



## DEVELOPMENT SERVICES DEPARTMENT

6015 Glenwood Street ■ Garden City, Idaho 83714  
Phone 208/472-2921 ■ Fax 208/472-2996 ■  
[www.gardencityidaho.org](http://www.gardencityidaho.org)

February 21, 2020

Forever Green, Inc.  
Robert Welfley  
Electronic Delivery

Sent via e-mail to [robwelfley@forevergreenorganic.com](mailto:robwelfley@forevergreenorganic.com)

Re: Determination of Completeness/Application Acceptance

Dear Robert,

This letter is to inform you that Conditional Use Permit CUPFY2020 - 10, a request for the use Service Provider and located at 208, 210, 212, and 214 W. 40<sup>th</sup> Street, Garden City, ID 83714 has been accepted and scheduled to be heard by the Planning and Zoning Commission on **April 15, 2020, at 6:30 p.m.** The hearing will be held in the City Council Chambers of Garden City Hall, 6015 N. Glenwood, Garden City, Idaho 83714.

Per GCC Table 8-6A-2 the required application information appears to have been submitted. **The review to determine completeness was cursory. It appears that there is adequate information to conduct the review, however, upon more in depth review of the materials we may require further information.**

Between now and the scheduled hearing we will be sending notice to stakeholders requesting review of your project, providing legal notifications and reviewing your project for compliance with applicable regulations. Due to open meeting laws it is requested that the applicant does not contact the decision makers off the record. All documentation and comments should be submitted through staff or at the Public Hearing.

It is our goal to provide you with a draft report so that you may review it ahead of time. We appreciate feedback as to accuracy of information and willingness to adhere to any proposed conditions of approval.

### Remaining requirements:

You are responsible for completing the following items prior to the scheduled hearing:

- The site shall be posted with a Public Hearing Notice sign by **April 5, 2020** in accordance with Garden City Code 8-6A-7.
- An affidavit of property posting and photos of the sign shall be submitted in accordance with Garden City Code 8-6A-7 by **April 8, 2020.**
- Any outstanding fees must be paid.

**Failure to complete any of these requirements will result in the application being automatically continued to the next hearing. Repeated failures to complete these requirements may result in the application's denial. Applications that are denied cannot resubmit in substantially the same form for one year.**

What to expect at a hearing:

- You or your representative must be present at the hearing to represent the application. You may provide a presentation such as a Power Point. **Failure to be present at the hearing will result in the application being continued to the next hearing or denied in the case of repeated absences.**
- Your application may be moved to the consent agenda if:
  - You agree with the staff report and the draft decision; AND
  - If no members of the public wish to testify in opposition to your application; AND
  - A decision maker does not wish to hear the application.If any of the above criteria are not met, the public hearing will be held.
- If the public hearing is held, the hearing procedure will consist of:
  - The hearing item will be announced;
  - The applicant presents their proposal;
  - Staff presents the staff report;
  - Public testimony is taken on the application;
  - The applicant has an opportunity to provide rebuttal testimony;
  - Public testimony is closed, and the decision-making body deliberates and decides on the application;

Please contact Chris Samples, Associate Planner, with any questions concerning your application.

Sincerely,  
Development Services Department

CC: File

# Idaho Statesman

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## AFFIDAVIT OF PUBLICATION

Account #	Ad Number	Identification	PO	Amount	Cols	Depth
264046	0004574803	LEGAL NOTICE OF PUBLIC HEARINGS PURSUANT TO	LEGAL NOTICE OF PUBLIC HEARINGS PURSUANT TO	\$56.48	1	4.67 In

**Attention:** Chris Samples

GARDEN CITY CITY OF  
6015 GLENWOOD ST  
GARDEN CITY, ID 837141347

### LEGAL NOTICE OF PUBLIC HEARINGS

PURSUANT TO ESTABLISHED PROCEDURE, NOTICE IS HEREBY GIVEN THAT THE GARDEN CITY PLANNING AND ZONING COMMISSION WILL HOLD A PUBLIC HEARING AT 6:30 P.M. ON WEDNESDAY, APRIL 15, 2020, AT GARDEN CITY HALL, 6015 GLENWOOD STREET, GARDEN CITY, IDAHO TO CONSIDER A REQUEST FOR:

CUPFY2020 – 10: Robert Welfley with Forever Green Inc. is requesting a conditional use permit for the use Service Provider. The applicant is proposing to operate a landscaping contracting business. The property is located at 208, 210, 212, and 214 W. 40th Street; Ada County Parcel #'s R2734510760, R2734510770, and R2734510782.

