

March 15, 2021

Mayor Bradshaw and City Councilors City of Ketchum Ketchum, Idaho

Mayor Bradshaw and City Councilors:

Recommendation to Hold a Public Hearing and Approve the Stevens-Wood Lot Line Shift Application

Recommendation and Summary

Staff recommends the Ketchum City Council hold a public hearing and approve the Stevens-Wood Lot Line Shift application to

Recommended Motion: "I move to approve the Stevens-Wood Lot Line Shift: Lots 19AA & 4A of Block 1, Sun Valley Subdivision 1st Addition, with conditions of approval 1-8."

The reasons for the recommendation are as follows:

- This application proposes to reconfigure three existing properties to form two amended lots within an existing low-density residential neighborhood.
- The request to reconfigure three properties to form two amended lots meets all applicable standards for Readjustment of Lot Lines contained in Ketchum Municipal Code's (KMC) Subdivision (Title 16) and Zoning (Title 17) regulations.
- The application meets the standards required for the Readjustment of Lot Lines procedure. See the draft Findings of Fact, Conclusions of Law, and Decision (Attachment B).

Analysis

In 2019 Haley and Travis Stevens, owners of 314 River Run Drive in the Limited Residential (LR) zoning district split their lot, which contains their owner-occupied single-family home, into two: 314 and 316 River Run Dr. 314 River Run Dr. is where the single-family home is located and 316 River Run became a new, vacant, parcel 9,117 square feet in size. Julie Ann and Robert Shawn Wood own 1317 Warm Springs Road and 1317 Warm Spring Road's backyard abuts the rear yard of undeveloped 316 River Run Drive. The Woods have entered into an agreement to purchase a portion of 316 River Run Dr. (4,559 square feet), with the Stevens retaining the remaining square footage (4,558 square feet) and adding back into 314 River Run Dr. As such, this Lot Line Shift (Readjustment of Lot Lines) applications reconfigures three (3) lots into (2).

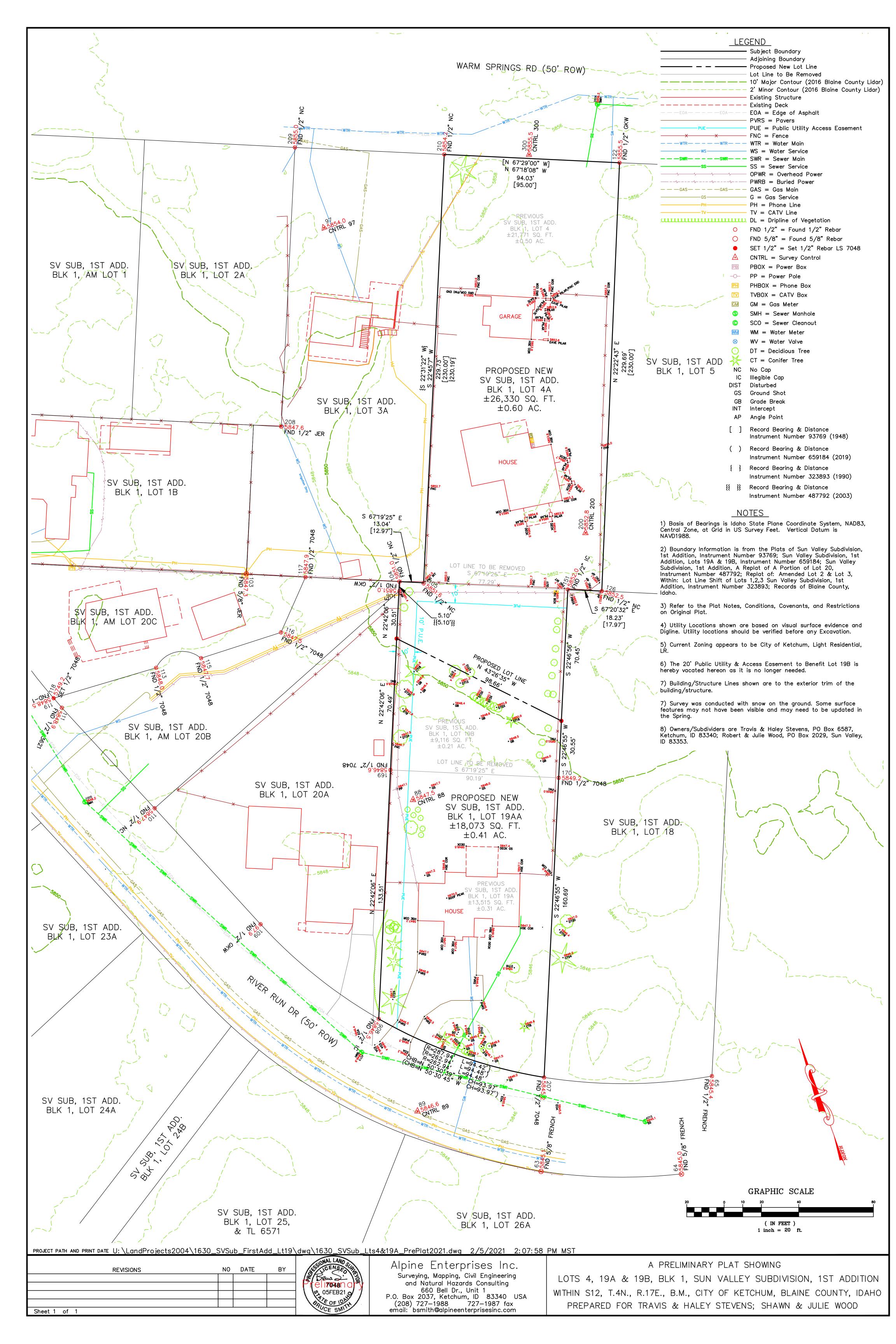
Financial Impact

No financial impact as the application proposes to reconfigure three lots within a residential neighborhood.

