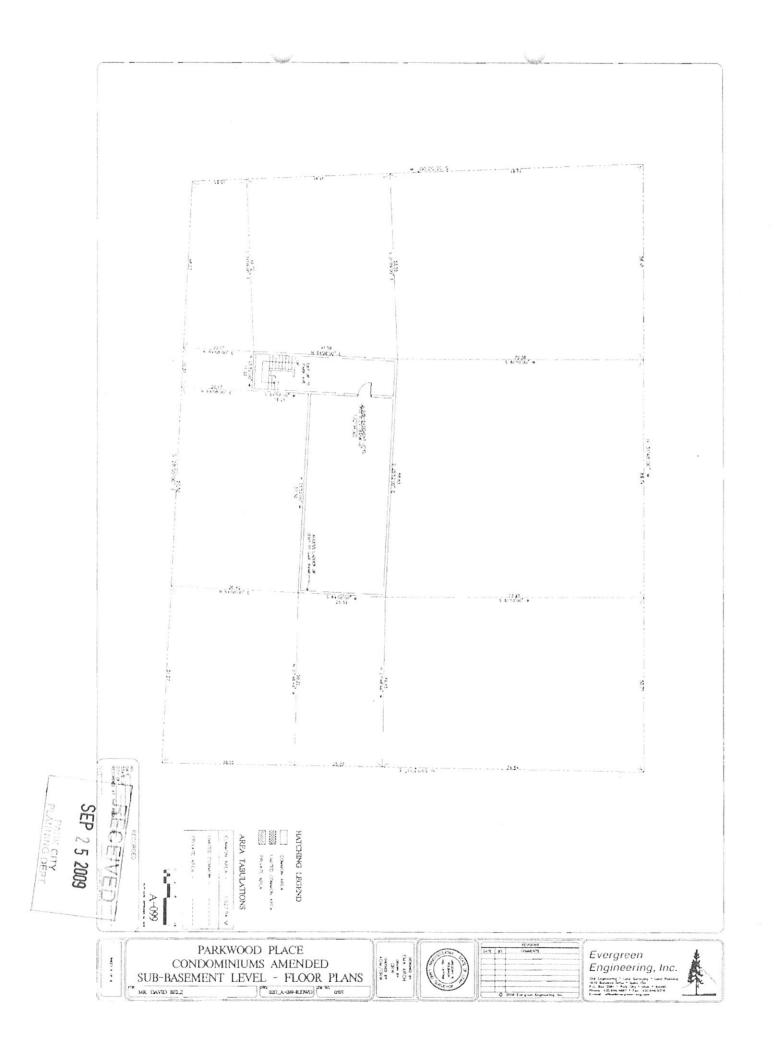


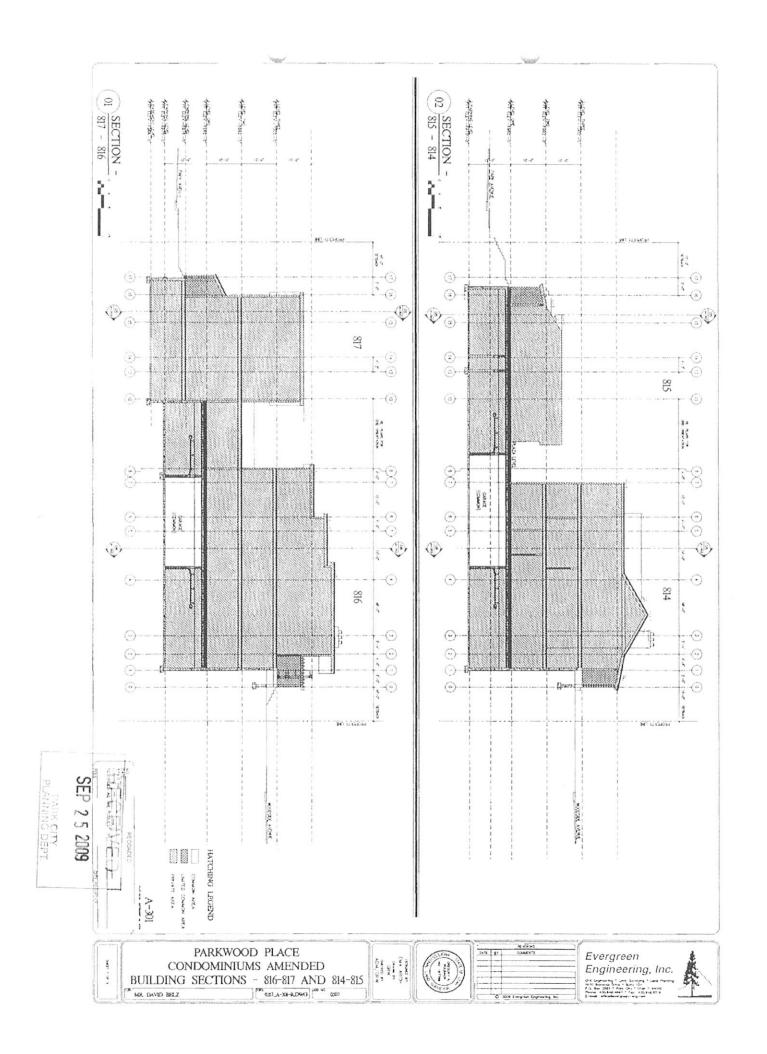


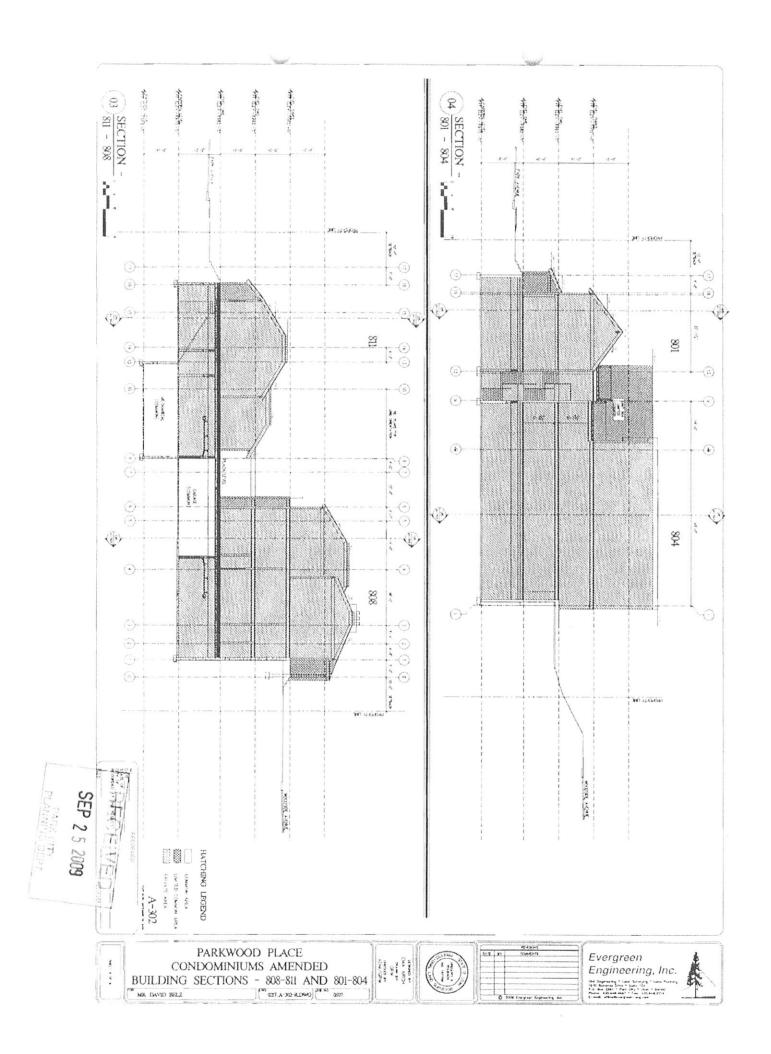


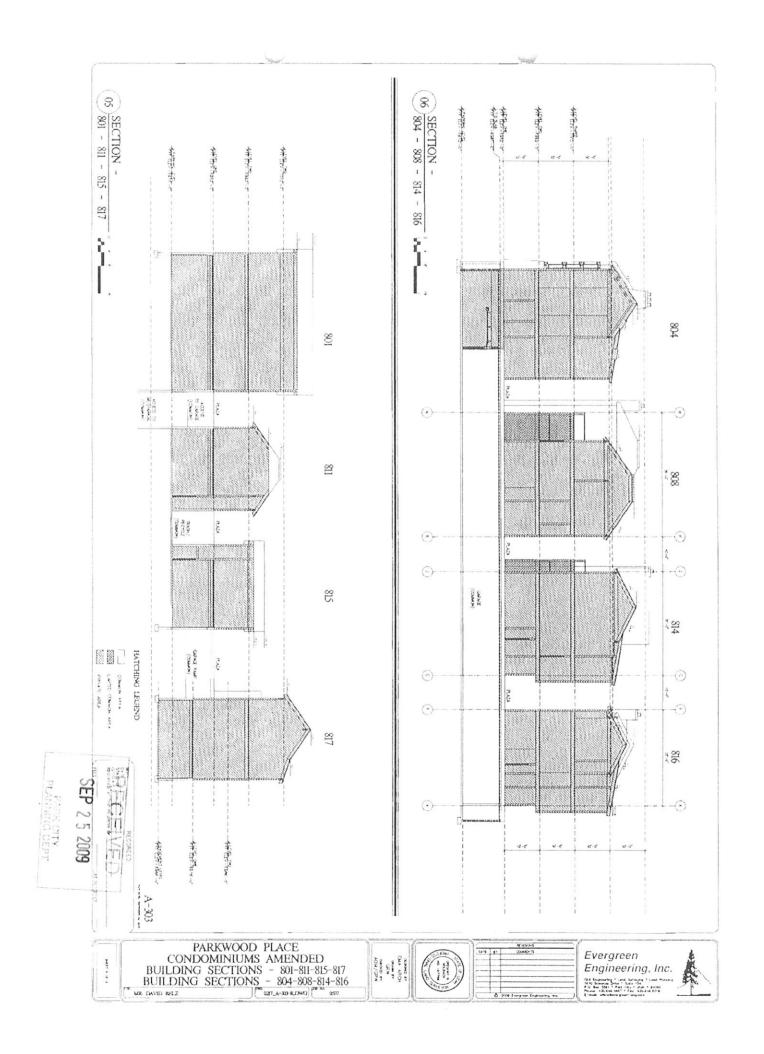












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October 19, 2009

Mr. Brooks Robinson, Principal Planner – Current Planning Coordinator Park City Municipal Corporation 445 Marsac Avenue – PO Box 1480 Park City, Utah 84060 435-615-5065

### RE: Proposed Parkwood Place Condominiums Amended

The purpose of this amended condominium plat is to show the units, limited common areas and common areas as they were built. The number of Units, Garage Parking, Public improved street parking and parcel size remain the same as currently recorded.

### Existing Parkwood Place Condominiums:

Record No. 784551 (July 25, 2006) 8 Units on a 23,042.77 square foot (0.529 acre) parcel of land. 20 private parking spaces (contained in 8 private garages in common access garage area) 6 improved street public parking spaces on Woodside Avenue.

### Comparison of overall use data:

Overall Area *	Common Area * Proposed 10,172.36 SF	Common Area * Existing 10,158.25 SF	Difference + 14.11 SF
	Limited Common * Proposed	Limited Common * Existing	Difference