We are pleased to make reasonable accommodations for members of the public who are disabled or require special assistance. For those requiring special arrangements for any meeting, please contact our office at 472-2921, at least 72 hours prior to the time of the meeting. Due to sunshine laws it is requested that the applicant and public do not contact the decision makers directly. All documentation and comments should be submitted through staff or at the Public Hearing.

Publish 2.26.2020  
0004574803-01

VICTORIA RODELA, being duly sworn, deposes and says: That she is the Principal Clerk of The Idaho Statesman, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein, and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto: that said notice was published in The Idaho Statesman, in conformity with Section 60-108, Idaho Code, as amended, for:

1 Insertions

Beginning issue of: 02/26/2020

Ending issue of: 02/26/2020

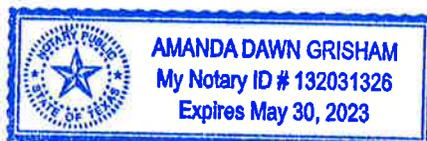
*V Rodela*

(Legals Clerk)

On this 26th day of February in the year of 2020 before me, a Notary Public, personally appeared before me Victoria Rodela known or identified to me to be the person whose name subscribed to the within instrument, and being by first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

*Amanda Dawn Grisham*

Notary Public in and for the state of Texas, residing in Dallas County



Extra charge for lost or duplicate affidavits.  
Legal document please do not destroy!



## DEVELOPMENT SERVICES DEPARTMENT

6015 Glenwood Street ■ Garden City, Idaho 83714 ■ [www.gardencityidaho.org](http://www.gardencityidaho.org)  
208-472-2921 ■ Fax 208/472-2996 ■ [planning@gardencityidaho.org](mailto:planning@gardencityidaho.org)

February 24, 2020

Dear Property Owner:

This is an Official Notice of a Public Hearing regarding a property near your own. You are invited to attend a public hearing of the Planning and Zoning Commission on Wednesday, **April 15<sup>th</sup>, 2020 at 6:30pm** and offer your testimony for consideration at Garden City City Hall, 6015 N. Glenwood Street, Garden City, Idaho.

**Anyone who submits written or oral testimony has the right to appeal all or a portion of the decision.**

Applicants or affected property owners shall have no more than fourteen (14) days after a final decision is rendered to request reconsideration by the final decision-maker. If you wish to offer testimony on this item and are unable to attend this meeting, you may submit your comments to the Garden City Development Services office and they will be entered in the public record on your behalf. *Due to sunshine laws we request that the applicant or public do not contact the decision makers directly. Please either submit your comments through staff or on the record at the public hearing. Auxiliary aids or services for persons with disabilities are available upon request. Please call Development Services three (3) or more days prior to this public meeting so that arrangements can be made.*

### APPLICATION:

**CUPFY2020 – 10:** Robert Welfley with Forever Green Inc. is requesting a conditional use permit for the use Service Provider. The applicant is proposing to operate a landscaping contracting business. The property is located at 208, 210, 212, and 214 W. 40<sup>th</sup> Street; Ada County Parcel #'s R2734510760, R2734510770, and R2734510782:

The application materials can be found online at [www.gardencityidaho.org](http://www.gardencityidaho.org) in the correlating date of the hearing in the 'Calendar/Agendas' link on the home page. A staff report and draft decision document will also be available one week prior to the hearing.

### What to Expect at a Public Hearing:

Each application on the agenda will adhere to the following procedure:

1. The applicant will have the ability to represent the application (default 15 minute time limit).
2. A staff member will present the *Staff Report* (default 15 minute time limit).
3. The Chair will open the Public Hearing during which time you will have the ability to give testimony (default 3 minute time limit per person and up to 15 minutes time limit for spokesman in cases where spokesmen are pre-authorized by the chairman time limit).
4. The applicant will then be able to give rebuttal testimony.
5. Close of Public Hearing and discussion among decision making body.
6. The decision makers may approve, deny, continue for additional deliberations or make a recommendation to City Council.