Attachments:

- A. Preliminary Plat
- B. Draft Findings of Fact, Conclusions of Law, and Decision
- C. Lot Line Shift Application

Attachment A. Preliminary Plat



Attachment B. Draft Findings of Fact, Conclusions of Law, and Decision



IN RE:

)
Stevens-Wood Lot Line Shift

) KETCHUM CITY COUNCIL

Lot Line Shift (Readjustment of Lot Lines)

Date: March 15, 2021

) DECISION

)
File Number: P21-016

)

Findings Regarding Application Filed

PROJECT: Stevens-Wood Lot Line Shift

APPLICATION TYPE: Lot Line Shift (Readjustment of Lot Lines)

FILE NUMBER: P21-016

OWNERS: Haley and Travis Stevens (of 314 River Run, Lot 19A, Sun Valley Sub 1st Add. and 316

River Run, Lot 19B, Sun Valley Sub 1st Add.) and Julie Ann and Robert Shawn Wood (of

1317 Warm Springs Road, Lot 4, Sun Valley Sub 1st Add.)

REPRESENTATIVE: Bruce Smith, Alpine Enterprises

REQUEST: Readjustment of Lot Lines (Lot Line Shift) to absolve the platted lot addressed 316 River

Run, with the square footage being allocated to 314 Run and 1317 Warm Springs Road

LOCATION: 314 River Run (Lot 19A, Sun Valley Sub 1st Add.), 316 River Run (Lot 19B, Sun Valley

Sub 1st Add.) and 1317 Warm Springs Road (Lot 4, Sun Valley Sub 1st Add.)

NOTICE: A public hearing notice was mailed to all property owners within 300 feet of the project

site and political subdivisions on February 24th, 2021. The public hearing notice was

published in the Idaho Mountain Express on February 24th, 2021.

ZONING: Limited Residential (LR) Zoning District

OVERLAY: None

Findings Regarding Application Filed

This Lot Line Shift application, submitted by Alpine Enterprises on behalf of property owners Travis and Haley Stevens and Julie Ann and Robert Shawn Wood, proposes to reconfigure the lot lines between 19A, 19B, and 4 of Sun Valley Subdivision First Addition to create Lot 4A and Lot 19AA. Lot 19B, which is located in between Lot19A and Lot 4 will be absolved, with the square footage of Lot 19B being allocated to Lot 19A and Lot 4. The former Lot 19A was 13,515 square feet in size and Lot 19AA will be 18,073 square feet in size. Former Lot 4 was 21,771 square feet in size and Lot 4AA will be 26,330 square feet in size. Lots 19AA and 4A are developed with existing homes.

Both of the amended lots within Cliffhanger Subdivision will comply with the 9,000-square-foot minimum lot area required in the LR Zone. The existing homes will comply with the dimensional standards required in the LR Zone as sited on amended Lots 19AA and 4A.

Findings Regarding Readjustment of Lot Lines (KMC §16.04.060)

Consistent with Ketchum Municipal Code (KMC) §16.04.020, the proposal meets the definition of Readjustment of Lot Lines because: (1) Lots 19AA and 4A comply with the dimensional standards required for properties located within the City's Limited Residential (LR) Zoning District, (2) the two existing homes will comply with the dimensional standards required in the LR Zone as sited on Lots 19AA and 4A, and (3) the proposal does not create additional lots or dwelling units.

Readjustment of Lot Lines: A change or modification of the boundary lines between existing lots or parcels of land or between dwelling units which does not reduce the area, frontage, width, depth or building setback lines of each lot below the minimum zoning requirements and which does not create additional lots or dwelling units. "Readjustment of Lot Lines" includes other minor changes to a subdivision, condominium, or townhouse plat such as, but not limited to, notation changes, boundary shifts and removal of lot line(s), each of which do not reduce the area, frontage, width, depth or building setback lines of each lot below the minimum zoning requirements nor create additional lots or dwelling units (KMC §16.04.020).

Consistent with KMC §16.04.060.B, the Readjustment of Lot Lines application was transmitted to City Departments including the City Engineer, Fire, Building, Utilities, and Streets departments for review. As specified in Condition of Approval #2, the amended plat map shall meet all governing ordinances, requirements, and regulations of the Fire Department (2018 International Fire Code and local Fire Protection Ordinance No.1125), Building Department (2018 International Building Code, the 2018 International Residential Code, and Title 15 of Ketchum Municipal Code), Utilities Department, Street Department (Title 12 of Ketchum Municipal Code), and the City Engineer.

All land, condominium, and townhouse subdivisions within the City of Ketchum are subject to the standards contained in Ketchum Municipal Code, Title 16, Subdivision Regulations. Pursuant to KMC §16.04.010.D, the change or modification of boundary lines, whether or not any additional lot is created, shall comply with these regulations. Many subdivision standards are related to the design and construction of multiple new lots that will form new blocks and infrastructure, such as streets that will be dedicated and maintained by the City. The standards for certain improvements (KMC §16.04.040), including street, sanitary sewage disposal, and planting strip improvements, are not applicable to the subject project as the application proposes to reconfigure three properties to form two lots within an existing residential neighborhood. As conditioned, Lots 19AA and 4A of Block 1, Sun Valley Subdivision 1st Addition, meet the standards for Readjustment of Lot Lines under Title 16 of Ketchum Municipal Code.

