

BEFORE THE CITY COUNCIL  
GARDEN CITY, ADA COUNTY, IDAHO

In the Matter of:	)	SUBFY2019-1
	)	
Extension Request	)	FINDINGS OF FACT,
3857 N. Reed Street	)	CONCLUSIONS OF LAW
Garden City, Ada County, Idaho	)	AND DECISION
_____	)	

THIS MATTER, came before the Garden City Council for consideration on January 27, 2020. The City Council reviewed the request. Based on the evidence presented, pursuant to Garden City Code § 8-6-A. 8 and 8-5B-6 (as amended in 2018 by Ordinance 1002-18), the City Council makes the following Findings of Fact, Conclusions of Law and Decision:

**FINDINGS OF FACT**

1. The requestor is Hannah Ball.
2. The property owner is WATERPARK ENTERPRISES, LLC.
3. The location of the project is 3857 N. Reed Street, Garden City, ID 83714; Ada County Parcels R2734520646 and R2734520044.
4. The application was approved for one year by City Council on March 11, 2019.
5. The City received a one-year extension request in writing on January 22, 2020 noting:
  - a. Recommendation for 12 months of ground water data to be collected.
6. The City Council considered request on January 27, 2020. Staff Jenah Thornborrow presented a staff report related to the request. Applicant, Hannah Ball noted the reason of Ada County Highway District's request of groundwater monitoring for one year for the need for the request. She also noted that the authorized agents for Waterpark Enterprises LLC are Richard Phillips, Hannah Ball, and Gregory Byron. Council Member Higgins moved to approve the request in accordance with the draft findings of fact, conclusions of law, and decision in the affirmative. Council Member Beaumont seconded. The motion passed unanimously.
7. The record contains:
  - a. Applicant request.

8. The following standards in the Garden City Code apply to this proposal:

Standards	Compliant	Conclusions
GCC 8-5B-6 Term of Subdivision Permit (as amended in 2018 by Ordinance 1002-18)	N/A	Not applicable with an extension approval.
GCC 8-6A-8 Expiration of Approvals (as amended in 2018 by Ordinance 1002-18)	Yes	<ol style="list-style-type: none"> <li>1. Good Cause exists for the request</li> <li>2. There has been no major change in the neighborhood, plans or policies that affect the compatibility of the project;</li> <li>3. The property appears to be compliant with codes and laws;</li> <li>4. It is in the City's best interest to grant the extension</li> </ol>


### CONCLUSIONS OF LAW

The City Council reviewed the application with regard to Garden City Code, Title 8, and concludes the application **does** meet the standards of approval under G.C.C. § 8-6-A.8.

### DECISION

WHEREFORE, based upon the foregoing Findings of Fact and Conclusions of Law contained herein, the Garden City Council does hereby **Approve** this request for an extension of the building permit.

1. Final decisions may be subject to judicial review pursuant to the Idaho Administrative Procedures Act, Chapter 65 Title 67 Idaho Code.
2. A takings analysis pursuant to Idaho Code may be requested on certain final decisions.

  
 \_\_\_\_\_  
 Mayor, John G. Evans

1-28-2020  
 \_\_\_\_\_  
 Date