

BEFORE THE MERIDIAN CITY COUNCIL

**HEARING DATE: JUNE 2ND, 2026
ORDER APPROVAL DATE: JUNE 16TH, 2026**

**IN THE MATTER OF THE)
REQUEST FOR FINAL PLAT)
CONSISTING OF 52 BUILDING)
LOTS AND 11 COMMON LOTS ON)
15.56 ACRES OF LAND IN THE TN-)
R AND C-N ZONING DISTRICTS)
FOR DAYSPRING SUBDIVISION)
NO. 1.)
)
**BY: TOLL BROTHERS)
APPLICANT)**
_____)
)**

**CASE NO. FP-2026-0002
ORDER OF CONDITIONAL
APPROVAL OF FINAL PLAT**

This matter coming before the City Council on June 2nd, 2026 for final plat approval pursuant to Unified Development Code (UDC) 11-6B-3 and the Council finding that the Administrative Review is complete by the Planning and Development Services Divisions of the Community Development Department, to the Mayor and Council, and the Council having considered the requirements of the preliminary plat, the Council takes the following action:

IT IS HEREBY ORDERED THAT:

1. The Final Plat of “PLAT SHOWING DAYSPRING SUBDIVISION NO.1, LOCATED IN THE NW ¼ OF SECTION 4, TOWNSHIP 3 NORTH, RANGE 1 WEST, BOISE MERIDIAN, MERIDIAN, ADA COUNTY, IDAHO, 2026, HANDWRITTEN DATE: JANUARY 9th, 2026, by CLINTON W. HANSEN,

PLS, SHEET 1 OF 5,” is conditionally approved subject to those conditions of Staff as set forth in the staff report to the Mayor and City Council from the Planning and Development Services divisions of the Community Development Department dated June 2nd, 2026, a true and correct copy of which is attached hereto marked “Exhibit A” and by this reference incorporated herein.

2. The final plat upon which there is contained the certification and signature of the City Clerk and the City Engineer verifying that the plat meets the City’s requirements shall be signed only at such time as:
 - 2.1 The plat dimensions are approved by the City Engineer; and
 - 2.2 The City Engineer has verified that all off-site improvements are completed and/or the appropriate letter of credit or cash surety has been issued guaranteeing the completion of off-site and required on-site improvements.

NOTICE OF FINAL ACTION

AND RIGHT TO REGULATORY TAKINGS ANALYSIS

The Applicant is hereby notified that pursuant to Idaho Code § 67-8003, the Owner may request a regulatory taking analysis. Such request must be in writing, and must be filed with the City Clerk not more than twenty-eight (28) days after the final decision concerning the matter at issue. A request for a regulatory takings analysis will toll the time period within which a Petition for Judicial Review may be filed.

Please take notice that this is a final action of the governing body of the City of Meridian, pursuant to Idaho Code § 67-6521. An affected person being a person who has an

interest in real property which may be adversely affected by this decision may, within twenty-eight (28) days after the date of this decision and order, seek a judicial review pursuant to Idaho Code § 67-52.

By action of the City Council at its regular meeting held on the _____ day of _____, 2026.

By:

Robert E. Simison
Mayor, City of Meridian

Attest:

Chris Johnson
City Clerk

Copy served upon the Applicant, Planning and Development Services Divisions of the Community Development Department and City Attorney.

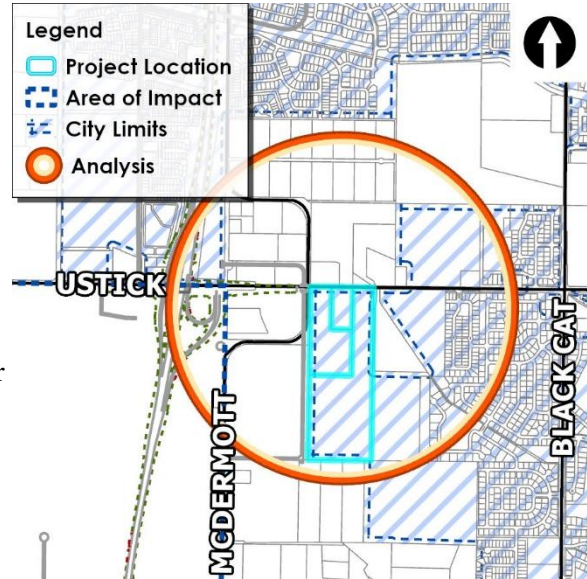
By: _____ Dated: _____

STAFF REPORT
COMMUNITY DEVELOPMENT DEPARTMENT



HEARING DATE: 06/02/2026
TO: Mayor & City Council
FROM: Nick Napoli, Associate Planner
nnapoli@meridiancity.org
SUBJECT: Dayspring Subdivision No. 1
FP-2026-0002

LOCATION: Generally located at the southeast corner of the N. McDermott Road bypass and W. Ustick Rd., in the NW 1/4 of Section 4, T.3N., R.1W.