Table 1: Findings Regarding Contents of Final Plat and Subdivision Design & Development Requirements

Findings Regarding Contents of Final Plat and Subdivision Design & Development Requirements								
Compliant		Standards and Council Findings						
		16.04.030.K	Contents Of Final Plat: The final plat shall be drawn at such a scale and contain such lettering as to enable same to be placed upon sheets of eighteen inch by twenty four inch (18" x 24") Mylar paper with no part of the drawing nearer to the edge than one-half inch (1/2"), and shall be in conformance with the provisions of title 50, chapter 13, Idaho Code. The reverse side of such sheet shall not be used for any portion of the drawing, but may contain written matter as to dedications, certificates, signatures, and other information. The contents of the final plat shall include all items required under title 50, chapter 13, Idaho Code, and also shall include the following:					

	1		Council	The final plat mylar paper shall be prepared following Ketchum City Council review and approval
			Findings	of the lot line shift application and shall meet these standards.
\boxtimes			16.04.030.K.1	Point of beginning of subdivision description tied to at least two (2) governmental survey corners, or in lieu of government survey corners, to monuments recognized by the city engineer.
			Council Findings	As conditioned, this standard shall be met. The final plat mylar shall show a minimum of two Blaine County Survey Control Monuments with ties to the property. The Survey Control Monuments shall be clearly identified on the face of the map.
\boxtimes			16.04.030.K.2	
		Location and description of monuments.		As conditioned, this standard shall be met. The final plat mylar shall show the location and
			16.04.030.K.3	Tract boundary lines, property lines, lot lines, street right of way lines and centerlines, other rights of way and easement lines, building envelopes as required on the preliminary plat, lot area of each lot, boundaries of floodplain and floodway and avalanche district, all with bearings, accurate dimensions in feet and decimals, in degrees and minutes and radii, arcs, central angles, tangents and chord lengths of all curves to the above accuracy.
			Council Findings	The plat map indicates the Warm Springs Road and River Run Drive rights-of-way, proposed lot lines, lot areas, and other requirements of this standard.
				As conditioned, this standard shall be met. The final plat mylar shall show tract boundary lines, property lines, lot lines, street right of way lines and centerlines, other rights of way and easement lines, building envelopes as required on the preliminary plat, areas of each lot, all with bearings, accurate dimensions in feet and decimals, in degrees and minutes and radii, arcs, central angles, tangents and chord lengths of all curves to the above accuracy.
\boxtimes			16.04.030.K.4	Names and locations of all adjoining subdivisions.
			Council Findings	All adjacent properties are part of Sun Valley Subdivision, 1st Addition, and are labeled as such.
\boxtimes			16.04.030.K.5	Name and right of way width of each street and other public rights of way.
			Council Findings	This standard has been met. The plat map indicates both River Run Drive (50' width) and Warm Springs Road (60' width).
\boxtimes			16.04.030.K.6	Location, dimension and purpose of all easements, public or private.
			Council Findings	As conditioned, this standard shall be met. The plat indicates the Idaho Power Company Easement recorded as Instrument No. 650575. The final plat shall include the location and dimension of all easements.
		\boxtimes	16.04.030.K.7	The blocks numbered consecutively throughout each block.
			Council Findings	N/A. This lot line application reconfigures three existing properties to form two lots within an existing residential neighborhood and does not create a new block.
			16.04.030.K.8	The outline of any property, other than a street, alley or easement, which is offered for dedication to public use, fully dimensioned by distances and bearings with the area marked "Dedicated to the City of Ketchum for Public Use", together with any other descriptive language with regard to the precise nature of the use of the land so dedicated.
			Council Findings	N/A as no dedications of this type have been proposed.
			16.04.030.K.9	The title, which shall include the name of the subdivision, the name of the city, if appropriate, county and state, and the location and description of the subdivision referenced to section, township, range.
			Council Findings	This standard has been met.
\boxtimes			16.04.030.K.10	Scale, north arrow and date.
	<u> </u>	<u> </u>		This standard has been met.
			16.04.030.K.11	Location, width, and names of all existing or dedicated streets and other public ways within or adjacent to the proposed subdivision
			Council Findings	This standard has been met. River Run Drive and Warm springs Road are indicated on the subdivision plat map.

		\boxtimes	16.04.030.K.12	A provision in the owner's certificate referencing the county recorder's instrument number
				where the condominium declaration(s) and/or articles of incorporation of homeowners' association governing the subdivision are recorded.
			Council	
			Findings	This standard is not applicable.
\boxtimes			16.04.030.K.13	Certificate by registered engineer or surveyor preparing the map certifying to the accuracy of
				surveying plat.
			Council	As conditioned, this standard will be met prior to recordation of the final plat. The signature block
			Findings	page shall include the surveyor's certification.
\boxtimes			16.04.030.K.14	A current title report of all property contained within the plat.
		Council This standard has been met. A title report and warranty deeds were submitted for t Findings		This standard has been met. A title report and warranty deeds were submitted for the properties.
\boxtimes			16.04.030.K.15	Certification of owner(s) of record and all holders of security interest(s) of record with regard to such property.
			Council	As conditioned, this standard will be met prior to recordation of the final plat. The signature block
			Findings	page shall include a certificate of ownership and associated acknowledgement from all owners
				and holders of security interest with regard to the subject property, which shall be signed
				following Ketchum City Council review and approval of the application and prior to recordation of
				the final plat.
\boxtimes			16.04.030.K.16	Certification and signature of engineer (surveyor) verifying that the subdivision and design
				standards meet all city requirements.
			Council	As conditioned, this standard will be met prior to recordation of the final plat. The signature block
			Findings	page shall include the certification and signature of the surveyor verifying that the subdivision and
				design standards meet all City requirements.
\boxtimes			16.04.030.K.17	Certification and signature of the city engineer verifying that the subdivision and design
			C	standards meet all city requirements.
			Council	As conditioned, this standard will be met prior to recordation of the final plat. The signature block
			Findings	page shall include the City Engineer's approval and verification that the subdivision and design
			46.04.030 1/ 40	standards meet all City requirements.
\boxtimes			16.04.030.K.18	Certification and signature of the city clerk of the city of Ketchum verifying that the subdivision
			Council	has been approved by the council.
			Council	As conditioned, this standard will be met prior to recordation of the final plat. The signature block
			Findings	page shall include the certification and signature of the City Clerk verifying the subdivision has
			16 04 020 K 10	been approved by City Council. Notation of any additional restrictions imposed by the council on the development of such
		\boxtimes	16.04.030.K.19	subdivision to provide for the public health, safety and welfare.
			Council	This standard is not applicable as this application reconfigures three existing properties to form
			Findings	two lots within an existing residential neighborhood. No additional restrictions are necessary to
			Tillulligs	provide for the public health, safety, and welfare.
\boxtimes			16.04.030.L	Final Plat Copies: Both a hard copy and a digital copy of the final plat shall be filed with the
			2010 1100012	administrator prior to being placed upon the Council's agenda. A digital copy of the final plat as
				approved by the council and signed by the city clerk shall be filed with the administrator and
				retained by the city. The. Applicant shall also provide the city with a digital copy of the
				recorded document with its assigned legal instrument number.
			Council	This standard has been met.
			Findings	
		\boxtimes	16.04.040.A	Required Improvements: The improvements set forth in this section shall be shown on the
_		<u>- N</u>		preliminary plat and installed prior to approval of the final plat. Construction design plans shall
				be submitted and approved by the city engineer. All such improvements shall be in accordance
				with the comprehensive plan and constructed in compliance with construction standard
				specifications adopted by the city.
			Council	This standard is not applicable as this application proposes to reconfigure three existing properties
			Findings	to form two lots within a low-density residential neighborhood. No improvements are required or
				proposed.
		\boxtimes	16.04.040.B	Improvement Plans: Prior to approval of final plat by the Council, the subdivider shall file two
				(2) copies with the city engineer, and the city engineer shall approve construction plans for all
				improvements required in the proposed subdivision. Such plans shall be prepared by a civil
				engineer licensed in the state.
			Council	This standard is not applicable as this application proposes to reconfigure three existing lots
			Findings	within a low-density residential neighborhood. No improvements are required or proposed.