### General Rules for Testimony:

1. No person shall be permitted to testify or speak before the hearing agency at a public hearing unless such person has signed his name and written his contact address on sign-up sheets to be provided by the city. This

requirement shall not apply to staff or technical witnesses directed by the Chairperson/Mayor to give evidence or information to the hearing agency.

2. No person shall be permitted to speak before the Committee/Council/Commission at a public hearing until such person is recognized by the chairperson.
3. Testimony should directly address the subject at hand.
4. Testimony should not be repetitious with other entries into the record.
5. Testimony should not be personally derogatory.
6. Testimony should comply with time restrictions established by the hearing agency.
7. If oral testimony fails to comply with the aforementioned standards, the chairperson may declare such testimony out of order and require it to cease.
8. All public hearing proceedings shall be recorded electronically and all persons speaking at such public hearings shall speak before a microphone in such a manner as will assure that the recorded testimony or remarks will be complete.

**Standards for Written Testimony:**

Written testimony and exhibits from the public to be admitted at a public hearing shall comply with the following standards:

1. Written testimony and exhibits must be submitted at least seven (7) calendar days prior to the date of the pertinent public hearing. This provision may be varied through notice to potential hearing participants.
2. Written testimony should include the signature and address of the submitter.
3. Written testimony should address the issue at hand.
4. Written testimony should not be personally derogatory.
5. If written testimony or an exhibit fails to comply with the aforementioned standards, the Chairperson/Mayor or Committee/Council/Commission may declare such testimony inadmissible.

If you wish to give testimony and cannot attend the public hearing please submit the following form, or any additional written testimony containing the following information below to Garden City Development Services no later than Tuesday, April 7<sup>th</sup>, 2020.

**Garden City Development Services, 6015 N. Glenwood St., Garden City, Idaho 83714**

.....  
**CUPFY2020-10 – Conditional Use Permit**

Your Name \_\_\_\_\_ Date \_\_\_\_\_

Your Physical Address: \_\_\_\_\_

**(Please select)** I wish to be kept informed of any additional future meeting dates:

Yes       No

**(Please select)** Regarding this application I:

Support the Application       Am Neutral       Oppose the Request

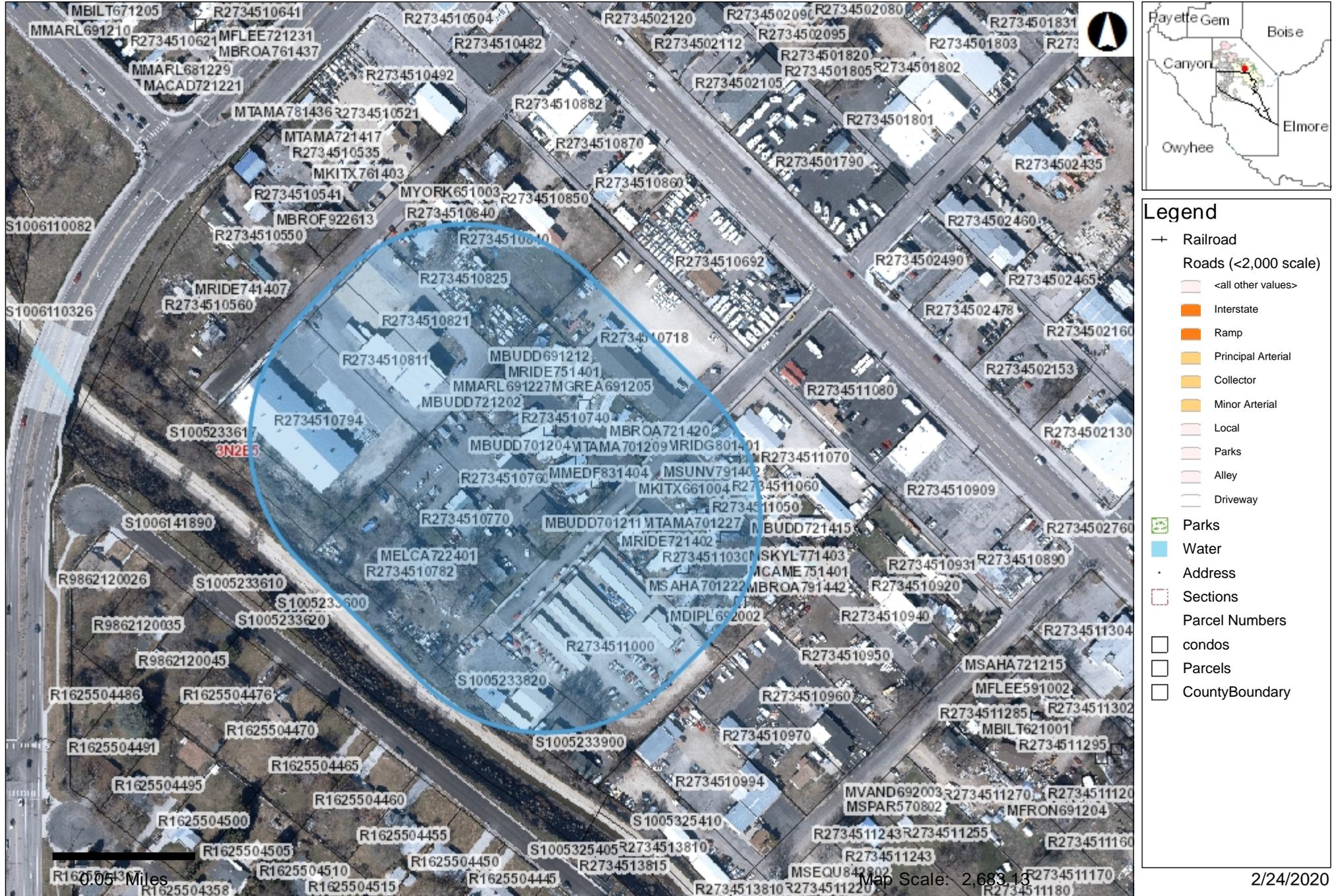
Comments:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Signature: \_\_\_\_\_