I. PROJECT DESCRIPTION

Final plat consisting of 52 buildable lots (38 residential & 14 commercial) and 11 common lots on 15.56 acres of land in the TN-R and C-N zoning districts.

II. APPLICANT INFORMATION

A. Applicant:

Kyle Prewett – Toll Brothers 3103 W. Sheryl Drive, Meridian ID, 83642

B. Owner:

Alex Dunivan – Magnolia East Dayspring Owner 8 Summer House Lane, Newport Beach CA, 92660

C. Representative:

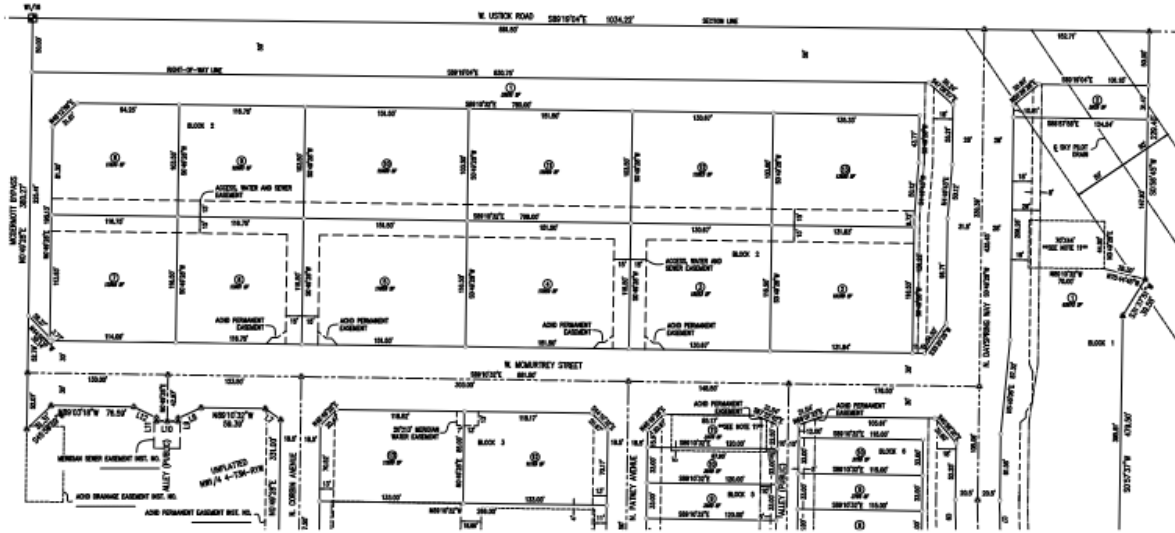
Same as Applicant

III. STAFF ANALYSIS

Staff has reviewed the proposed final plat for substantial compliance with the approved preliminary plat for Dayspring Subdivision (H-2024-0070) in accord with the requirements listed in UDC 11-6B-3C.2. This plat incorporates fourteen (14) commercial building lots, thirty-eight (38) residential