	12,862.00 SF	13,273.60 SF	- 411.60 SF
	Private Area * Proposed	Private Area * Existing	Difference
	34,295.89 SF	33,552.13 SF	+ 743.76 SF

The following itemizes each unit, its proposed size of private and limited common areas. It also describes the changes made to each corresponding sheet for that unit. For comparative purposes, the existing private and limited common area is shown.

<u>Unit 801</u>	*	Private Area * Proposed 4,285.69 SF	Private Area * Existing 4,392.05 SF	Difference - 106.36 SF
		Limited Common * Proposed	Limited Common * Existing	Difference
		1,290.75 SF	1,286.11 SF	+ 4.64 SF

Sheet 1: Area Tabulation Chart changed to reflect above Proposed Private & Limited Common Areas.

Sheet 2: Private Area decreased 106.36 square feet (Previous Private Storage is now Electric Room)

: Limited Common Area decreased 181.19 square feet (Outside stair access to level removed)

Sheet 3: Limited Common Area increased 185.83 square feet (Ground included from removed access) Sheets 4-9: No Changes required.

<u>Unit 804</u>	*	Private Area * Proposed 6,326.89 SF	Private Area * Existing 5,928.86 SF	Difference + 398.03 SF
		Limited Common * Proposed 2,446.07 SF	Limited Common * Existing 2,247.38 SF	Difference + 198.69 SF

- Sheet 1: Area Tabulation Chart changed to reflect above Proposed Private & Limited Common Areas.
- Sheet 2: Private Area decreased 202.08 square feet (Previous Garage Area is now Electric Room)
  - : Limited Common Area increased 17.81 square feet (Outside window well added for egress)
- Sheet 3: Private Area decreased 2.82 square feet (calculation error)
  - : Limited Common Area decreased 16.77 square feet (Removed ground from window well)
- Sheet 4: Private Area increased 88.00 square feet (Exterior Area enclosed by previous front door)
  - : Limited Common Area decreased 88.00 square feet (Removed enclosed area added above)
- Sheet 5: Private Area increased 514.93 square feet (Exterior Area enclosed by previous front door. Added interior floor area that was open to level below)
  - : Limited Common Area increased 285.65 square feet (Deck added on enclosed level 3 area for main entrance and deck expanded rear of unit to include partial roof area of Unit 801)
- Sheets 6-7: No Changes required.
- Sheet 8: Limited Common Area shown to reflect larger rear deck and relationship to Unit 801 roof. Also removed covered entrance to Woodside, from previous plat.
- Sheet 9: No Changes required.

