

Agenda

Town of Leeds Town Council Tuesday, August 20, 2024

PUBLIC NOTICE is hereby given that the Town of Leeds Town Council will hold a SPECIAL SESSION PUBLIC MEETING on

Tuesday, August 20, 2024, at 7:00 PM at the Leeds Town Hall, 218 N. Main Street, Leeds, UT 84746.

If you are interested in participating remotely via Zoom, please contact Town Hall at 435-879-2447 or email the clerk@leedstown.org for Zoom details.

Special Session 7:00pm

- 1. Call to Order/Roll Call
- 2. Invocation
- 3. Pledge of Allegiance
- 4. Declaration of Abstentions or Conflicts
- 5. Consent Agenda:
 - a. Tonight's Agenda
- 6. Discussion and Possible Action Items:
 - a. Conditional Use Permit Application for WCWCD Pump House and Water Tank
- 7. Citizen Comments: No action may be taken on a matter raised under this agenda item. (Three minutes per person)
- 8. Adjournment

The Town of Leeds will provide reasonable accommodations for persons needing assistance to participate in this public meeting. Persons requesting assistance are asked to call the Leeds Town Hall at 435-879-2447 at least 24 hours prior to the meeting. The Town of Leeds is an equal opportunity provider and employer.

Certificate of Posting: The undersigned Clerk/Recorder does hereby certify that the above notice was posted on August 19, 2024, at these public places: **Leeds Town Hall, Leeds Post Office**, the **Utah Public Meeting Notice website** at https://www.utah.gov/pmn/, and the **Town of Leeds website** at https://www.leedstown.org.

My Michelle Rutherford, Town Clerk/Recorder

Town of Leeds

Town Council Meeting for Tuesday, August 20, 2024

Special Meeting 7:00pm

1. Call to Order: 7:02pm

ROLL CALL:	Present	<u>Absent</u>
MAYOR: BILL HOSTER	X	
COUNCILMEMBER: DANIELLE STIRLING		Х
COUNCILMEMBER: RON CUNDICK	-	X
COUNCILMEMBER: BRIAN HANSEN	X	Signature of the second second
COUNCILMEMBER: KOHL FURLEY	x	1
TOWN PLANNER: SCOTT MESSEL	x	3

- 2. Invocation: Mayor Hoster
- 3. Pledge of Allegiance
- 4. Declaration of Abstentions or Conflicts: None
- 5. Consent Agenda: with the addition of Invocation
 - a. Tonight's Agenda

Motion was made by Councilmember Hansen to Approve Tonight's Agenda, 2nd by Councilmember Furley. Motion Carries

ROLL CALL VOTE:	Yes	No	Abstain	Absent
MAYOR: BIII HOSTER	X			
COUNCILMEMBER: DANIELLE STIRLING	2	3 1 1 3		X
COUNCILMEMBER: RON CUNDICK		·		x
COUNCILMEMBER: BRIAN HANSEN	X	3 3	<u> </u>	
COUNCILMEMBER: KOHL FURLEY	x		P	
	·			

- 6. Discussion and Possible Action Items:
 - a. Conditional Use Permit Application for WCWCD Pump House and Water Tank

A Conditional Use Permit was received July 30, 2024 (**Attachment A**), the WCWCD made a presentation before the Planning Commission on August 7, 2024 and the Town Council was given a Recommendation of Approval with conditions.

Aaron Anderson with Bowen Collins and Randy Johnson with WCWCD presented to Town Council. Aaron Anderson used a Power Point Presentation to show Town Council what the Water Conservancy plans to build. Scott Messel helped explain to the Town Council what the conditions given by Planning Commission were. The Findings and Conditions submitted to Town Council are attached as **Attachment B**.

Mayor Hoster asked about the possible storage of vehicles. He was assured that the facility will not be used for storage of vehicles. Scott suggested that this be added to the conditions.

Mayor Hoster also asked about the amount of noise. He was assured that the block they are planning to use are insulated and the noise should be minimal.