DAYSRING SUBDIVISION NO. 1

BOOK PAGE



DIPK TABLE					LINE TABLE				
DATE	LENGTH	BEGINN	END	CHANG	LINE	LENGTH	BEGINN	END	CHANG
01	12.87	48.87	74.72	88.74	L1	6.57	88.74	95.31	
02	45.47	48.87	84.72	88.74	L2	35.87	88.74	124.61	
03	14.62	48.87	74.72	88.74	L3	6.57	88.74	95.31	
04	38.87	88.74	124.61	131.18	L4	4.57	88.74	93.31	
05	38.87	88.74	124.61	131.18	L5	35.87	88.74	124.61	
06	19.43	88.74	108.14	117.71	L6	5.57	88.74	94.31	
07	38.87	108.14	144.01	153.58	L7	11.57	88.74	100.31	
08	14.62	88.74	108.14	117.71	L8	35.87	88.74	124.61	
09	38.87	108.14	144.01	153.58	L9	5.57	88.74	94.31	
10	19.43	108.14	127.57	137.14	L10	35.87	88.74	124.61	
11	4.57	88.74	93.31	97.88	L11	3.57	88.74	92.31	
12	38.87	127.57	163.44	173.01	L12	35.87	88.74	124.61	
13	38.87	144.01	179.88	189.45	L13	5.57	88.74	94.31	
14	38.87	163.44	209.31	218.88	L14	35.87	88.74	124.61	
15	38.87	179.88	215.25	224.82	L15	5.57	88.74	94.31	
16	38.87	198.71	234.08	243.65	L16	35.87	88.74	124.61	
17	38.87	215.25	250.52	260.09	L17	5.57	88.74	94.31	
18	38.87	234.08	270.95	280.52	L18	35.87	88.74	124.61	
19	38.87	250.52	286.39	295.96	L19	5.57	88.74	94.31	
20	38.87	269.35	305.78	315.35	L20	35.87	88.74	124.61	
21	38.87	286.39	322.22	331.79	L21	5.57	88.74	94.31	
22	38.87	305.78	341.61	351.18	L22	35.87	88.74	124.61	
23	38.87	322.22	358.05	367.62	L23	5.57	88.74	94.31	
24	38.87	341.61	377.44	386.81	L24	35.87	88.74	124.61	
25	38.87	358.05	393.88	403.25	L25	5.57	88.74	94.31	
26	38.87	377.44	413.27	422.64	L26	35.87	88.74	124.61	
27	38.87	393.88	429.71	439.08	L27	5.57	88.74	94.31	
28	38.87	413.27	449.10	458.47	L28	35.87	88.74	124.61	
29	38.87	429.71	465.54	474.91	L29	5.57	88.74	94.31	
30	38.87	449.10	484.93	494.30	L30	35.87	88.74	124.61	

- LEGEND**
- ⊕ FOUND ALUMINUM CAP MONUMENT
 - ▲ FOUND CAP TO BEAK WITH PLS 11118
 - PLASTIC CAP (GRADE NOTED)
 - SET 1/2" REBAR WITH PLS 11118
 - PLASTIC CAP
 - SET 3/4" REBAR WITH PLS 11118
 - PLASTIC CAP
 - CALCULATED POINT
 - SECTION LINE
 - CENTER LINE
 - PUBLIC UTILITY, PROPOSED
 - REGULATION AND LOT DRAINAGE
 - EASEMENT LINE
 - ADJ. PERMANENT EASEMENT
 - PROPOSED PERMANENT EASEMENT
 - EASEMENT LINE, SEE NOTE "1"
 - FACILITY LINE, AS NOTED
 - SUBDIVISION BOUNDARY LINE
 - LOT LINE
 - ADJACENT PROPERTY LINE
 - SURVEY TIE LINE
 - ① LOT NUMBER



"SEE PAGE 1 FOR NOTES"

