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A. Meeting Summary:

A pre-application conference with the Design Review Committee included:

1. Northern property line doesn't have trees due to the open Thurman Mill irrigation.
2. Street elevation of the units closest to 47th street are required to address the street. End unit could be a unique structure or design.
3. Identify of the development's back structures are lost. There isn't a street, or a courtyard for the units to focus on. What is their amenity?
4. Terminal views need to end in landscaping and beautification as opposed to dwelling unit garages. Is there opportunity where drive isle can become common open area with multi-uses?
5. Rooflines, hips, gables, and facial lines all need more depth and character.
6. Parking reduction needs to be justified. Transit line has been removed and no longer opportunity.
7. Pedestrian connectivity will be implemented through the long block in association with the adjacent property (DSRFY2022-2023).

Design Review Hearing on February 6, 2023, included the following discussion:

1. Visual way finding elements need to be added to the development's amenity rooms (bike storage, office, mailroom).
 - a. Articulation of the façade to help enhance the façade and create visually identifiable space.
 - b. Changes to facade materials could help identify the use and function.
2. Units adjacent to 47th Street need to address the street more. Dynamic relationship between development and street is required.
3. Building C interaction with the overall development has improved but requires additional design features such as access.
4. Plaza area towards rear appears secondary in function.
 - a. Add and enhance "node" features to create stronger connection with 47th Street towards the rear of the property by traversing the central spine to get access to rear units and connection to DSRFY2022-0022 (306 E. 46th Street).
 - b. Common drive should become more pedestrian oriented as it crosses the "amenity spine" at rear of property.
5. Trash enclosure should be made centralized if multiple are not provided.
6. Missed opportunity to utilize the on-site irrigation.
7. Lack of supporting documentation for the relocation of the canal. Need additional documentation showing other potential locations for the ditch.
 - a. Loss of perimeter landscaping is caused by proposed location of the tiled irrigation ditch.
 - b. New location of irrigation ditch is not the best solution.
8. Fencing should not be placed along 47th Street.

B. Project Information

Proposed Scope of Work:

Request

Review Process

Notes

| | | |
|--|--|--|
| Pre-application conference for a design review | 8-6B-3 Design Review Committee | 09/08/2022 |
| Public Hearing | 8-6B-3 Design Review Committee | 01/03/2023; moved to 02/06/2023; moved to 03/06/2023 |

Project Details:

- 1) Proposed development: New construction
- 2) Site Coverage: 2.06 Acres/ 89,733 sqft
 - a) Building: 41,676 sqft / 46% of site
 - b) Landscaping: 15,016 sqft / 17% of site
 - c) Paved Areas: 33,214 sqft / 37% of site
- 3) Number of Structures: 6
- 4) Number of residential units total:
 - a) Two-bedroom units: 60
- 5) Total number of vehicular parking spaces: 141
 - a) Enclosed: 120
 - b) Surface: 21
- 6) Total number of bicycle parking: 12
- 7) Fencing: Privacy fencing internal to property
- 8) Sidewalk: Attached proposed
- 9) Landscaping:
 - a) Street Trees: 7 Street Keeper Honey Locust
 - b) Parameter Landscaping: 5' perimeter landscaping with 5' pedestrian sidewalk
- 10) Connections: Bike/Pedestrian connection to adjacent property to east, for a mid-block connection to 46th Street.

Site Conditions:

- 1) Street Address: 233 and 311 E. 47th Street
- 2) Parcel Number(s): R2734523676 & R2734523661
- 3) Property Description: LOTS 21 & 22 BLK 26 FAIRVIEW ACRES SUB NO 3 #3670-3680-C & LOT 20 BLK 26 FAIRVIEW ACRES SUB NO 3
- 4) Legal Lot of Record: Yes
- 5) Property Size(s): 2.06 acres (total)
- 6) Zoning District: R-3
- 7) Zoning Overlay(s): None
- 8) Comprehensive Plan Land Use Map Designation:
 - a) Mixed Use Commercial
- 9) Floodplain Designation:
 - a) The project is not located in the floodplain according to the 2003 FIRM.
 - b) The project is in the floodplain according to FEMA's most recent modeling of the Lower Boise River, adopted by resolution 1083-20
- 10) Adjacent Uses:
 - a) Manufactured Home Park
 - b) Single Family Detached Dwelling Units
- 11) Existing Use: Manufactured Home
- 12) Easements on site: There are no records on file with Garden City of existing easements

13) Site Access:

a) Front: E 47th Street

14) Sidewalks: Sidewalks are installed and are in good repair.