Councilmember Hansen asked about the mitigation of water. Aaron Anderson explained that they are building the site accordingly. They are going to leave a culvert around the outside of the site for drainage and building up to avoid any flooding possibilities.

Mayor Hoster asked about lighting. Aaron Anderson explained that the only lights on the site will be controlled by switches and will only be on while the technicians are on site.

Councilmember Furley asked if Rocky Mountain Power will be adding a light on a pole that shows that the site has power? Is that something in their control? Aaron Anderson said they have no knowledge of a pole being put up. To his knowledge all the power will be underground.

Councilmember Furley asked if they will be adding barbed wire to the top of the block wall for security? Araon Anderson said they have no intention of adding any barbed wire.

Councilmember Furley asked what the total height of the perimeter wall will be? Randy Johnson showed the renderings and explained that the height of the wall will vary between 6-8 feet. There will be a false front to the 10 foot wall, so that the wall does not appear to be so large. The site will be raised up on the interior. The tank will only be 7 feet above ground and will be about 3 feet over the height of the wall.

Councilmember Furley asked why there aren't trees being added around the entire site? Randy Johnson explained that space is limited because of Road Right-a-ways and adjacent property boundaries. Scott Messel explained that the Planning Commission had addressed the issue and added a condition that if the trees died, they would be replaced by the WCWCD. Kohl had concerns about the number of trees and type. Randy Johnson explained that we could establish a minimum distance between trees. Councilmember Furley checked Google and found 8-18' is appropriate for planting Cottonwood trees. Not being experts, the town would like to defer to the landscape architect to design no less than 15 feet between trees.

Councilmember Furley made a motion to Approve the Conditional Use Permit Application with the conditions: the landscape will be adjusted for a maximum of 15' between each tree along Old Hwy 91, the materials will be approved by Planning Commission at the time of construction, no storage of vehicles, no 24 hour lighting, manual only. 2nd by Councilmember Hansen. Motion Carries.

ROLL CALL VOTE:	Yes	No	Abstain	Absent
MAYOR: BIII HOSTER	X			
COUNCILMEMBER: DANIELLE STIRLING	10	(3-3-11-5-2)	X 	X
COUNCILMEMBER: RON CUNDICK	<i>(</i> −−−−−)	1 0 11 11 1 1	()	X
COUNCILMEMBER: BRIAN HANSEN	X	3	-	
COUNCILMEMBER: KOHL FURLEY	X		2 	

Final Findings of Approval for the Conditional Use Permit Application – WCWCD will be **Attachment C** to these Minutes.

7. Citizen Comments: None

8. Adjournment: 7:36 pm

Approved this 25th Day of September, 2024.

ATTEST.

Michelle Rutherford, Clerk



218 NORTH MAIN STREET PO BOX 460879 LEEDS, UT 84746-0879

PHONE: 435-879-2447 FAX: 435-879-6905

E-mail: clerk@leedstown.org Website: www.leedstown.org

Attachment A

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CONDITIONAL USE PERMIT APPLICATION