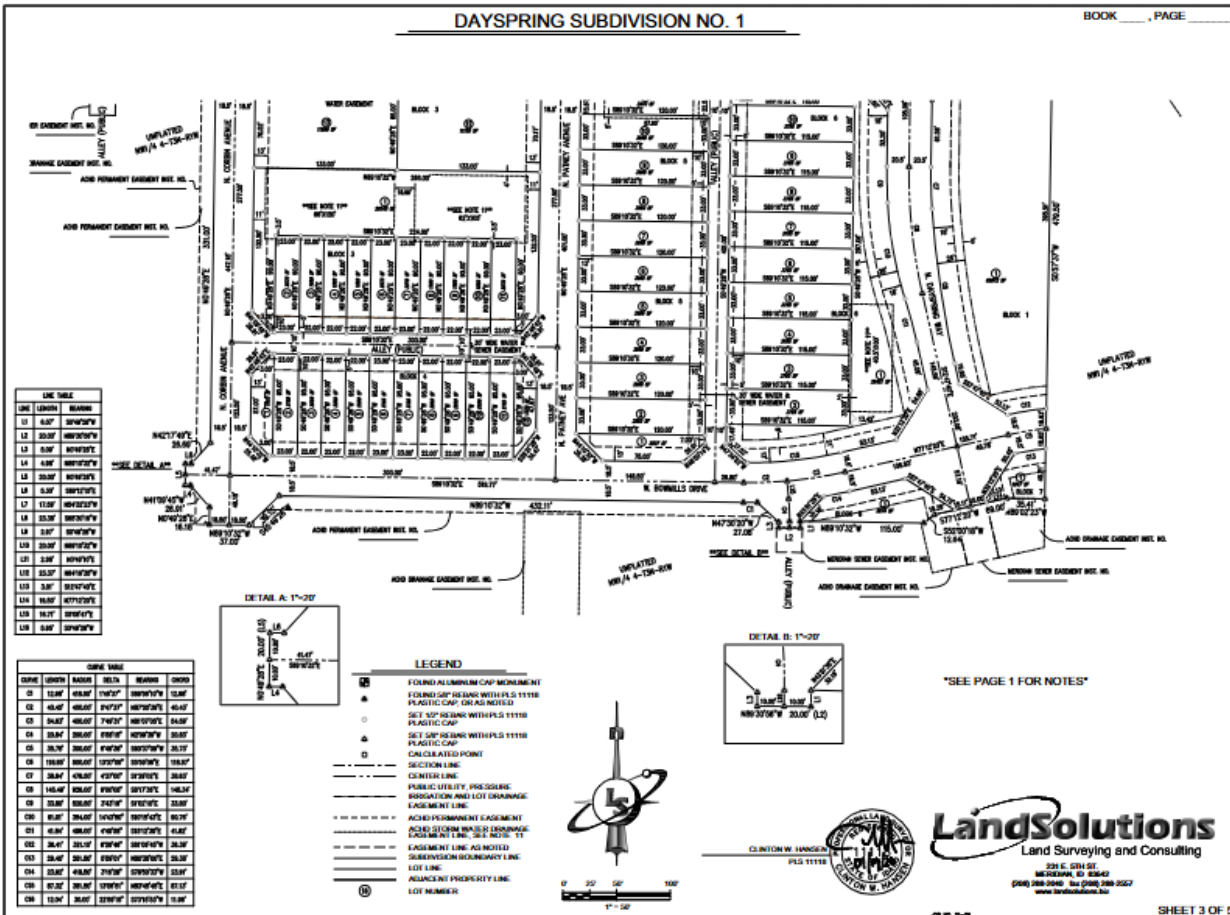


LandSolutions
Land Surveying and Consulting

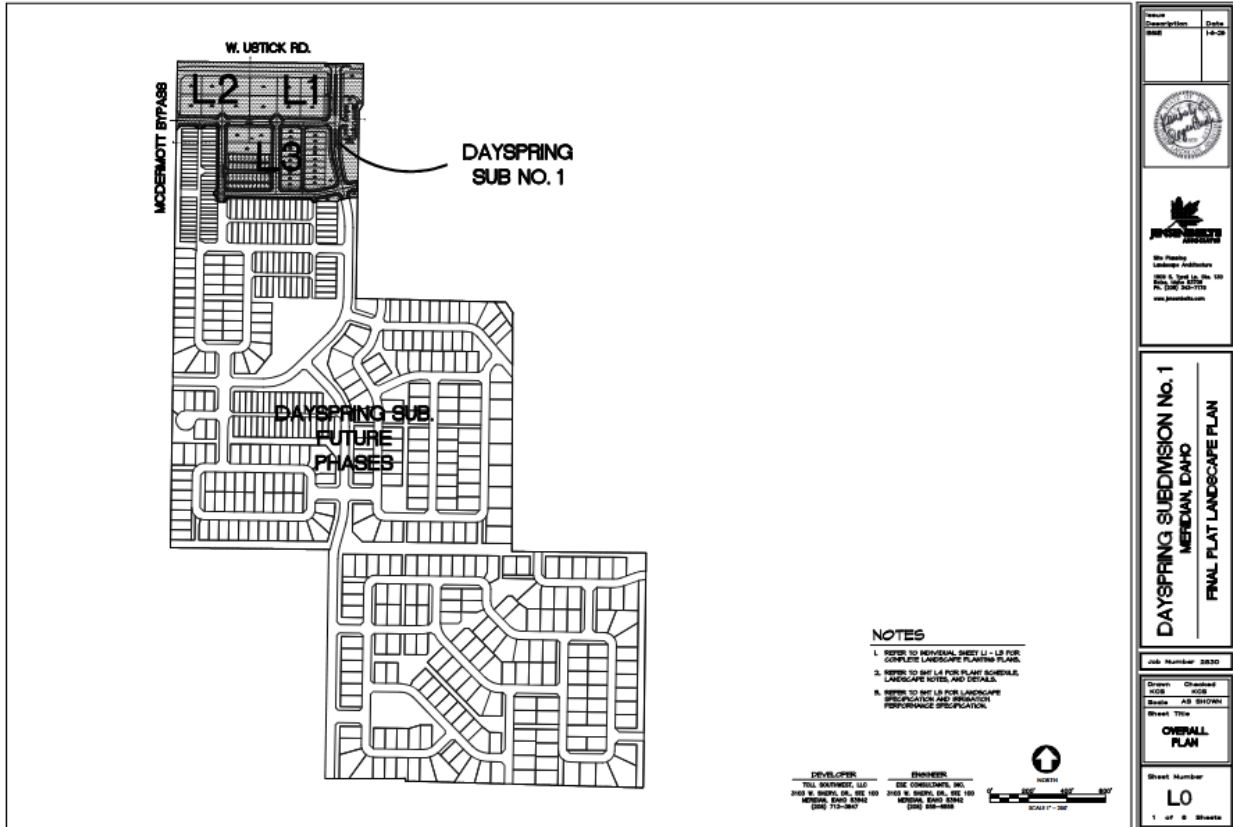
224 E. 20th St.
St. Louis, MO 63103
(314) 241-2000 Fax (314) 241-2027
www.landsolutions.biz