15) Wetlands on site: none identified

C. Discussion

New discussion for March 6, 2023, hearing:

Please refer to the narrative submitted by the applicant addressing comments made during the previous hearing. Portions of the staff report remain highlighted to show the ongoing compliance discussions and changes to the application documents.

- 1) To accommodate for two trash enclosures, the site removed one vehicle parking space. The site is now deficient by 9 parking spaces vs. the previous 8.
 - a. There is now a total of 4 trash enclosures. Two located on both sides of the property.
- 2) Additional windows have been provided on the front facades of the buildings facing 47th street.
- 3) Fire riser rooms have been relocated towards the perimeter of the site. This has allowed for a larger plaza area between the rear buildings.
- 4) A letter from the irrigation company has been submitted along with photos of the irrigation canal. The irrigation canal is to remain in its previously proposed tiled location.
- 5) The pedestrian pathway across the common drive has been identified as having a different hardscape material and pattern.

Previous discussions:

Please refer to the staff analysis of this report for further information. Items of concern that would warrant further discussion include:

- 1) On-site stormwater management – If what is shown will be capable of handling all on-site stormwater capacities and how it might impact the common open space within the site.
- 2) Design of the structures:
 - i) Architecturally addressing the street;
 - ii) Privacy;
 - iii) Articulation, protrusions, glazing, fenestrations, etc.;
 - iv) Property management office/post office/bicycle storage areas.
- 3) Multi-family amenities for development over 20 dwelling units in size:
 - a) Location and functionality of provided amenities;
- 4) Connectivity:
 - i) Pedestrian pathways to connect with adjacent property on 46th Street;
 - ii) Public pedestrian and bicycle easement.
- 5) Parking:
 - a) Deficient by 8 vehicular parking spaces;
 - b) Parking study submitted for alternatives to on-site parking.
- 6) Landscaping:
 - a) Lack of perimeter landscaping trees - not allowed along irrigation canal
 - b) 5% of the site needs to be dedicated to landscaping; shall not include perimeter landscaping square footage.
- 7) Density (34du/acre) and functionality of the site.
- 8) Tiling of the existing open irrigation facilities:
 - a) Fairview Acres approval required for relocation of 18" gravity irrigation facilities;
 - b) Design Review Committee permission required for tiling of existing open irrigation facilities.

D. Decision Process

General Provisions

A formal application will be processed per [GCC 8-6A-5 Administrative with Notice](#).

Required Decisions: The following decision processes are required for the project as governed by [GCC Table 8-6A-1](#):

| Decision | Recommendation Authority | Decision Authority | Hearing Date |
|---------------|--------------------------|--------------------|--|
| Design Review | N/A | Design Committee | Pre-application conference: 09/08/2022 Design Review formal hearing: 01/03/2023; 02/06/23; 03/06/2023 |

Required Findings:

For the approval of a Design Review Application, the Design Review Committee must find the application meets the following findings, found in [GCC 8-6B-3](#):

1. The proposed design is in conformance with the purpose of the zoning district and all dimensional regulations of that district;
2. The proposed design adheres to standards for the protection of health, safety, and general welfare;
3. The proposed design creates a sense of place and contributes to the uniqueness of the different districts and neighborhoods within the city;
4. The proposed design improves the accessibility of development to nonmotorized and public modes of transportation;
5. The proposed design supports a development pattern in nodes rather than strip commercial along arterial corridors;
6. The proposed design supports a compact development pattern that enables intensification of development and changes over time; and
7. The proposed design provides outdoor spaces and landscaping compatible with the southwest Idaho climatic conditions and that encourage pedestrian activity.

Preapplication Conference Options:

Pursuant to [GCC 8-6B-3](#), a preapplication conference with the Design Review Committee is required. The purpose of the preapplication conference is threefold: to provide direction based on design objectives that are relevant to the application, determine the level of review process, and what application materials will be required.