**Unit 808** Private Area \* Private Area \* Difference Proposed Existing 5.222.18 SF 5,085.94 SF + 136.24 SF Limited Common \* Limited Common \* Difference Proposed Existing 2,506.48 SF 2,709.64 SF - 203.16 SF

Sheet 1: Area Tabulation Chart changed to reflect above Proposed Private & Limited Common Areas.

Sheet 2: No Changes required.

Sheet 3: Private Area increased 136.24 square feet (Limited Common Storage is now Private Storage) : Limited Common Area decreased 203.16 square feet (L.C. Storage changed to Private & L.C. Plaza/Patio changed to Common for HVAC equipment)

Sheets 4-9: No Changes required.

<u>Unit 811</u>	*	Private Area * Proposed 2,019.01 SF	Private Area * Existing 2,019.01 SF	Difference None
		Limited Common * Proposed 765.09 SF	Limited Common * Existing 761.47 SF	Difference + 3.62 SF

Sheet 1: Area Tabulation Chart changed to reflect above Proposed Limited Common Area.

Sheet 2: No Changes required.

Sheet 3: Limited Common Area increased 3.62 square feet (Added L.C. Plaza/Patio over stairwell access to garage level. Reduced L.C. Plaza/Patio Area, changed to Common for HVAC equipment)

Sheets 4-9: No Changes required.

<u>Unit 814</u>	*	Private Area * Proposed 5,847.42 SF	Private Area * Existing 5,642.64 SF	Difference + 204.78 SF
		Limited Common * Proposed	Limited Common * Existing	Difference
		2,161.33 SF	2,417.67 SF	- 256.34 SF

Sheet 1: Area Tabulation Chart changed to reflect above Proposed Private & Limited Common Areas.

Sheet 2: No Changes required.

Sheet 3: Private Area increased 204.78 square feet (Limited Common Storage is now Private Storage) : Limited Common Area decreased 212.67 square feet (L.C. Storage changed to Private)

Sheet 4: Limited Common Area decreased 2.31 square feet (L.C. Area changed to Common from HVAC equipment. Also, L.C. Area moved from Level 3)

Sheet 5: Limited Common Area decreased 41.36 square feet (L.C. Area moved to Level 2) Sheets 6-9: No Changes required.

<u>Unit 815</u> *	*	Private Area * Proposed 1,981.68 SF	Private Area * Existing 2,000.61 SF	Difference - 18.93 SF
		Limited Common * Proposed	Limited Common * Existing	Difference
		910.49 SF	849.58 SF	+ 60.91 SF

Sheet 1: Area Tabulation Chart changed to reflect above Proposed Private & Limited Common Areas.

Sheet 2: Private Area decreased 18.93 square feet (Added ladder ingress/egress access to sub-basement mechanical room from exterior garage ramp, common area)

Sheet 3: Limited Common Area increased 60.91 square feet (L.C. Plaza/Patio includes area previously shown as "Lift", L.C. Plaza/Patio Area changed to Common for vent chase from garage level) Sheets 4-9: No Changes required.

<u>Unit 816</u>	*	Private Area * Proposed 5,386.10 SF	Private Area * Existing 5,256.10 SF	Difference + 130.00
		Limited Common * Proposed 1,735.76 SF	Limited Common * Existing 1,817.19 SF	Difference - 81.43 SF

Sheet 1: Area Tabulation Chart changed to reflect above Proposed Private & Limited Common Areas.

Sheet 2: No Changes required.

Sheet 3: Private Area increased 130.00 square feet (Limited Common Storage is now Private Storage):

: Limited Common Area decreased 88.09 square feet (L.C. Storage changed to Private. Also,

L.C. Plaza/Patio from Unit 817 now included in Unit 816 L.C. to accommodate as-built planter) Sheet 4: Limited Common Area increased 6.66 square feet (Common wall changed to L.C. Area)

Sheet 4: Limited Common Area increased 6.66 square feet (Common wall changed to L.C. Area Sheets 5-9: No Changes required.

<u>Unit 817</u>	*	Private Area *	Private Area *	Difference
		Proposed	Existing	
		3,226.92 SF	3,226.92 SF	None
		Limited Common *	Limited Common *	Difference
		Proposed	Existing	
		1,046.03 SF	1,184.56 SF	- 138.53 SF

Sheet 1: Area Tabulation Chart changed to reflect above Proposed Limited Common Area.

Sheet 2: No Changes required.

Sheet 3: Limited Common Area decreased 41.91 square feet (L.C. Plaza/Patio now included in Unit 816 L.C. to accommodate as-built planter)

Sheet 4: Limited Common Area decreased 96.62 square feet (Reduced L.C. Patio Area, changed to Common for HVAC equipment)

Sheets 5-9: No Changes required.