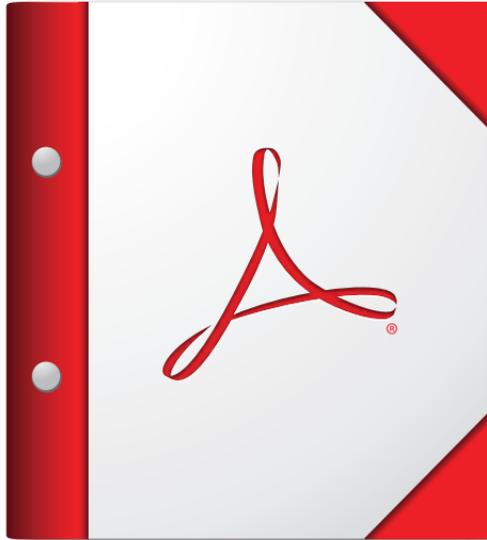
# Ada County Assessor

This map is a user generated static output from an Internet mapping site and is for general reference only. Data layers that appear on this map may or may not be accurate, current, or otherwise reliable. THIS MAP IS NOT TO BE USED FOR NAVIGATION OR LEGAL PURPOSES.



PARCEL	PRIMOWNER	ADDCONCAT	STATCONCAT
S1005233820	LEFKOWITZ LAURA C	6725 W SAXTON AVE	BOISE, ID 83714-0000
MGOVE771420	RAMIREZ ABEL	200 W 40TH ST SPC 8	GARDEN CITY, ID 83714-0000
MPOND721405	BUDDY MANOR LLC	PO BOX 191006	BOISE, ID 83719-0000
MRIDG801401	OLSEN TERRY	205 W 40TH ST # 21	GARDEN CITY, ID 83714-0000
MTAMA701209	WAFFORD JOHN H	200 W 40TH ST SPC 16	GARDEN CITY, ID 83714-0000
R2734511000	ALLAN JOAN E	5350 N NAVAHO WAY	GARDEN CITY, ID 83714-0000
R2734510770	POOLEY BRIAN	208 W 40TH ST	BOISE, ID 83714-0000
R2734510794	EBERLE INVESTMENT PROPERTIES LLC	2900 W MAIN ST	BOISE, ID 83702-0000
S1005233900	BECK GARY R	1225 W SANDY CT	MERIDIAN, ID 83646-5161
MBAYW831403	MCGEE ALBERT L JR	PO BOX 7135	BOISE, ID 83707-0000
MBROA781411	DEPAUL STEPHANIE ELAINE	200 W 40TH ST SPC 22	GARDEN CITY, ID 83714-0000
MELCA722401	D & BP LLC	208 W 40TH ST	GARDEN CITY, ID 83714-0000
MKITX661004	JONES ORION LEE	205 W 40TH ST SPC 15	GARDEN CITY, ID 83714-0000
MNASH631014	BALL ALLEN B	205 W 40TH ST SPC 23	BOISE, ID 83714-0000
MMEDF831404	KUCERA JAMES M	200 W 40TH ST TRLR 2	GARDEN CITY, ID 83714-6487
MSAHA771410	RIVERA JESUS	205 W 40TH ST SPC 39	GARDEN CITY, ID 83714-0000
MSUNV791402	SALCE MADELYN	205 W 40TH ST SPC 27	BOISE, ID 83714-0000
MTAMA701227	DUNN BETH KATHERYN	205 W 40TH ST SPC 17	GARDEN CITY, ID 83714-0000
R2734510811	TREASURE VALLEY MANUFACTURING & RECYCLING CO	PO BOX 368	CALDWELL, ID 83606-0000
R2734510782	D&BP LLC	208 W 40TH	GARDEN CITY, ID 83714-0000
R2734511070	LESH FAMILY LP	5967 STERLING LN	BOISE, ID 83703-0000