It is appropriate for Committee to take of the following actions:

- Determine the application is ready for a formal application with the Design Review Committee.
- Delegate the decision to the Planning Official as an administrative decision.
- Request the applicant return with more information.

The direction provided by the committee at the preapplication meeting may be changed or reversed at any time during the process if the design or the scope of the project changes.

Decision

Pursuant to [GCC 8-6B-3](#), if the Design Review Committee does not delegate the decision to the Planning Official for an administrative decision, based on the required findings, the Committee shall take one of several actions:

1. Approve the application;
2. Conditionally approve the application with the requirement that the committee review further design details; or
3. Deny the application.

If there is a denial, state code requires that the decision maker identify what could be done to obtain approval.

Appeals of Decision:

Per Garden City Code [8-6A-5 Administrative Process with Notice](#), there is a 15-day period to file a written objection to the application. This period starts from the signed decision date. If a written objection is received within the 15-day period, a City Council hearing will be scheduled to decide the application. Written objections received after the 15-day objection period will not be accepted.

Pursuant to [8-6A-9 Appeals](#), there is a 15-day appeal period to appeal the decision to the City Council. This period starts from the signed decision date and runs concurrently with the 15-day objection period noted above. An appeal is \$210 and must be filed on the appeal application form provided by the City. Appeals received after the 15-day appeal period will not be accepted.

E. Agency Comments

The following agency comments were provided:

| Agency | Comment Date | Summary |
|--|---------------------|--|
| Department of Environmental Quality Link to Comment | 01/04/2023 | Standard Comments |
| Garden City Engineer Link to Comment | 01/07/2023 | <ul style="list-style-type: none">• Review by the Fire district will need to include review of locations of fire hydrants.• Water lines need to be at least 25 feet from storm water seepage beds.• The applicant is responsible to confirm/verify that adequate sewer capacity is available and that the existing system depth is adequate to serve the site. |

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| | | <ul style="list-style-type: none"> The applicant is responsible to verify that adequate water system supply is available to provide any fire suppression water needs. County records appear to indicate the landowner is Fairview Acres 311, LLC, which has March Capital Management, LLC as its manager. The application and affidavit provided indicate the landowner is PITXITXI LLC. It appears a new affidavit is needed. We did not locate a current survey of the subject property. The application material included a topographic survey that appears to include a boundary. Please note that the Ada County surveyor's office and Garden City cooperated in joint project to re-monument the centerline of Adams Street. The result was Record of Survey No. 10116. Nearby ROS 13433 notes some of the area centerlines. The centerline of East 47th Street at Adams Street should be reviewed as the boundary of Northwind Estates may deviate from the centerline of East 47th Street. |
| North Ada County Fire and Rescue Link to Comment | 12/30/2022 | <ul style="list-style-type: none"> Please submit a fire flow report. Submitted. The plans show the eave height to be exactly at 30'. Any increase will require the road widths and distances from roads to buildings to fall under the aerial fire access roadway requirements. Fire apparatus access roads will be extended to 200 feet with the installation of fire sprinklers throughout the buildings. Parking will only be allowed in marked parking stalls. All roadways within the project are considered fire apparatus access roads. "No parking – Fire Lane" signage is required throughout the project. Also, signage indicating "Parking allowed in marked stalls only" shall be posted at the entrances to the project. |
| Republic Services Link to comment | 12/29/2023 | <ul style="list-style-type: none"> Dimensions for trash enclosure on page 7 are not shown. Drive isle between the buildings might not be sufficient enough to turn a trash truck around. |
| ACHD Link to Comment (Draft) Link to Comment (Final) | 01/30/2023 – Draft 02/01/2023 – Final | <ul style="list-style-type: none"> In accordance with District policy, 7203.3, the applicant may be required to update any existing non-compliant pedestrian improvements abutting the site to meet current Americans with Disabilities Act (ADA) requirements. The applicant's engineer should provide documentation of ADA compliance to District Development Review staff for review. Close all 5 existing unimproved driveways, located 478, 382, 351, 282, and 252-feet west of Adams Street onto 47th Street with rolled curb, gutter and 5-foot wide attached concrete sidewalk abutting the site as proposed Construct and pave two 22-foot wide curb cut type shared driveways onto 47th Street located 451 and 299-feet west of Adams Street. |