			16.04.040.C	Performance Bond: Prior to final plat approval, the subdivider shall have previously constructed
		\boxtimes	10.04.040.0	all required improvements and secured a certificate of completion from the city engineer.
				However, in cases where the required improvements cannot be constructed due to weather,
				factors beyond the control of the subdivider, or other conditions as determined acceptable at
				the sole discretion of the city, the city council may accept, in lieu of any or all of the required
				improvements, a performance bond filed with the city clerk to ensure actual construction of the
				required improvements as submitted and approved. Such performance bond shall be issued in
				an amount not less than one hundred fifty percent (150%) of the estimated costs of
				improvements as determined by the city engineer. In the event the improvements are not
				constructed within the time allowed by the city council (which shall be two years or less,
				depending upon the individual circumstances), the council may order the improvements
				installed at the expense of the subdivider and the surety. In the event the cost of installing the
				required improvements exceeds the amount of the bond, the subdivider shall be liable to the
				city for additional costs. The amount that the cost of installing the required improvements
				exceeds the amount of the performance bond shall automatically become a lien upon any and
				all property within the subdivision owned by the owner and/or subdivider.
			Council	The Utilities Department has required that water and sewer services, which were extended from
			Findings	the main lines to former lot 19B, must be cut and capped as these services will not be utilized since
				Lot 19B is being absolved by this Readjustment of Lot Lines.
				Don't a sister with a state of the state of
				Due to winter weather, the applicant has submitted a performance bond for 150% of the amount
				of the cost to cut and cap the services.
				The performance bond in the amount of \$5,775 will be released upon completion of the work.
		\boxtimes	16.04.040.D	As Built Drawing: Prior to acceptance by the city council of any improvements installed by the
				subdivider, two (2) sets of as built plans and specifications, certified by the subdivider's
				engineer, shall be filed with the city engineer. Within ten (10) days after completion of
				improvements and submission of as built drawings, the city engineer shall certify the
				completion of the improvements and the acceptance of the improvements, and shall submit a
				copy of such certification to the administrator and the subdivider. If a performance bond has
				been filed, the administrator shall forward a copy of the certification to the city clerk.
				Thereafter, the city clerk shall release the performance bond upon application by the
				subdivider.
			Council	This standard is not applicable as this application proposes to reconfigure three existing properties
			Findings	within a low-density residential neighborhood. No improvements are required or proposed.
\boxtimes			16.04.040.E	Monumentation: Following completion of construction of the required improvements and prior
				to certification of completion by the city engineer, certain land survey monuments shall be
				reset or verified by the subdivider's engineer or surveyor to still be in place. These monuments shall have the size, shape, and type of material as shown on the subdivision plat. The
				monuments shall be located as follows:
				1. All angle points in the exterior boundary of the plat.
				2. All street intersections, points within and adjacent to the final plat.
				3. All street corner lines ending at boundary line of final plat.
				4. All angle points and points of curves on all streets.
				5. The point of beginning of the subdivision plat description.
			Council	The applicant shall meet the required monumentation standards prior to recordation of the final
	 		Findings	plat.
\boxtimes			16.04.040.F	Lot Requirements:
				1. Lot size, width, depth, shape and orientation and minimum building setback lines shall be in
				compliance with the zoning district in which the property is located and compatible with the location of the subdivision and the type of development, and preserve solar access to adjacent
				properties and buildings.
				2. Whenever a proposed subdivision contains lot(s), in whole or in part, within the floodplain,
				or which contains land with a slope in excess of twenty five percent (25%), based upon natural
				contours, or creates corner lots at the intersection of two (2) or more streets, building
				envelopes shall be shown for the lot(s) so affected on the preliminary and final plats. The
				building envelopes shall be located in a manner designed to promote harmonious development
				of structures, minimize congestion of structures, and provide open space and solar access for
				each lot and structure. Also, building envelopes shall be located to promote access to the lots
				and maintenance of public utilities, to minimize cut and fill for roads and building foundations,
i	Ì	I		and minimize adverse impact upon environment, watercourses and topographical features.