MBROA721420	MEYER HEATHER J	200 W 40TH ST SPC 18	GARDEN CITY, ID 83714-0000
MBROA791431	SMALLIN GINGER CRYSTAL	205 W 40TH ST SPC 7	GARDEN CITY, ID 83714-0000
MBUDD721202	BAEZ MARIA DOLORES	314 W CHERRY LN SPC 12	MERIDIAN, ID 83642-0000
MBUDD701204	HILDERBRAND WILLIAM D	200 W 40TH ST SPC 6	GARDEN CITY, ID 83714-0000
MCAME731401	DAVIS TIMOTHY D	200 W 40TH ST SPC 20	GARDEN CITY, ID 83714-0000
MSAHA701222	SMALLIN JOSHUA RYAN	205 W 40TH ST SPC 9	GARDEN CITY, ID 83714-0000
R2734510850	TWIN ISLANDS LLC	210 W MURRAY ST	BOISE, ID 83714-0000
R2734510840	TWIN ISLANDS LLC	210 W MURRAY ST STE 100	GARDEN CITY, ID 83714-0000
R2734510825	VAN OCKER HOLDINGS LLC	2718 MAIN ST	BOISE, ID 83702-0000
S1005233600	AMETRINE LLC	112 E 33RD ST	GARDEN CITY, ID 83714-0000
MBUDD691212	HERNANDEZ-BAEZA MARTHA	200 W 40TH ST SPC 8	GARDEN CITY, ID 83714-0000
MDIPL692002	BUCK EMERSON C 3RD	205 W 40TH ST SPC 11	GARDEN CITY, ID 83714-0000

MGREA691205	BROCKETT CODY SCOTT	200 W 40TH ST SPC 24	GARDEN CITY, ID 83714-0000
MMARL691227	WHITED BRYCEN HUGH	200 W 40TH ST SPC 1	GARDEN CITY, ID 83714-6487
MRIDE751401	WILSON BETTY LEE	PO BOX 140442	GARDEN CITY, ID 83714-0000
MRIDE721402	GLENN RALPH KEVEN	205 W 40TH ST SPC 5	GARDEN CITY, ID 83714-0000
MACAD761403	HOLM TROY SUZANNE	200 W 40TH ST SPC 4	GARDEN CITY, ID 83714-0000
MVAND721202	RODRIGUEZ VALDEZ RICARDO	200 W 40TH ST SPC 10	GARDEN CITY, ID 83714-0000
R2734510760	POOLEY BRIAN R	208 W 40TH ST	BOISE, ID 83714-0000



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**CITY OF GARDEN CITY  
PUBLIC HEARING  
NOTICE**

**THERE WILL BE A PUBLIC HEARING**

**ON** 4/15/2020 **AT** 6:30 pm

**AT CITY HALL 6015 GLENWOOD**

**PURPOSE:** Conditional Use Permit

**PROPERTY LOCATION:** 208 W 40<sup>th</sup>

**APPLICATION BY:** Forever Green

**CONTACT THE CITY PLANNER AT (208) 472-2921  
WITH ANY QUESTIONS**

FOREVERgreen

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