F. Public Comment

Public comments were received from:

| Name | Date | Summary of Comment |
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| Josef Rice Link to comment | January 31, 2023 | Concerns regarding vehicle parking sizes and quantity. Bicycle parking is less than adequate. Request for a 6-foot privacy fence along the property boundary. |

G. Code/Policy Review

The below serves as an analysis of applicable provisions Garden City Code, Title 8, Development Code and identified applicable policies, plans, and previous approvals.

| Garden City Title 8 Code Sections | | | |
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| Code Section | Review Authority | Compliance Issues | Analysis/ Discussion |
| Title 8, Chapter 1: General Regulations | | | |
| 8-1A-4 Applicability | | | The regulations of Garden City Code, Title 8 Development Code of the City, shall apply and govern development and use of all properties within the corporate limits of the city. |
| 8-1B-1 Nonconforming Properties | | Complaint as Conditioned | Legal parcel of record as described – Lot Line Consolidation will be required. |
| 8-1B-2 Nonconforming Structures | | No compliance issues noted | |
| 8-1B-3 Nonconforming Uses | | No compliance issues noted | Permitted Use |
| Title 8, Chapter 2: Base Zoning District Regulations | | | |
| 8-2B-1 Purpose | | No compliance issues noted | The purpose of the four (4) residential districts is to provide a full range of housing products within the city in areas that are exclusively for residential uses. The four (4) districts are contrasted by the density and housing products that are allowed within each district. R-3 is considered to be medium density residential, with a density maximum of 35 dwelling units per acre. Which this project meets. |
| 8-2B-2 Allowed Uses | | No compliance issues noted | Multifamily Dwellings are a permitted use. |
| 8-2B-3 Form Standards | DC | No compliance issues noted | The required setbacks are: Front: 5'/20' Interior Side: 0'/5' Rear: 15' Street side: 0' |

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| | | | <p>The allowable maximum height is: n/a The minimum lot size is: n/a</p> <p>Maximum lot coverage is: 70% The site consists of 41,676sqft dedicated to building coverage which makes up 46.4% of the site.</p> <p>There are not encroachments All properties meet the minimum street frontage.</p> |
| <p>8-2C-15 Multi-Family</p> | | <p>Discussion Required</p> | <p>Buildings within site are setback a minimum of 10 feet apart, meeting the requirement.</p> <p>All multi-family developments shall provide amenities. This proposal is compliant with this requirement.</p> <p>The number of amenities required for multi-family developments between twenty (20) and seventy-five (75) units, three (3) amenities shall be provided, with one from each category.</p> <ol style="list-style-type: none"> 1. Quality of life amenities provided: enclosed bike storage public art visible or otherwise usable by the public and outdoor kitchen/ BBQ area 2. Open space: plaza area with fire pit and benches 3. Recreation amenities: children’s play structures and sports courts <p>The common open space provided within the development contains these amenities.</p> <p>All multi-family developments shall record legally binding documents that state the maintenance and ownership responsibilities for the management of the development, including, but not limited to, structures, parking, common areas, and other development features. A draft potential condition of approval requiring that such documentation be provided to the City has been included.</p> <p>For developments with twenty (20) units or more the following are required:</p> <ol style="list-style-type: none"> 1. A property management office. 2. A maintenance storage area. 3. A central mailbox location, including provisions for parcel mail that provide safe pedestrian and/or vehicular access. 4. A directory and map of the development at an entrance or convenient location for those entering the development. <p>These items have been provided and the application will be conditioned to require the facilities for the duration of the use. Updated renderings submitted on February 17, 2023. There should be discussion regarding the location and function of the provided spaces based on the</p> |