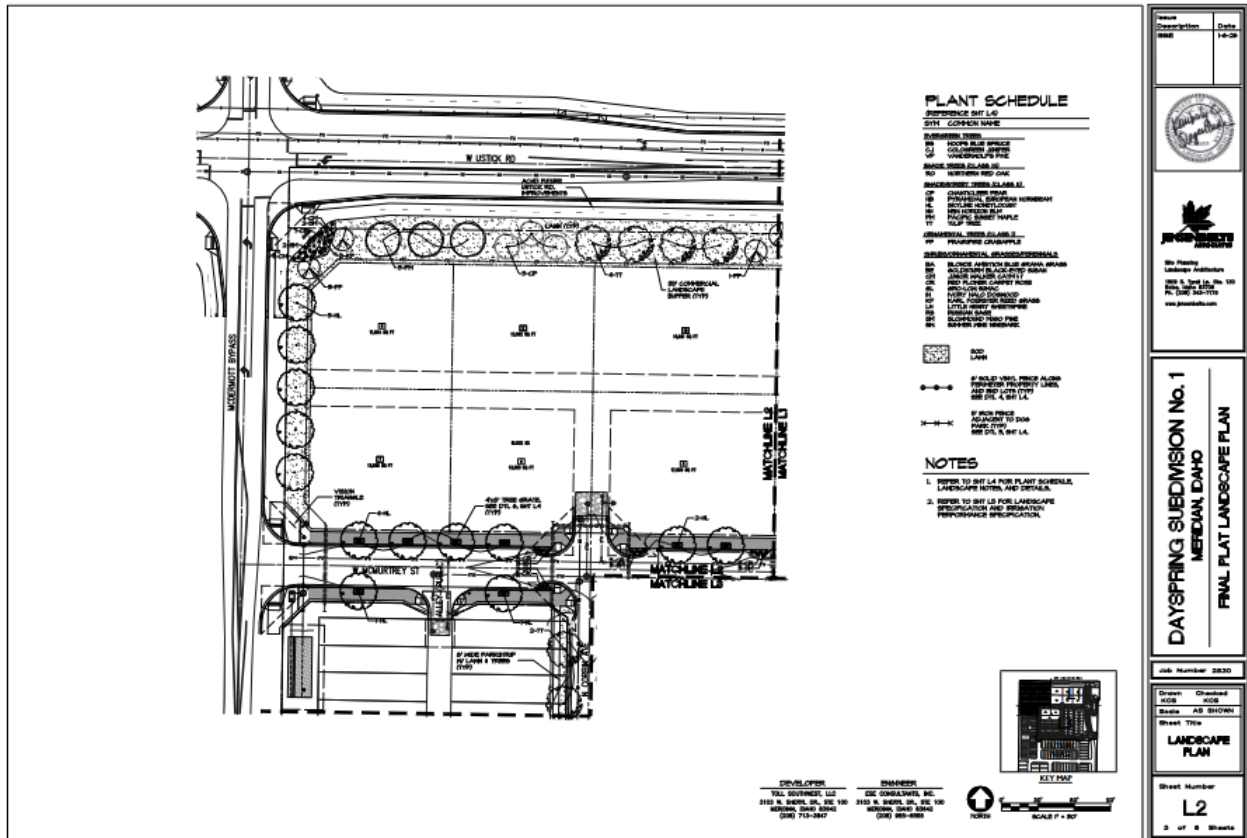
DAYSRING SUBDIVISION NO. 1

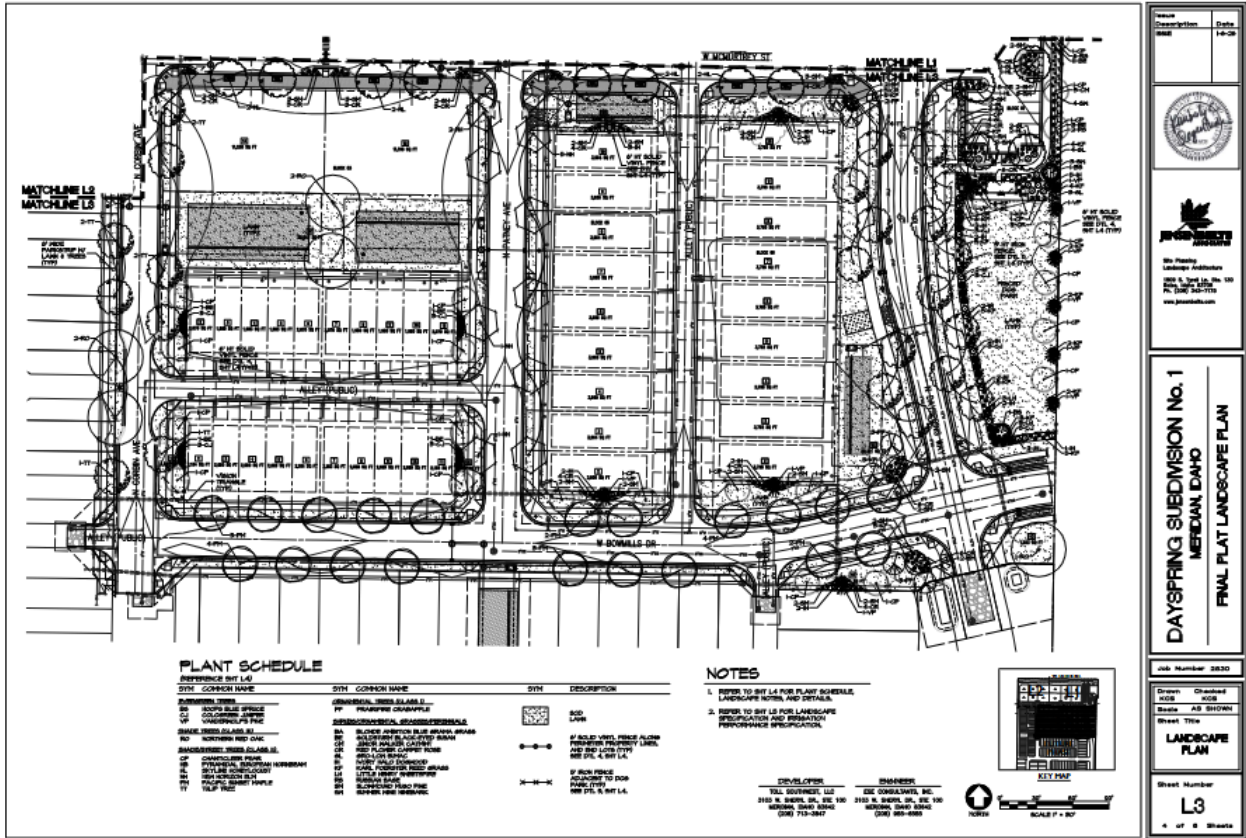
BOOK _____ PAGE _____



C. Landscape Plan (dated: 01/06/2026)







VI. CITY/AGENCY COMMENTS & CONDITIONS

A. Planning Division

1. Applicant shall meet all terms of the approved annexation and preliminary plat H-2024-0070 (Dayspring Subdivision); Development Agreement Inst. #2026-007562; Toll Brothers, Inc. Sewer Trunk Line Cooperative Agreement applications approved for this site.
2. The applicant shall obtain the City Engineer's signature on the final plat within two (2) years of City Council's approval of Dayspring Subdivision on August 12, 2025 in accord with UDC 11-6B-7, in order for the preliminary plat to remain valid; or, a time extension may be requested.
3. Prior to submittal for the City Engineer's signature, have the Certificate of Owners and the accompanying acknowledgement signed and notarized.
4. The final plat prepared by Land Solutions, dated: 01/09/2026, included in Section V.B shall be revised as follows:
 - a. Provide the license agreement from ACHD and ITD for landscaping within the transportation authority's right of way.
 - b. Revise the plat and landscape plans to include the dimensions of the pathways.
 - c. Add a plat note allowing for cross-access and shared parking between the commercial lots.
 - d. Revise plat note #9 to incorporate the Development Agreement instrument number.
 - e. Revise plat note #11 to incorporate ACHD license agreement instrument number.
 - f. Graphically depict the 3-foot interior side setbacks for all single-family detached lots and all end lots for single family attached in the TN-R zoning.
 - g. Graphically depict a 10-foot landscape buffer across Lots 2-7, Block 2 and Lots 12-13, Block 3.
 - h. Graphically depict the zero lot lines in the TN-R zoning.