	Council Findings 16.04.040.G	Structures may only be built on buildable lots. Lots shall only be created that meet the definition of "lot, buildable" in section 16.04.020 of this chapter. Building envelopes shall be established outside of hillsides of twenty five percent (25%) and greater and outside of the floodway. A waiver to this standard may only be considered for the following: a. For lot line shifts of parcels that are entirely within slopes of twenty five percent (25%) or greater to create a reasonable building envelope, and mountain overlay design review standards and all other city requirements are met. b. For small, isolated pockets of twenty five percent (25%) or greater that are found to be in compliance with the purposes and standards of the mountain overlay district and this section. 3. Corner lots outside of the original Ketchum Townsite shall have a property line curve or corner of a minimum radius of twenty five feet (25') unless a longer radius is required to serve an existing or future use. 4. Side lot lines shall be within twenty degrees (20°) to a right angle or radial line to the street line. 5. Double frontage lots shall not be created. A planting strip shall be provided along the boundary line of lots adjacent to arterial streets or incompatible zoning districts. 6. Every lot in a subdivision shall have a minimum of twenty feet (20') of frontage on a dedicated public street or legal access via an easement of twenty feet (20') or greater in width. Easement shall be recorded in the office of the Blaine County recorder prior to or in conjunction with recordation of the final plat. Minimum lot sizes in all cases shall be reversed frontage lot(s). 5. Standards #4-6 have been met as the lot size, width, shape, and building setback lines will comply with the dimensional standards required in the LR Zone. Standards #2 and #3 are not applicable. Standards #4-6 have been met. G. Block Requirements: The length, width and shape of blocks within a proposed subdivision shall conform to the following requirements: 1. No b
	Carrail	streets.
	Council Findings	N/A. This project will reconfigure three existing properties to form two new lots within an existing low-density residential neighborhood. This application does not create a new block.
	16.04.040.H	Street Improvement Requirements: 1. The arrangement, character, extent, width, grade and location of all streets put in the proposed subdivision shall conform to the comprehensive plan and shall be considered in their relation to existing and planned streets, topography, public convenience and safety, and the proposed uses of the land; 2. All streets shall be constructed to meet or exceed the criteria and standards set forth in chapter 12.04 of this code, and all other applicable ordinances, resolutions or regulations of the city or any other governmental entity having jurisdiction, now existing or adopted, amended or codified; 3. Where a subdivision abuts or contains an existing or proposed arterial street, railroad or limited access highway right of way, the council may require a frontage street, planting strip, or similar design features; 4. Streets may be required to provide access to adjoining lands and provide proper traffic circulation through existing or future neighborhoods; 5. Street grades shall not be less than three-tenths percent (0.3%) and not more than seven percent (7%) so as to provide safe movement of traffic and emergency vehicles in all weather and to provide for adequate drainage and snow plowing; 6. In general, partial dedications shall not be permitted, however, the council may accept a partial street dedication when such a street forms a boundary of the proposed subdivision and is deemed necessary for the orderly development of the neighborhood, and provided the council finds it practical to require the dedication of the remainder of the right of way when the

			adjoining property is subdivided. When a partial street exists adjoining the proposed subdivision, the remainder of the right of way shall be dedicated;
			7. Dead end streets may be permitted only when such street terminates at the boundary of a
			subdivision and is necessary for the development of the subdivision or the future development of the adjacent property. When such a dead end street serves more than two (2) lots, a
			temporary turnaround easement shall be provided, which easement shall revert to the
			adjacent lots when the street is extended;
			8. A cul-de-sac, court or similar type street shall be permitted only when necessary to the
			development of the subdivision, and provided, that no such street shall have a maximum length
			greater than four hundred feet (400') from entrance to center of turnaround, and all cul-de-sacs shall have a minimum turnaround radius of sixty feet (60') at the property line and not less than
			forty five feet (45') at the curb line;
			9. Streets shall be planned to intersect as nearly as possible at right angles, but in no event at
			less than seventy degrees (70°);
			10. Where any street deflects an angle of ten degrees (10°) or more, a connecting curve shall be
			required having a minimum centerline radius of three hundred feet (300') for arterial and collector streets, and one hundred twenty five feet (125') for minor streets;
			11. Streets with centerline offsets of less than one hundred twenty five feet (125') shall be
			prohibited;
			12. A tangent of at least one hundred feet (100') long shall be introduced between reverse
			curves on arterial and collector streets;
			13. Proposed streets which are a continuation of an existing street shall be given the same names as the existing street. All new street names shall not duplicate or be confused with the
			names of existing streets within Blaine County, Idaho. The subdivider shall obtain approval of
			all street names within the proposed subdivision from the County Assessor's office before
			submitting same to council for preliminary plat approval;
			14. Street alignment design shall follow natural terrain contours to result in safe streets, usable
			lots, and minimum cuts and fills; 15. Street patterns of residential areas shall be designed to create areas free of through traffic,
			but readily accessible to adjacent collector and arterial streets;
			16. Reserve planting strips controlling access to public streets shall be permitted under
			conditions specified and shown on the final plat, and all landscaping and irrigation systems
			shall be installed as required improvements by the subdivider; 17. In general, the centerline of a street shall coincide with the centerline of the street right of
			way, and all crosswalk markings shall be installed by the subdivider as a required improvement;
			18. Street lighting shall be required consistent with adopted city standards and where
			designated shall be installed by the subdivider as a requirement improvement;
			19. Private streets may be allowed upon recommendation by the commission and approval by
			the Council. Private streets shall be constructed to meet the design standards specified in subsection H2 of this section and chapter 12.04 of this code;
			20. Street signs shall be installed by the subdivider as a required improvement of a type and
			design approved by the Administrator and shall be consistent with the type and design of
			existing street signs elsewhere in the City;
			21. Whenever a proposed subdivision requires construction of a new bridge, or will create
			substantial additional traffic which will require construction of a new bridge or improvement of an existing bridge, such construction or improvement shall be a required improvement by the
			subdivider. Such construction or improvement shall be in accordance with adopted standard
			specifications;
			22. Sidewalks, curbs and gutters shall be required consistent with adopted city standards and
			where designated shall be a required improvement installed by the subdivider; 23. Gates are prohibited on private roads and parking access/entranceways, private driveways
			accessing more than one single-family dwelling unit and one accessory dwelling unit, and public
			rights-of-way unless approved by the City Council; and
			24. No new public or private streets or flag lots associated with a proposed subdivision (land,
			planned unit development, townhouse, condominium) are permitted to be developed on
		Council	parcels within the Avalanche Zone. This standard is not applicable. This project will reconfigure three existing properties to form two
		Findings	new lots within an existing low-density residential neighborhood. This proposal does not create a
		_	new street, private road, or bridge.
	\boxtimes	16.04.040.I	Alley Improvement Requirements: Alleys shall be provided in, commercial and light industrial
 <u> </u>			zoning districts. The width of an alley shall be not less than twenty feet (20'). Alley intersections