APPLICANT INFORMATION:
Name: Washington County Water Conservancy District
Address: 533 E Waterworks Dr. , St. George, UT 84770
Phone: Home: N/A Work: Cell:
Email Address: randy@wcwcd.gov Randy Johnson
List nature of business or use applying for: Pump Station and Water Storage Tank Operations within Leeds community.
Property to be used for the following purposes: Property purchased by WCWCD will be used for future pump station and water storage tank operations. Water will be boosted from Quail Creek Water Treatment Plant to the Cottam Well system to provide additional potable water to communities of Toquerville, Virgin, La Verkin and Hurricane. Water will be available to Leeds community for purchase if the town decides to do so at a future date. Attached are a plat map, photoshop renderings, and 90% Design drawings for the site. 90% Design drawings also include pump station design that will be built on Quail Creek Water Treatment plant site.
Legal description of property, (give exact legal description & include: Lot, Block, Subdivision and Tract) Subdivision: HAROLD FURROW MINOR (L) Lot: 1 DESCRIBED AS:BEGINNING AT A POINT S89°55'40"W 360.07 FEET ALONG THE SECTION LINE AND SOUTH 378.64 FEET FROM THE NORTHWEST CORNER OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER (NE1/4NE1/4) OF SECTION 13, T41S, R14W, SLB8CM, RUNNING THENCE S44°53'31"W 200.00 FEET TO THE NORTHEAST RIGHT OF WAY LINE OF RED CLIFFS ROAD, A 55.00 FOOT WIDE PUBLIC ROADWAY, AS SHOWN AND DEDICATED ON THE "RECORD OF SURVEY PLAT FURROW MINOR SUBDIVISION' FILED AS RECORDED #707664 IN THE OFFICE OF THE WASHINGTON COUNTY RECORDER; THENCE N43°03'26"W 228.26 FEET ALONG SAID NORTHEAST RIGHT OF WAY LINE TO THE BOUNDARY OF SAID SUBDIVISION; THENCE ALONG SAID SUBDIVISION BOUNDARY THE FOLLOWING TWO (2) COURSES: N59°02'04"E 4.95 FEET; THENCE S71°34'20"E 31.20 FEET; THENCE N37°58'03"W 47.68 FEET MORE OR LESS TO THE SOUTHEASTERLY RIGHT OF WAY LINE OF OLD HIGHWAY 91 (LEEDS MAIN STREET); THENCE N41°17'46"E 176.76 FEET ALONG SAID RIGHT OF WAY LINE; THENCE S43°03'26"E 257.54 FEET TO THE POINT OF BEGINNING. (DOC 20230029805) Property Tax ID# L-HFM-1-B-2 The property is situated: (Street address or exterior boundaries of area petitioned for change by streets, alley, property lines, etc.) Near the intersection of Red Cliffs Road and Old Highway 91 in Leeds.
Attach a plot plan, drawn to scale, of the property involved showing the location of all existing buildings and plans and descriptions of he proposed use of the property with plans for all proposed buildings:
 Prepare site plans/elevations. Show existing/proposed buildings Include other pertinent information

WHEN A CONDITIONAL USE PERMIT IS GRANTED SUBJECT TO CONDITIONS, SUCH CONDITIONAL USE PERMIT DOES NOT BECOME EFFECTIVE UNTIL SUCH TIME AS THOSE CONDITIONS HAVE BEEN MET.