A copy of the revised plat shall be submitted with the final plat for City Engineer signature.
5. The landscape plan prepared by Jensen Belts Associates, dated 01/06/2026, included in Section V.C, shall be revised as follows:
 - a. Depict landscaping within required street buffers in accord with standards listed in UDC 11-3B-7C; all required landscape buffers along streets shall be designed and planted with a variety of trees, shrubs, lawn, or other vegetative ground cover. Vegetation coverage shall be a minimum of 70% with no more than 65% of the vegetative ground coverage being sod or other grasses. This vegetation coverage includes the parkway along Ustick and the McDermott bypass.

- b. Depict a minimum 35-foot wide landscape buffer along the Ustick Frontage and a 20-foot-wide landscape buffer along N. Dayspring Way.
 - c. Revise the plat and landscape plans to include the dimensions of the pathways.
 - d. Graphically depict a 10-foot landscape buffer across Lots 2-7, Block 2 and Lots 12-13, Block 3.
 - e. Provide tree mitigation calculations.
6. Comply with all ACHD's staff report conditions of approval.
 7. All commercial lots within the subdivision shall submit a certificate of zoning compliance and design review application prior to submittal of a building permit.
 8. Prior to submitting any building permits for single family attached units, a design review application shall be submitted and approved.
 9. Depict bike racks and pedestrian connections on the plans submitted with the future CZC and Design Review application in accordance with UDC 11-3C-5C.
 10. Business hours of operation in the C-N district are limited to 6:00 am to 10:00 pm as set forth in UDC 11-2B-3B.
 11. The parking lot within Lot 1, Block 1 shall not be constructed prior to the submittal of a certificate of zoning compliance application.
 12. Apply for alternative compliance for the absence of trees on the west side of Lot 2, Block 1 and the hardscape along W. McMurtrey Street.
 13. Submit a 14-foot wide public use easement for all multi-use pathways that are not located within ACHD right-of-way prior to signature on the final plat by the City Engineer for Phase 1.
 14. Prior to submittal of the FPS record, the sewer shall be extended to the site.
 15. Upon completion of the landscape installation, a written Certificate of Completion shall be submitted to the Planning Division verifying all landscape improvements are in substantial compliance with the approved landscape plan as set forth in UDC 11-3B-14.
 16. The preliminary plat approval shall become null and void if the applicant fails to either: 1) obtain the City Engineer's signature on a final plat within two years of the date of the approved findings; or 2) obtain approval of a time extension as set forth in UDC 11- 6 B- 7.
 17. Staff's failure to cite specific ordinance provisions or conditions from the preliminary plat and/or development agreement does not relieve the Applicant of responsibility for compliance.

B. Public Works

Wastewater	
• Distance to Sewer Services	Flow is Committed
• Sewer Shed	
• Estimated Project Sewer ERU's	See application
• WRRF Declining Balance	
• Project Consistent with WW Master Plan/Facility Plan	
• Impacts/concerns	<ul style="list-style-type: none"> • See Public Works Site Specific Conditions
Water	
• Distance to Water Services	Water Available at Site
• Pressure Zone	
• Estimated Project Water ERU's	See application
• Water Quality	None
• Project Consistent with Water Master Plan	Yes
• Impacts/Concerns	None -

SITE SPECIFIC CONDITIONS:

1. This project is subject to the Oaks lift station and pressure sewer reimbursement agreement for infrastructure enhancement pursuant to meridian city code section 8-6-5.
2. Commercial at the north end of the development cannot be constructed unless there are two points of connection to the existing system due to fire flows.

GENERAL CONDITIONS:

1. Sanitary sewer service to this development is available via extension of existing mains adjacent to the development. The applicant shall install mains to and through this subdivision; applicant shall coordinate main size and routing with the Public Works Department, and execute standard forms of easements for any mains that are required to provide service. Minimum cover over sewer mains is three feet, if cover from top of pipe to sub-grade is less than three feet than alternate materials shall be used in conformance of City of Meridian Public Works Departments Standard Specifications.
2. Water service to this site is available via extension of existing mains adjacent to the development. The applicant shall be responsible to install water mains to and through this development,

coordinate main size and routing with Public Works.