		Council	and sharp changes in alignment shall be avoided, but where necessary, corners shall be provided to permit safe vehicular movement. Dead end alleys shall be permitted only within the original Ketchum Townsite and only after due consideration of the interests of the owners of property adjacent to the dead-end alley including, but not limited to, the provision of fire protection, snow removal and trash collection services to such properties. Improvement of alleys shall be done by the subdivider as required improvement and in conformance with design standards specified in subsection H2 of this section. This standard is not applicable. This project will reconfigure three existing properties to form two
		Findings	amended lots within an existing low-density residential neighborhood. Alleys are not required within residential neighborhoods.
		Council Findings	Required Easements: Easements, as set forth in this subsection, shall be required for location of utilities and other public services, to provide adequate pedestrian circulation and access to public waterways and lands. 1. A public utility easement at least ten feet (10') in width shall be required within the street right-of-way boundaries of all private streets. A public utility easement at least five feet (5') in width shall be required within property boundaries adjacent to Warm Springs Road and within any other property boundary as determined by the City Engineer to be necessary for the provision of adequate public utilities. 2. Where a subdivision contains or borders on a watercourse, drainageway, channel or stream, an easement shall be required of sufficient width to contain such watercourse and provide access for private maintenance and/or reconstruction of such watercourse. 3. All subdivisions which border the Big Wood River, Trail Creek and Warm Springs Creek shall dedicate a ten foot (10') fish and nature study easement along the riverbank. Furthermore, the Council shall require, in appropriate areas, an easement providing access through the subdivision to the bank as a sportsman's access. These easement requirements are minimum standards, and in appropriate cases where a subdivision abuts a portion of the river adjacent to an existing pedestrian easement, the Council may require an extension of that easement along the portion of the riverbank which runs through the proposed subdivision. 4. All subdivisions which border on the Big Wood River, Trail Creek and Warm Springs Creek shall dedicate a twenty five foot (25') scenic easement upon which no permanent structure shall be built in order to protect the natural vegetation and wildlife along the riverbank and to protect structures from damage or loss due to riverbank erosion. 5. No ditch, pipe or structure for irrigation water or irrigation wastewater shall be constructed, rerouted or changed in the course of planning for or constructing required
			with this plat action since Lot 19B is being absolved. All other existing easements remain in effect.
		16.04.040.K Council Findings	Sanitary Sewage Disposal Improvements: Central sanitary sewer systems shall be installed in all subdivisions and connected to the Ketchum sewage treatment system as a required improvement by the subdivider. Construction plans and specifications for central sanitary sewer extension shall be prepared by the subdivider and approved by the City Engineer, Council and Idaho Health Department prior to final plat approval. In the event that the sanitary sewage system of a subdivision cannot connect to the existing public sewage system, alternative provisions for sewage disposal in accordance with the requirements of the Idaho Department of Health and the Council may be constructed on a temporary basis until such time as connection to the public sewage system is possible. In considering such alternative provisions, the Council may require an increase in the minimum lot size and may impose any other reasonable requirements which it deems necessary to protect public health, safety and welfare. The sewer service in place for Lot 19B is required to be cut and capped since lot 19B is being absolved via this plat action; a bond is in place to ensure completion of the cut and cap action.
	\bowtie	16.04.040.L	Water System Improvements: A central domestic water distribution system shall be installed in all subdivisions by the subdivider as a required improvement. The subdivider shall also be

	Council Findings 16.04.040.M	required to locate and install an adequate number of fire hydrants within the proposed subdivision according to specifications and requirements of the City under the supervision of the Ketchum Fire Department and other regulatory agencies having jurisdiction. Furthermore, the central water system shall have sufficient flow for domestic use and adequate fire flow. All such water systems installed shall be looped extensions, and no dead end systems shall be permitted. All water systems shall be connected to the Municipal water system and shall meet the standards of the following agencies: Idaho Department of Public Health, Idaho Survey and Rating Bureau, District Sanitarian, Idaho State Public Utilities Commission, Idaho Department of Reclamation, and all requirements of the City. The water service in place for Lot 19B is required to be cut and capped since Lot 19B is being absolved via this plat action; a bond is in place to ensure completion of the cut and cap action. Planting Strip Improvements: Planting strips shall be required improvements. When a predominantly residential subdivision is proposed for land adjoining incompatible uses or features such as highways, railroads, commercial or light industrial districts or off street parking areas, the subdivider shall provide planting strips to screen the view of such incompatible
		features. The subdivider shall submit a landscaping plan for such planting strip with the
	Council	preliminary plat application, and the landscaping shall be a required improvement. This standard is not applicable. This project will reconfigure three existing properties to form two
	Findings	This standard is not applicable. This project will reconfigure three existing properties to form two amended lots within an existing low-density residential neighborhood. This neighborhood does
]	not adjoin incompatible uses, such as highways or commercial districts. Planting strip
_	46.04.050.51	improvements are not required for this project.
	16.04.040.N	Cuts, Fills, And Grading Improvements: Proposed subdivisions shall be carefully planned to be compatible with natural topography, soil conditions, geology and hydrology of the site, as well as to minimize cuts, fills, alterations of topography, streams, drainage channels, and disruption of soils and vegetation. The design criteria shall include the following: 1. A preliminary soil report prepared by a qualified engineer may be required by the commission and/or Council as part of the preliminary plat application. 2. Preliminary grading plan prepared by a civil engineer shall be submitted as part of all preliminary plat applications. Such plan shall contain the following information: a. Proposed contours at a maximum of five foot (5') contour intervals. b. Cut and fill banks in pad elevations. c. Drainage patterns. d. Areas where trees and/or natural vegetation will be preserved. e. Location of all street and utility improvements including driveways to building envelopes. f. Any other information which may reasonably be required by the Administrator, commission or Council to adequately review the affect of the proposed improvements. 3. Grading shall be designed to blend with natural landforms and to minimize the necessity of padding or terracing of building sites, excavation for foundations, and minimize the necessity of cuts and fills for streets and driveways. 4. Areas within a subdivision which are not well suited for development because of existing soil conditions, steepness of slope, geology or hydrology shall be allocated for open space for the benefit of future property owners within the subdivision. 5. Where existing soils and vegetation are disrupted by subdivision development, provision shall be made by the subdivider for revegetation of disturbed areas with perennial vegetation sufficient to stabilize the soil upon completion of the construction. Until such times as such revegetation has been installed and established, the subdivider shall maintain and protect all disturbed surfaces from ero
		c. Cut slopes shall be no steeper than two horizontal to one vertical (2:1). Subsurface drainage shall be provided as necessary for stability. d. Fill slopes shall be no steeper than three horizontal to one vertical (3:1). Neither cut nor fill slopes shall be located on natural slopes of three to one (3:1) or steeper, or