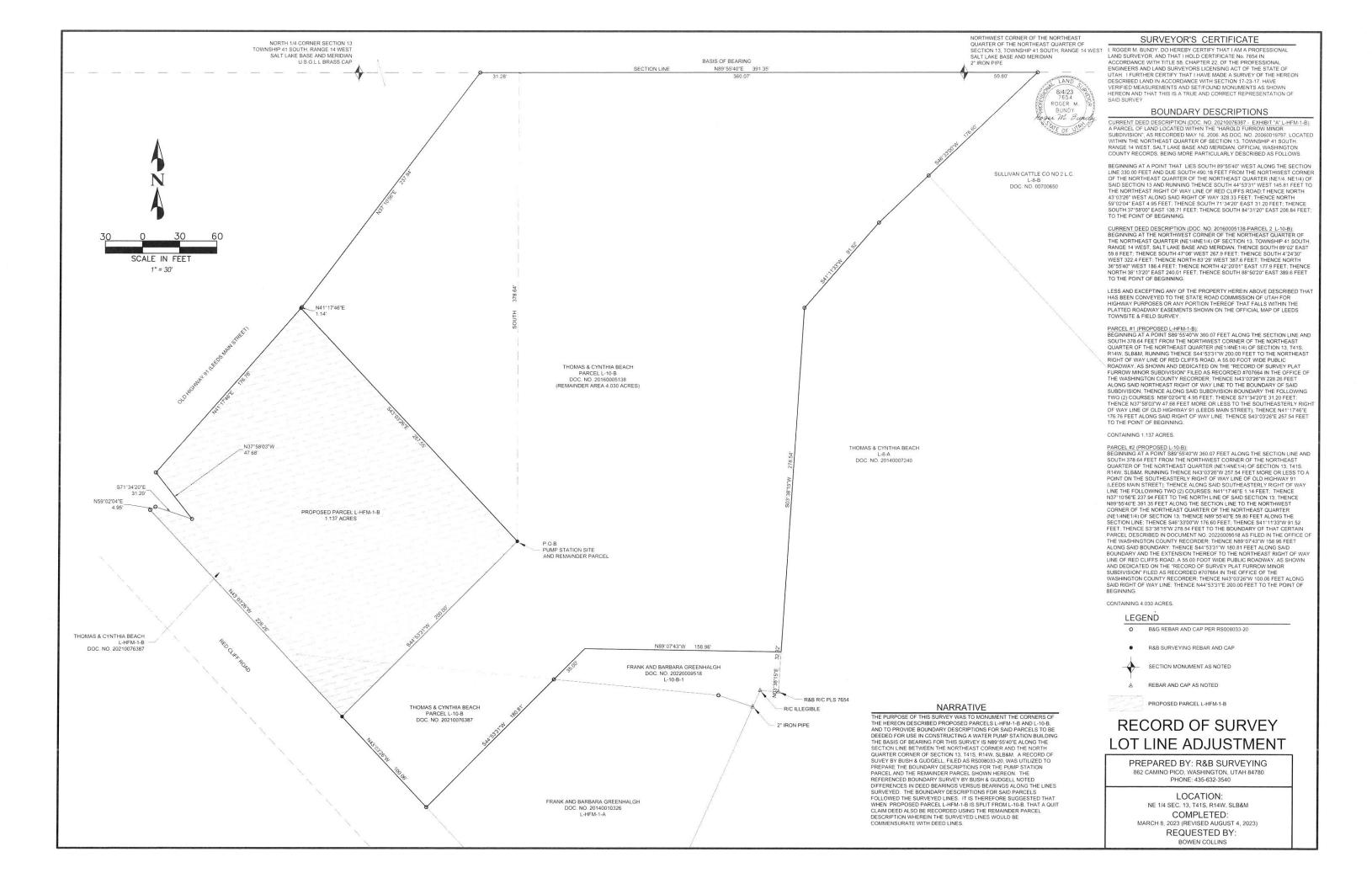
The applicant has the ability and intention to utilize said CONDITIONAL USE PERMIT within twelve (12) months from date of final approval; and the applicant understands that this CONDITIONAL USE PERMIT, if granted, becomes null and void and of no effect if unused within twelve (12) months from the date of filing of the application; or if any time after granting, the use is discontinued for a