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| | | | February 6, 2023 hearing comments. Building A floor plans show the location of where the office/mailroom is to be, as well as a bike storage/maintenance room. |
| Title 8, Chapter 4: Design and Development Regulations | | | |
| 8-4A-3 Fences and Walls | DC | Complaint as Conditioned | <p>Applicant has confirmed fencing will be provided. A condition has been drafted to prohibit fencing along the common landscaped area that which is shared with DSRFY2022-0023 (306 E. 46th Street).</p> <p>Any future fence or wall will be required to be in compliance with code at the time of development.</p> |
| 8-4A-4 Outdoor Lighting | DC | Complaint as Conditioned | Any future outdoor lighting will be required to be in compliance with code at the time of development. |
| 8-4A-5 Outdoor Service and Equipment Areas | DC | Complaint as Conditioned | This proposal does not identify any outdoor service equipment. Any future outdoor service equipment area will be required to be in compliance with code at the time of development. |
| 8-4A-7 Stormwater Systems | DC | No compliance issues noted | <p>A draft condition of approval has been provided requiring that the stormwater systems be built in compliance with provisions of 8-4A-7.</p> <p>While the development services staff does not review stormwater compliance, staff has noticed that space for on-site stormwater mitigation might not be sufficient. This is cause for concern because elimination of common open space or landscaping to accommodate on-site stormwater facilities might cause non-compliance in other sections of code.</p> <p>It is possible to combine stormwater facilities within landscaped common open spaces, so long as plant materials are species that can withstand the anticipated changes in soil wetness and moisture levels, and any gravel/rock/ or cobble stormwater facility is designed as a dry creed bed or other design feature.</p> |
| 8-4A-8 Utilities | DC | Complaint as Conditioned | A draft condition of approval is provided requiring that all on-site utilities be underground. |
| 8-4A-9 Waterways | DC | Compliant upon approval | <p>A Fairview Acres open irrigation ditch runs parallel to the northern property boundary line, through the center of the site (Figure 1). The applicant has identified that they intend on piping the canal for the use of a pedestrian pathway connection. The City requires that all irrigation ditches, laterals, canals, and drains shall be left open and used as a water amenity or linear open space unless it can be reasonably demonstrated in a way that the design review committee can determine through a design review committee level approval that:</p> <p>a) The maintenance of the irrigation ditch, lateral, canal, or drain with any associated easement encumbers more than fifty percent (50%) of the property; or</p> |

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| | | | <p>b) The irrigation ditch, lateral, canal, or drain is located on the property in such a manner that a use of the property is infeasible; or</p> <p>c) The irrigation ditch, lateral, canal, or drain is enclosed on both ends adjacent to the property, and the adjacent properties are fully developed in a manner that future opening of the enclosed irrigation ditch, lateral, canal, or drain is infeasible.</p> <p>The Design Review Committee shall grant permission for the application to tile over the existing irrigation ditch. It has been drafted in the decision document to grant permission based on the fact that the adjacent property associated with DSRFY2022-0023 at 306 E. 46th Street is being required to tile over the ditch to allow for a public access pathway. As such, the ditch will be enclosed on both the eastern side (306 E. 46th) and the west (47th Street).</p> <p>Fairview acres has provided a letter to the city stating that tiling and relocating the irrigation canal is preferred.</p> |
| <p>8-4B-4 Multi-family Residential Dwelling Units</p> | <p>DC</p> | <p>May not be complaint – Discussion Required</p> | <p>Building setbacks shall consider windows, entrances, porches and patios, and how they impact adjacent properties.</p> <ul style="list-style-type: none"> • Privacy concerns related to adjacent properties along the northern and eastern property boundary line where trees are not permitted per the gravity irrigation line (GIRR). <p>All building elevations shall have a minimum portion of the elevation devoted to architectural features designed to provide articulation and variety. These features shall include, but are not limited to, windows, bays and offsetting walls that extend at least two feet (2'); recessed entrances; and changes in material types. Changes in material types shall have a minimum dimension of two feet (2') and minimum area of twenty-five (25) square feet.</p> <ul style="list-style-type: none"> • Main entrances, which are the primary point(s) of entry where the majority of building users will enter and leave, do not appear designed as an obvious entrance and focal point of the building through architectural treatment, lighting, and address identification. • The entry canopy over each door is the only design feature other than the doors themselves that which indicate it is the primary entrance. • There does not appear to be modulation along the facades of the buildings. • Roof forms have changed to include variety and detail when viewed from the street. Sloped roofs |