	1		1	
				where fill slope toes out within twelve feet (12') horizontally of the top and existing or
				planned cut slope.
				e. Toes of cut and fill slopes shall be set back from property boundaries a distance of
				three feet (3'), plus one-fifth (1/5) of the height of the cut or the fill, but may not
				exceed a horizontal distance of ten feet (10'); tops and toes of cut and fill slopes shall
				be set back from structures at a distance of at least six feet (6'), plus one-fifth (1/5) of
				the height of the cut or the fill. Additional setback distances shall be provided as
				necessary to accommodate drainage features and drainage structures.
			Council	This standard is not applicable. This project will reconfigure three existing properties to form two
			Findings	lots within an existing low-density residential neighborhood. Cuts, fills, and grading improvements
			Tillulings	are not required or proposed with this project.
			16.04.040.O	
		\boxtimes	16.04.040.0	Drainage Improvements: The subdivider shall submit with the preliminary plat application such
				maps, profiles, and other data prepared by an engineer to indicate the proper drainage of the
				surface water to natural drainage courses or storm drains, existing or proposed. The location
				and width of the natural drainage courses shall be shown as an easement common to all
				owners within the subdivision and the City on the preliminary and final plat. All natural
				drainage courses shall be left undisturbed or be improved in a manner that will increase the
				operating efficiency of the channel without overloading its capacity. An adequate storm and
				surface drainage system shall be a required improvement in all subdivisions and shall be
				installed by the subdivider. Culverts shall be required where all water or drainage courses
				intersect with streets, driveways or improved public easements and shall extend across and
				under the entire improved width including shoulders.
			Council	This standard is not applicable. This project will reconfigure three existing properties to form two
			Findings	lots within an existing low-density residential neighborhood. Drainage improvements are not
			ugs	required or proposed with this project.
		\boxtimes	16.04.040.P	Utilities: In addition to the terms mentioned in this section, all utilities including, but not
			10.04.040.P	limited to, electricity, natural gas, telephone and cable services shall be installed underground
				as a required improvement by the subdivider. Adequate provision for expansion of such
				services within the subdivision or to adjacent lands including installation of conduit pipe across
				and underneath streets shall be installed by the subdivider prior to construction of street
				improvements.
			Council	This standard is not applicable. This project will reconfigure three existing properties to form two
			Findings	lots within an existing low-density residential neighborhood. Utility improvements are not
				required or proposed with this project.
		\boxtimes	16.04.040.Q	Off Site Improvements: Where the off site impact of a proposed subdivision is found by the
_	_		,	commission or Council to create substantial additional traffic, improvements to alleviate that
				impact may be required of the subdivider prior to final plat approval, including, but not limited
				to, bridges, intersections, roads, traffic control devices, water mains and facilities, and sewer
				mains and facilities.
			Council	
				This standard is not applicable. This project will reconfigure three existing properties to form two
			Findings	lots within an existing low-density residential neighborhood. Off-site improvements are not
<u> </u>	_	<u> </u>		required or proposed with this project.
		\boxtimes	16.04.040.R	Avalanche And Mountain Overlay: All improvements and plats (land, planned unit
				development, townhouse, condominium) created pursuant to this chapter shall comply with
				City of Ketchum Avalanche Zone District and Mountain Overlay Zoning District requirements as
				set forth in Title 17 of this Code.
			Council	This standard is not applicable as the property is not located in the Avalanche Zone or Mountain
			Findings	Overlay.
		\boxtimes	16.04.040.S	Existing natural features which enhance the attractiveness of the subdivision and community,
				such as mature trees, watercourses, rock outcroppings, established shrub masses and historic
				areas, shall be preserved through design of the subdivision.
			Council	
				This standard is not applicable. This project will reconfigure three existing properties to form two
			Findings	lots within an existing low-density residential neighborhood.
				1

CONCLUSIONS OF LAW

- 1. The City of Ketchum is a municipal corporation established in accordance with Article XII of the Constitution of the State of Idaho and Title 50 Idaho Code and is required and has exercised its authority pursuant to the Local Land Use Planning Act codified at Chapter 65 of Title 67 Idaho Code and pursuant to Chapters 3, 9 and 13 of Title 50 Idaho Code to enact the ordinances and regulations, which ordinances are codified in the Ketchum City Code ("KMC") and are identified in the Findings of Fact and which are herein restated as Conclusions of Law by this reference and which city ordinances govern the applicant's application for the development and use of the project site.
- 2. The Council has authority to hear the applicant's Lot Line Shift Application pursuant to Chapter 16.04 of Ketchum Code Title 16.
- 3. The City of Ketchum Planning Department provided adequate notice for the review of this application.
- 4. The Lot Line Shift (Readjustment of Lot Lines) application is governed under Sections 16.04.010, 16.04.020, 16.04.030, and 16.04.060 of Ketchum Municipal Code Chapter 16.04.
- 5. As conditioned, the proposed Lot Line Shift meets the standards for approval under Title 16 of Ketchum Municipal Code.