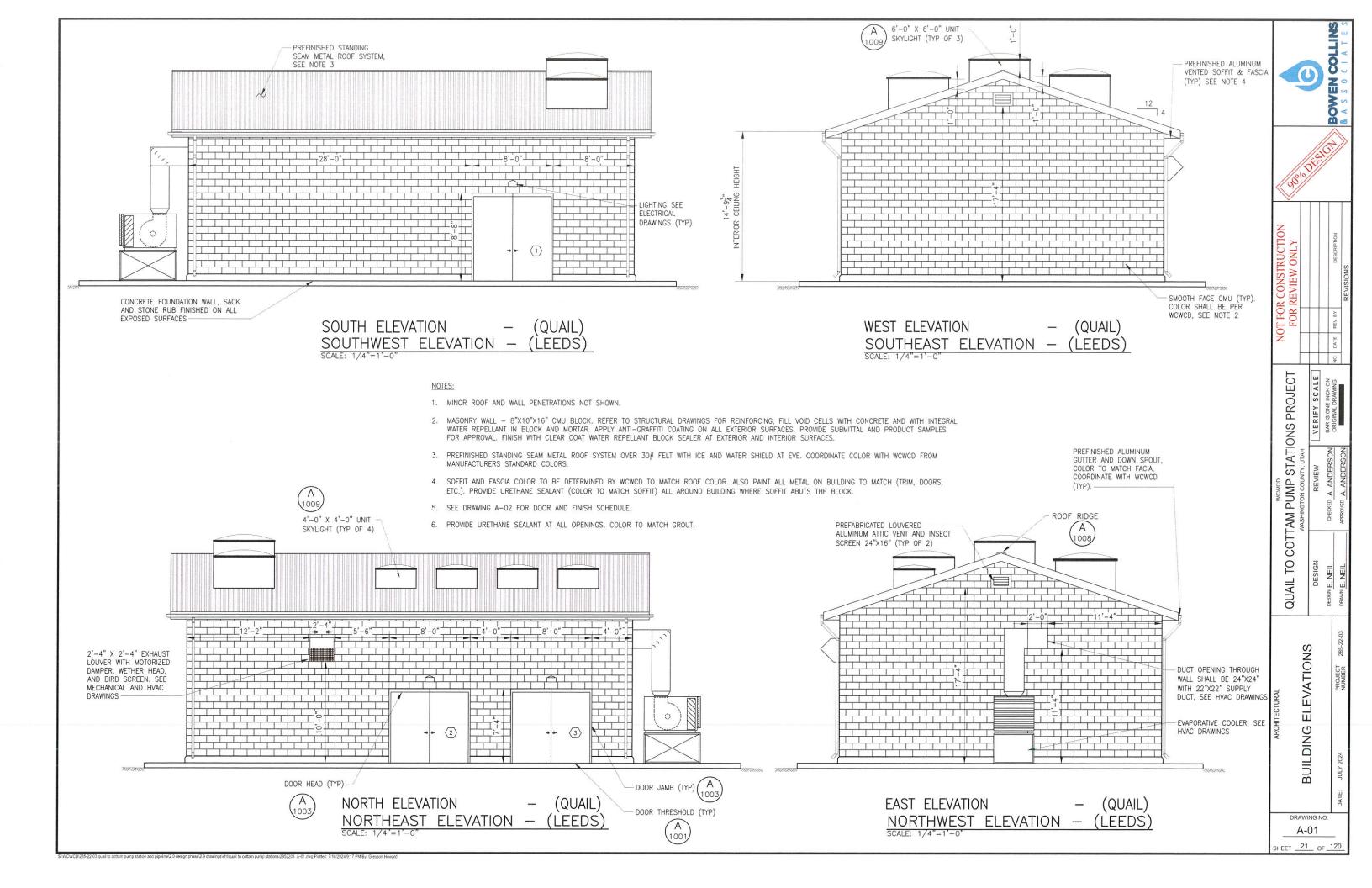
period of twelve (12) months; or if the property is sold or developed by someone other than the applicant.