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| | | | <p>shall have a significant pitch. Flat roofs should include distinctive cornice treatments.</p> <p>Exterior building materials and finishes shall convey an impression of permanence and durability. Materials such as masonry, stone, stucco, wood, terra cotta, and tile are encouraged.</p> <ul style="list-style-type: none"> The buildings provide a variety of these materials. <p>Windows are required to allow views to exterior activity areas or vistas. Windows shall be provided on any building facing any common area used for children's recreation.</p> <ul style="list-style-type: none"> Residential units adjacent to 47th Street contain glazing. <p>Multiple Buildings On One Site: Development of multiple structures on one site shall comply with the requirements set forth in subsection <u>8-4C-4B</u>, "Multiple Nonresidential Structures On One Development Site", of this chapter.</p> |
| 8-4C-4 Special Provisions for Specific Non residential Development | DC | No compliance issues noted | Pathways throughout the development appear adequate. Terminal views consist of townhomes and their garages. Some landscaping is provided at the ends of long parking lot rows which will grow into the terminal view with maturity. |
| 8-4C-5 Prohibitions | DC | No compliance issues noted | There are no visible false fronts, prefabricated structures or prohibited materials proposed with this application. There is not any crushed colored rock/crushed tumble glass utilized on the site. |
| 8-4D Parking and Off Street Loading Provisions | | | |
| 8-4D-3 Parking Design and Improvement Standards | DC | No compliance issues noted | |
| 8-4D-4 Parking Use Standards | DC | No compliance issues noted | |
| 8-4D-5 Required Number of Off-Street Parking Spaces | DC | Compliant as conditioned | <p>Required Parking Total: 150 Provided Parking: 142</p> <p>Residential Parking Required: 120 Provided Parking: 120</p> <p>Guest Parking Required: 30 Guest Parking Provided: 21</p> <p>Deficient 9 guest parking spaces</p> <p>The application includes a parking waiver request which includes an analysis of multiple surrounding jurisdiction's</p> |

| | | | <p>parking requirements, Urban Land Institute, and UTI parking requirements for comparisons. Each residential unit includes a two-car garage, adequately filling the need for residential units. But the site is deficient 8 guest parking spaces, while still supplying 22 spaces. Additionally, 47th street could provide on-street parking, but code only allows for one of these spaces to count towards the minimum parking requirements. ACHD also could take away the ability for on-street parking.</p> <p>The parking waiver mentions ability for ride share, 3-bike/bike rentals, and e-scooters, however details have not been provided. Locations for such rentals are not identified on site plans.</p> <p>A condition has been drafted in the decision document to require a ride share parking space, e-bike parking facilities, and scooter parking facilities. Another condition has been drafted to allow for the 9 deficient parking spaces so long as these are provided.</p> <table border="1"> <thead> <tr> <th>Dwelling, multi-family</th> <th>Total Required Parking</th> <th>Required Within An Enclosed Garage</th> </tr> </thead> <tbody> <tr> <td>More than 1 bedroom</td> <td>2* 60 Units= 120</td> <td>1* 60 Units= 120</td> </tr> </tbody> </table> <p>For developments with more than 2 dwelling units there shall be 0.5 additional spaces/unit provided for guest parking.</p> <p>There is one bicycle space required for every 6 dwelling units necessitating 10 bicycle spaces.</p> <p>The application does not identify how many bicycle parking spaces are provided within the enclosed space. If the applicant intends on utilizing bicycle parking spaces as alternatives to on-site vehicular parking, a surplus beyond what is required by code is recommended.</p> | Dwelling, multi-family | Total Required Parking | Required Within An Enclosed Garage | More than 1 bedroom | 2* 60 Units= 120 | 1* 60 Units= 120 |
|--|------------------------|------------------------------------|--|------------------------|------------------------|------------------------------------|---------------------|------------------|------------------|
| Dwelling, multi-family | Total Required Parking | Required Within An Enclosed Garage | | | | | | | |
| More than 1 bedroom | 2* 60 Units= 120 | 1* 60 Units= 120 | | | | | | | |
| 8-4D-6 Standards for Alternatives to On Site Parking | DC | No compliance issues noted | A parking analysis has been requested for the reduction in guest parking. An enclosed bike storage location has been provided as an amenity. | | | | | | |
| 8-4E Transportation and Connectivity Provisions | | | | | | | | | |
| 8-4E-3 Public Street Connections | DC | Complaint as Conditioned | There is a general condition of approval requiring that all streets and driveways shall adhere to the standards of a clear vision triangle at all times. | | | | | | |
| 8-4E-4 Internal Circulation Standards | DC | No compliance issues noted | The drive is 20' or greater in width. | | | | | | |
| 8-4E-6 Sidewalk Standards | DC | No compliance issues noted | The existing sidewalk meets the provision: C. Detached sidewalks shall be required unless in conflict with a street plan adopted by the transit authority and/or the city or there is existing attached sidewalk on both sides adjacent to the <u>property</u> . | | | | | | |
| 8-4E-7 Pedestrian and Bicycle | DC | Compliant as conditioned | The pedestrian pathway throughout the development connects to the primary entrances of the residential dwelling units. | | | | | | |