DECISION

THEREFORE, the Ketchum City Council **approves** the Stevens-Wood Readjustment of Lot Lines this Monday, March 15th, 2021 subject to the following conditions:

CONDITIONS OF APPROVAL

- 1. The fire apparatus access easement indicated on the plat for Sun Valley Sub 1st Addition, Lots 19A and 19B, recorded under instrument number 659184 with Blaine County, has been removed as part of this Lot Line Shift application and plat. The easement was previously in place to serve the development parcel lot 19B. As such, if any future development is proposed in the rear yards of Lot 4A or 19AA an alternative fire apparatus access will be required to be established.
- 2. The water and sewer services installed to serve former lot 19B must be cut and capped at the mains; the bond in the amount of \$5,775 shall not be released until the work to cut and cap the services has been completed.
- 3. The amended plat mylar shall meet all conditions specified in Table 1: Findings Regarding Contents of Final Plat and Subdivision Design & Development Requirements.
- 4. The amended subdivision plat shall meet all governing ordinances, requirements, and regulations of the Fire Department (2018 International Fire Code), Building Department (2018 International Building Code, the 2018 International Residential Code, and Title 15 of Ketchum Municipal Code), Utilities Department, Street Department (Title 12 of Ketchum Municipal Code), and the City Engineer.
- 5. The recorded plat shall show a minimum of two Blaine County Survey Control Monuments with ties to the property and an inverse between the two monuments. The Survey Control Monuments shall be clearly identified on the face of the map.
- 6. An electronic CAD file shall be submitted to the City of Ketchum prior to final plat signature by the City Clerk. The electronic CAD file shall be submitted to the Blaine County Recorder's office concurrent with the recording of the Plat containing the following minimum data:
 - a. Line work delineating all parcels and roadways on a CAD layer/level designated as "parcel";
 - b. Line work delineating all roadway centerlines on a CAD layer/level designated as "road"; and,
 - c. Line work that reflects the ties and inverses for the Survey Control Monuments shown on the face of the Plat shall be shown on a CAD layer/level designated as "control"; and,

- d. All information within the electronic file shall be oriented and scaled to Grid per the Idaho State Plane Coordinate System, Central Zone, NAD1983 (1992), U.S. Survey Feet, using the Blaine County Survey Control Network. Electronic CAD files shall be submitted in a ".dwg", ".dgn" or ".shp" format and shall be submitted digitally to the City on a compact disc. When the endpoints of the lines submitted are indicated as coincidental with another line, the CAD line endpoints shall be separated by no greater than 0.0001 drawing units.
- 7. The final plat mylar shall contain all items required under Title 50, Chapter 13, Idaho Code as well as all items required pursuant to KMC §16.04.030J including certificates and signatures.
- 8. The applicant shall provide a copy of the recorded final plat to the Planning and Building Department for the project record.

Findings of Fact **adopted** this 15th day of March 2021

	Neil Bradshaw, Mayor	
Katrin Sharp, Interim City Clerk		

Attachment C. Lot Line Shift Application



City of Ketchum Planning & Building



OFFIC	IAL USE ONLY
File Numb	erp21-016
Date Rece	ive2-8-21
By: M	
Fee Paid:	142500
Approved	Date:
Denied Da	ite:
By:	***************************************

Lot Line Shift Application

OWNER INFORMATION
Owner Name: Travis & Haley Stevens; Shawn & Julie Wood
Mailing Address: PO Box 6578, Ketchum, ID 83340; PO Box 2029, Sun Valley, ID 83353
Phone: PLEASE CONTACT BRUGS AT ALPINE
Email: HALEY VERENEE HOTMAIL. COM SUALUN & RS WOODCONSTRUCTION, COM
PROJECT INFORMATION
Name of Proposed Plat: Lot 4A & Lot 19 AA, Block 1, Sun Valley Subd., 1st Addition
Representative of Owner: Bruce Smrth, PLS, Alpine Enterprises Inc.
Phone: (20%) 727 - 1988
Mailing Address: PD Box 2037, Ketchum, ID 83340
Email: bsmite@alpinecenterprises inc. com
Legal Land Description: Lot 4 & Lot 19 A & LOT 19B, Diock 1, Sun Valley Subd. 1st Addition
Project Address: 314 River Run Dr., Ketchum, ID 83340, 1317 Warm Springs Rd., Ketchum, ID 83340
Number of Lots: 3 14TO Z Number of Units: 0.Z
Total Land Area in Square Feet: 18,073+ 26,330 = 44,403 Current Zoning District: LR, Limited Residential
Overlay District:
Easements to be Dedicated on the Final Plat (Describe Briefly):
JUST EXISTING PUBLIC UTILITIES
VACATING THE LOT 19 FIRE TRUCK ACCESS EASEMENT AS IT IS NO
LONGER NEEDED ,
ATTACHMENTS
Attachments Necessary to Complete Application:
 A copy of a current lot book guarantee and recorded deed to the subject property;
2. One (1) copy of preliminary plat; and,
3. A CD or email of an electronic (.pdf) of the plat.

Applicant agrees in the event of a dispute concerning the interpretation or enforcement of the Lot Line Shift Application, in which the City of Ketchum is the prevailing party, to pay reasonable attorney fees, including attorney fees on appeal, and expenses of the City of Ketchum. I, the undersigned, certify that all information submitted with and upon this application form is true and accurate to the best of my knowledge and belief.

Breeze	2	BRUCESMITH,	PLS	OSFEB21	
Signature of Owner	~			Date	