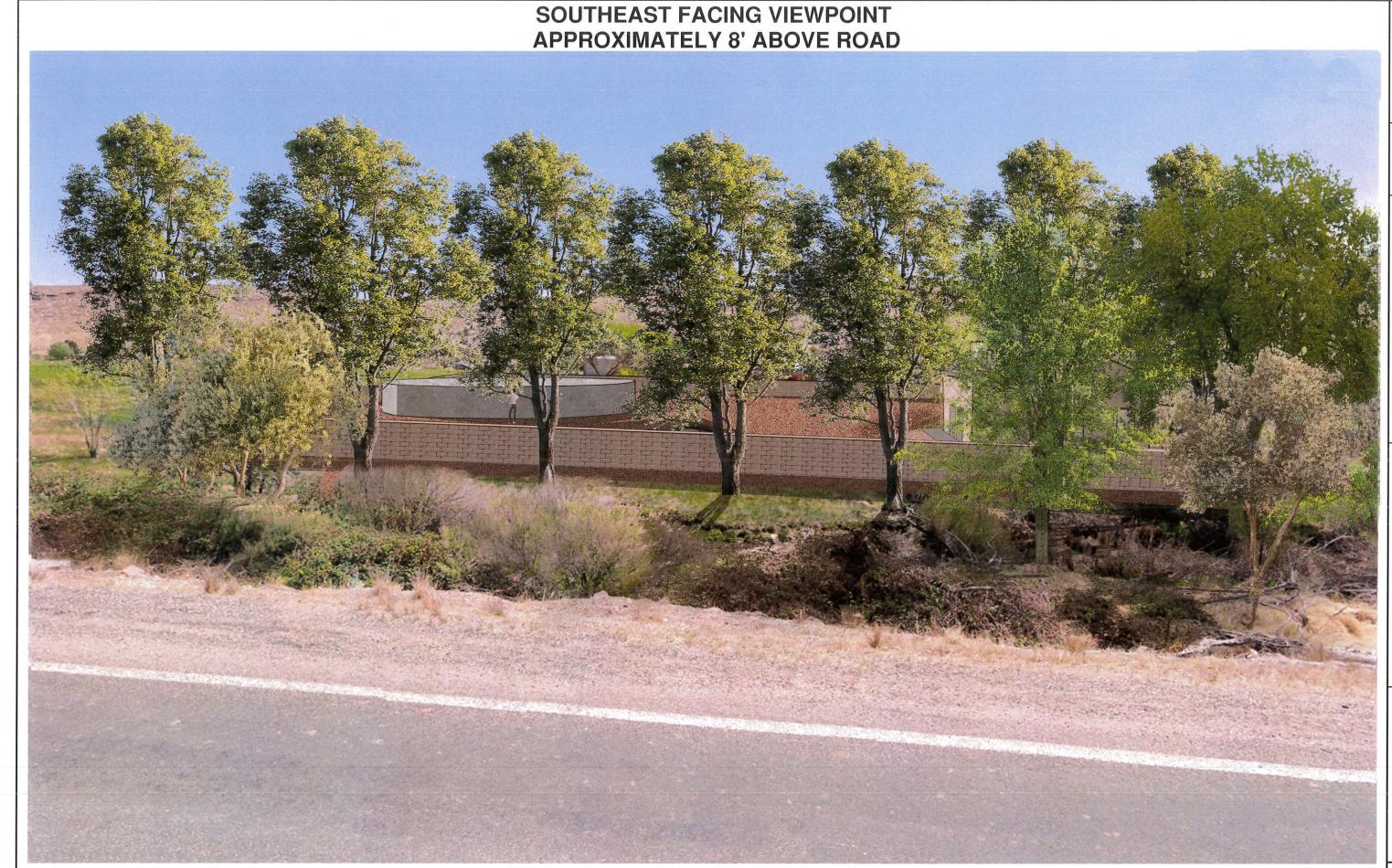


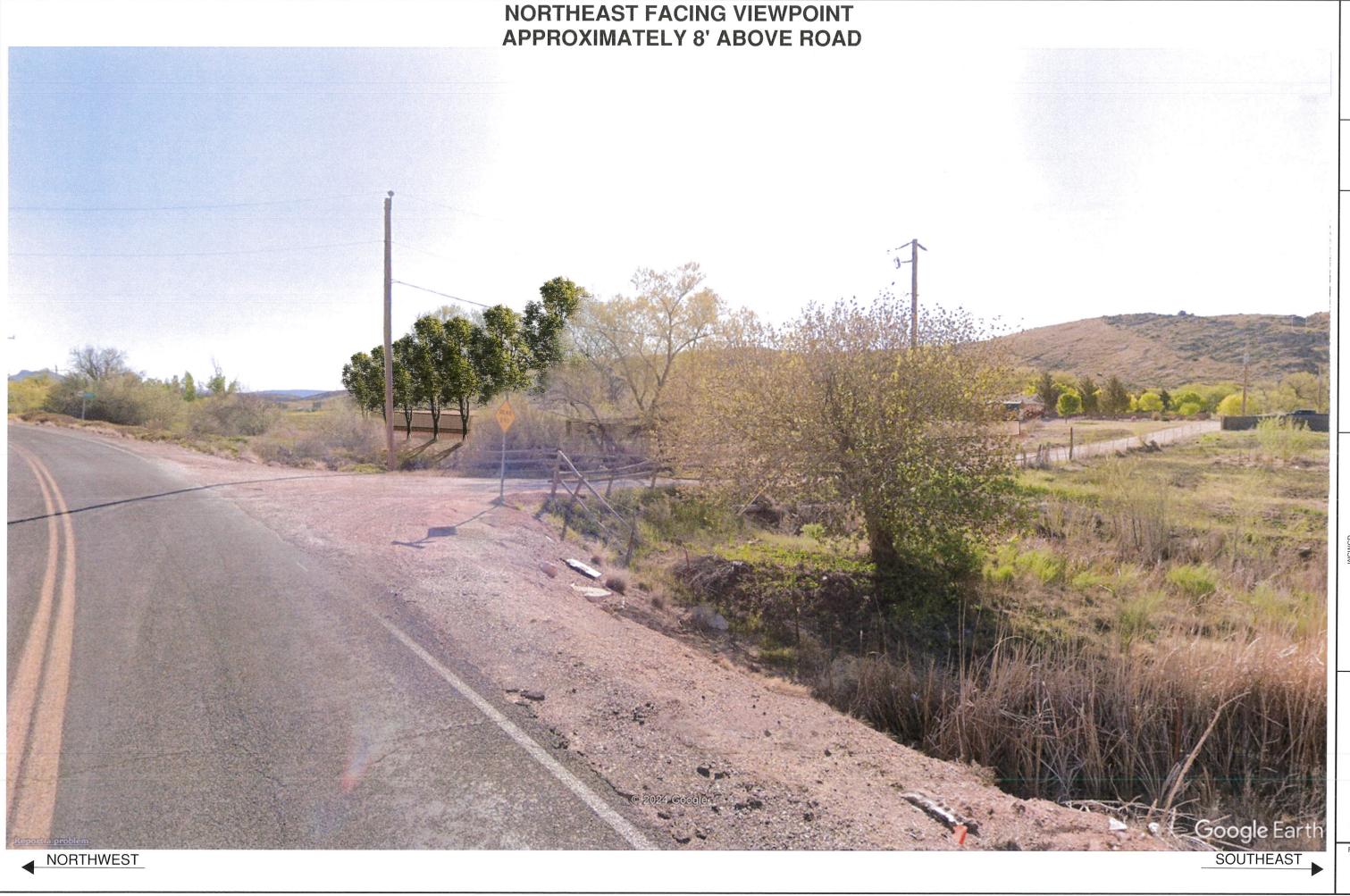
*NOTE - A CONDITIONAL USE PERMIT does not eliminate the necessity of obtaining a Building Permit or Business License. A Building Permit is required for construction of all buildings in the project.

Are there any deed restriction affecting the use of the property involved? Give expiration date of restrictions. None
Have all requirements in section 7.9.1 of Land-Use Ord 2008-04 been met? Is this a Sexually Oriented Business? (if yes, Addendum for Sexually Oriented Business) Yes No
Applicants Signature 533 E Waterworks Dr. 5t. George Address Phone #
T IS REQUIRED THAT THE APPLICANT SUBMIT STAMPED ADDRESSED ENVELOPES FOR ALL PROPERTY OWNERS WITHIN 300 FT OF THE AFFECTED PROPERTY.
Town of Leeds Use Only
Application reviewed by: Position:
The Town of Leeds Planning Commission recommended: Approval Denial to the Leeds Town Council on
The Town Council of Leeds: Approved Denied this Conditional Use Permit on:
The applicant is hereby authorized to establish the requested use in accordance with the attached site plan subject to the following conditions:
Mayor, Town of Leeds Date ATTEST:
Clerk/Recorder, Town of Leeds Date









OLD HWY 91 PERSPECTIVE

QUAIL TO COTTAM
PUMP STATION & PIPELINE

BOWEN COLLINS

FIGURE NO. 2

Red Cliffs Road PERSPECTIVE

QUAIL TO COTTAM
PUMP STATION & PIPELINE

BOWEN COLLINS

& A S S O C L A T E S



Town of Leeds

Findings of Approval for the Conditional Use Permit Application - WCWCD

Applicants/Owners: Washington County Water Conservancy District

Location: NE Corner of Old Highway 91 and Red Cliffs Rd, Leeds, UT Subject: Pump Station and Water Storage Tank Operations within Leeds