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| Accessibility Standards | | | The pathway(s) shall be designed to connect to adjacent private property, trails, plazas, and open space areas. The property located at 306 E. 46th Street associated with DSRFY2022-0023 is adjacent to the property and coordination with the adjacent property owner will be required for those connections. |
| 8-4G Sustainable Development Provisions | | No compliance issues noted | <p>Late exhibit document submitted on January 31, 2023, resolves previous comments. Condition has been removed so long as development is built to provide features as identified in the checklist.</p> <p>An easily accessible area is provided for the collection and storage of recycling materials (1 Pt.)</p> <p>Two parking spaces are provided below the habitable space (1 pt. per space/ 2 pts per du).</p> <p>Drip irrigation system is proposed. (2 Pt.)</p> <p>Stormwater infiltration and retention system ins provided on site. (1 Pt.)</p> <p>Total: 6 per dwelling unit.</p> |
| 8-4H Flood Hazard | Planning Official | Complaint as Conditioned | The City highly encourages that the applicant build to the best available data identified in the FIS study due to the potential cost of flood insurance and safety concerns for the property. Should the applicant choose not to build above the base flood elevations identified in the FIS, the City will request that the applicant record a Flood Acknowledgement on the property. |
| 8-4I Landscaping and Tree Protection Provisions | | | |
| 8-4I-3 General Landscaping Standards and Irrigation Provisions | DRC | No compliance issues noted | |
| 8-4I-4 Landscaping Provisions for Specific Uses | DC | Compliant as conditioned | <p>A minimum of five percent (5%) of the gross site area shall be landscaped areas, excluding areas for setback or perimeter landscaping. Unknown square footage of landscaping.</p> <p>The landscape plans show that 16% of the site consists of landscaping, however, it includes the perimeter and setback area square footage. The applicant has stated that 10,696sqft, equal to 11.8% of the site is dedicated to landscaping (excluding perimeter/setback areas).</p> <p>A minimum of one class III or class II tree shall be planted in the frontage and every adjacent streetside. An additional class I tree shall be planted in the corresponding setback for every increment of fifty feet (50') of linear feet of frontage.</p> <p>47th Street Requirements (300LF): 7 Class II Street Trees Trees Provided: 7 Class II Street Keeper Honey Locust Trees</p> |

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| | | | <p><i>*The applicant should discuss with ACHD immediately regarding clear vision triangles adjacent to 47th Street and the proposed location of street trees.</i></p> <p>A minimum of one tree per one thousand (1,000) square feet of landscaped area and one shrub per one hundred fifty (150) square feet of landscaped area shall be planted. 15,016sqft of landscaping is provided. 15 trees & 100 shrubs required. Adequate trees and shrubs provided.</p> |
| 8-4I-5 Perimeter Landscaping Provisions | DC | Compliant as conditioned | <p>Perimeter landscaping is required along the common property line between a multi-family residential use and a single-family or two-family residential use or vacant single-family or two-family zoned property. Perimeter landscaping has been provided for on all sides of the property. However, the northern, and portions of the eastern property line do not include trees due to utilities. Grasses and shrubs have been provided for in these locations.</p> <p>A condition has been drafted to allow for the lack of required perimeter trees, so long as a mix of deciduous and evergreen screening plants are installed.</p> <p>Though there are Crabapple and Ornamental Pear trees proposed closer to the units fronts staff has concerns regarding privacy.</p> |
| 8-4I-6 Parking Lot Landscaping Provisions | DC | No compliance issues noted | Parking lot landscaping appears to be compliant with code. |
| 8-4I-7 Tree Preservation Provisions | DC | Compliant as conditioned | <p>A tree mitigation plan and certified arborist report will be required for the existing trees on site. Mitigation is required for all 4" caliper or greater healthy trees. Mitigation at a 1:1 ratio will be required.</p> <p>It has been conditioned to require proper mitigation either through on-site landscaping or the City's tree mitigation fund.</p> <p>Caliper inches that require mitigation: 179.75 Caliper inches provided: 140 Deficient 39.75 caliper inches</p> |
| 8-4L Open Space Provisions | | | |
| 8-4L-3 General Open Space Standards | DC | No compliance issues noted | Not enough information to review. |
| 8-4L-5 Open Space Standards for Multi-family Developments | DC | No compliance issues noted | <p>For any new multi-family development: A minimum of eighty (80) square feet of private, usable open space shall be provided for each unit. Documents submitted on January 11th show compliance.</p> <p>Common Open Space Requirements: Cover page sheet dr0.01 notes that 18,138sqft of common open space is provided when 15,200sqft is required.</p> |

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| | | | Common open space sheet dr1.12 shows what areas count towards the common open space calculations. |
| Title 8, Chapter 6, Article A: Administration | | | |
| 8-6A-3 General Application Process | | No compliance issues noted | The application was reviewed and considered complete within 30 days of submittal, a notice of application acceptance was issued to the applicant, and staff started processing the application. |
| 8-6A-4 Required Application Information | | | No application waivers requested pursuant to 8-6A-4A. |
| 8-6A-5 Administrative Process with Notice | | No compliance issues noted | <p>A notice of intent was sent to adjoining property owners within 300' and agencies with jurisdiction.</p> <p>If no objections are filed within 15 days, the Design Review Committee's decision shall be considered final.</p> <p>Objections will be heard by City Council following the public hearing provision set forth in section GCC 8-6A-7.</p> <p>Conditions of approval that are deemed necessary to protect the public health, safety, and welfare, and prevent undue adverse impacts on surrounding properties may be required.</p> |

| Other Items Reviewed | |
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| Plan/Policy | Discussion/ Analysis |
| Garden City Comprehensive Plan | <p>This application is in future land use designations of the Comprehensive Plan:</p> <ul style="list-style-type: none"> a) Mixed Use Commercial <p>The application may be supported by:</p> <p>Goal 1. Nurture the City</p> <ul style="list-style-type: none"> a.) 1.4 Objective: Create a premier destination place to live, work, and recreate. <p>Goal 2. Improve the City Image</p> <ul style="list-style-type: none"> a.) 2.3 Objective: Promote quality design and architecturally interesting buildings. b.) 2.4 Objective: Create a vision for the design of all streets and highways consistent with city's urban setting. <p>Goal 4. Emphasize the "Garden" in Garden City</p> <ul style="list-style-type: none"> a.) 4.3 Objective: Beautify streets, sidewalks and gateways with landscaping, trees, and public art. <p>Goal 7. Connect the City</p> <ul style="list-style-type: none"> a.) 7.4 Objective: Maintain and improve standards for sidewalks, curbs and gutters. <p>Goal 12. Evolve as a Destination</p> <ul style="list-style-type: none"> a.) 12.1 Objective: Support a positive business environment |

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| | <p>The application may not be supported by:</p> <p>Goal 2. Improve the City Image</p> <p>a.) 2.3 Objective: Promote quality design and architecturally interesting buildings.</p> <p>Goal 6. Diversity in Housing</p> <p>a.) 6.2 Objective: Continue to be a leader and set an example for the region in creating a diversity of housing.</p> <p>b.) 6.3.3 Action Step: Continue to explore opportunities that encourage mixed income housing in new developments.</p> |
| <p>Garden City Street Light Policy</p> | <p>A streetlight is installed along E. 47th Street in accordance with the policy.</p> <p>The streetlight appears to be located on the property. Plans for removal and/or relocation will need to be discussed with Public Works.</p> <p>The applicant has stated that they plan to maintain the current streetlight.</p> |



Figure 1: Fairview Acres Irrigation - Open Canal