Parcel Number: L-HFM-1-B-2

Current Zone: R-R-1 (Rural Residential 1 acre lot)

Description:

The Washington County Water Conservancy District has applied for a conditional use permit for the Pump Station and Water Storage Tank Operations within Leeds community. Property purchased by WCWCD will be used for a pump station and water storage tank operations. Water will be boosted from Quail Creek Water Treatment Plant to the Cottam Well system to provide additional water to communities of Toquerville, Virgin, LaVerkin, and Hurricane. Water will be available to Leeds community for purchase if the town decides to do so at a future date. As parcel # L-HFM-1-B-2 is property of the WCWCD, they are the sole landowner included in the permit application. The applicants would like to start the project by October 15, 2024. The project itself will take approximately 1 year to complete.

Recommendation:

Planning Commission has reviewed the requested conditional use permit for the proposed Pump Station and Water Storage Tank Operation and would recommend the Town Council approve the request, based on the following findings and conditions:

- 1. Public utilities are conditional use in the R-R-1 (Rural Residential 1 acre lot) zone.
- 2. The proposal meets the requirements of the Town of Leeds Codes.
- 3. The proposal meets the applicable Utah State Codes.
- 4. Outdoor lighting shall be restricted to manually switched lights above the doors for maintenance workers.
- 5. The Landscaping used to obscure the site are to be maintained and replaced by WCWCD whenever necessary due to irrigation issues.
- 6. The exterior finish on the building be a split face block, the exterior wall be of the same material, and that the exterior of the tank be colored. Colors would be determined at the time of construction, after being provided with samples by the Conservancy, but before materials are purchased.
- 7. Samples of the metal roof will be provided to Planning Commission to approve color at the time of construction, but before materials are purchased.

Attachment 1:	Area Map	
PLANNING C	OMMISION APPROVED ON	THIS 7 th DAY OF AUGUST, 2024
TOWN COUN	ICIL APPROVED ON THIS _	DAY OF AUGUST, 2024
Bill Hoster, Ma	ayor	•
ATTEST:		
Michelle Ruth	erford, Clerk/Recorder	

Town of Leeds

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Recommendation:

Planning Commission has reviewed the requested conditional use permit for the proposed Pump Station and Water Storage Tank Operation and would recommend the Town Council approve the request, based on the following findings and conditions:

- 1. Public utilities are conditional use in the R-R-1 (Rural Residential 1 acre lot) zone.
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- 7. Samples of the metal roof will be provided to Planning Commission to approve color at the time of construction, but before materials are purchased.

Attachment 1: Area Map

PLANNING COMMISION APPROVED ON THIS 7th DAY OF AUGUST, 2024

Motion:

Councilmember Furley made a motion to approve the Conditional Use Permit for the WCWCD Pump Station and Water Storage Tank Operation, based on the following findings and conditions:

- 1. Public utilities are conditional use in the R-R-1 (Rural Residential 1 acre lot) zone.
- 2. The proposal meets the requirements of the Town of Leeds Codes.
- 3. The proposal meets the applicable Utah State Codes.

- 4. Outdoor lighting shall be restricted to manually switched lights above the doors for maintenance workers.
- 5. The Landscaping used to obscure the site are to be maintained and replaced by WCWCD whenever necessary due to irrigation issues.
- 6. The exterior finish on the building be a split face block, the exterior wall be of the same material, and that the exterior of the tank be colored. Colors would be determined at the time of construction, after being provided with samples by the Conservancy, but before materials are purchased.
- 7. Samples of the metal roof will be provided to Planning Commission to approve color at the time of construction, but before materials are purchased.
- 8. Site shall not be used as a storage yard for trucks or other equipment. Storage being defined as more than 30 consecutive days.
- 9. Cottonwood trees shall be planted no further than 15 feet from each other along the entire west wall of the structure.

TOWN COUNCIL APPROVED ON THIS 20th DAY OF AUGUST, 2024

Bill Hoster, Mayor

ATTEST:

Michelle Rutherford, Clerk/Recorder