3. All improvements related to public life, safety and health shall be completed prior to occupancy of the structures. Where approved by the City Engineer, an owner may post a performance surety for such improvements in order to obtain City Engineer signature on the final plat as set forth in UDC 11-5C-3B.
4. Upon installation of the landscaping and prior to inspection by Planning Department staff, the applicant shall provide a written certificate of completion as set forth in UDC 11-3B-14A.
5. A letter of credit or cash surety in the amount of 110% will be required for all incomplete fencing, landscaping, amenities, pressurized irrigation, prior to signature on the final plat.
6. The City of Meridian requires that the owner post with the City a performance surety in the amount of 125% of the total construction cost for all incomplete sewer, water infrastructure prior to final plat signature. This surety will be verified by a line item cost estimate provided by the owner to the City. The applicant shall be required to enter into a Development Surety Agreement with the City of Meridian. The surety can be posted in the form of an irrevocable letter of credit, cash deposit or bond. Applicant must file an application for surety, which can be found on the Community Development Department website. Please contact Land Development Service for more information at 887-2211.
7. The City of Meridian requires that the owner post to the City a warranty surety in the amount of 20% of the total construction cost for all completed sewer, and water infrastructure for a duration of two years. This surety amount will be verified by a line item final cost invoicing provided by the owner to the City. The surety can be posted in the form of an irrevocable letter of credit, cash deposit or bond. Applicant must file an application for surety, which can be found on the Community Development Department website. Please contact Land Development Service for more information at 887-2211.
8. In the event that an applicant and/or owner cannot complete non-life, non-safety and non-health improvements, prior to City Engineer signature on the final plat and/or prior to occupancy, a surety agreement may be approved as set forth in UDC 11-5C-3C.
9. Applicant shall be required to pay Public Works development plan review, and construction inspection fees, as determined during the plan review process, prior to the issuance of a plan approval letter.
10. It shall be the responsibility of the applicant to ensure that all development features comply with the Americans with Disabilities Act and the Fair Housing Act.
11. Applicant shall be responsible for application and compliance with any Section 404 Permitting that may be required by the Army Corps of Engineers.
12. Developer shall coordinate mailbox locations with the Meridian Post Office.
13. All grading of the site shall be performed in conformance with MCC 11-1-4B.
14. Compaction test results shall be submitted to the Meridian Building Department for all building pads receiving engineered backfill, where footing would sit atop fill material.
15. The engineer shall be required to certify that the street centerline elevations are set a minimum of 3-feet above the highest established peak groundwater elevation. This is to ensure that the bottom elevation of the crawl spaces of homes is at least 1-foot above.
16. The applicants design engineer shall be responsible for inspection of all irrigation and/or drainage facility within this project that do not fall under the jurisdiction of an irrigation district or ACHD. The design engineer shall provide certification that the facilities have been installed in

accordance with the approved design plans. This certification will be required before a certificate of occupancy is issued for any structures within the project.

17. At the completion of the project, the applicant shall be responsible to submit record drawings per the City of Meridian AutoCAD standards. These record drawings must be received and approved prior to the issuance of a certification of occupancy for any structures within the project.
18. Street light plan requirements are listed in section 6-7 of the Improvement Standards for Street Lighting (http://www.meridiancity.org/public_works.aspx?id=272). All street lights shall be installed at developer's expense. Final design shall be submitted as part of the development plan set for approval, which must include the location of any existing street lights. The contractor's work and materials shall conform to the ISPWC and the City of Meridian Supplemental Specifications to the ISPWC. Contact the City of Meridian Transportation and Utility Coordinator at 898-5500 for information on the locations of existing street lighting.
19. The applicant shall provide easement(s) for all public water/sewer mains outside of public right of way (include all water services and hydrants). The easement widths shall be 20-feet wide for a single utility, or 30-feet wide for two. The easements shall not be dedicated via the plat, but rather dedicated outside the plat process using the City of Meridian's standard forms. The easement shall be graphically depicted on the plat for reference purposes. Submit an executed easement (on the form available from Public Works), a legal description prepared by an Idaho Licensed Professional Land Surveyor, which must include the area of the easement (marked EXHIBIT A) and an 8 1/2" x 11" map with bearings and distances (marked EXHIBIT B) for review. Both exhibits must be sealed, signed and dated by a Professional Land Surveyor. DO NOT RECORD. Add a note to the plat referencing this document. All easements must be submitted, reviewed, and approved prior to signature of the final plat by the City Engineer.
20. Applicant shall be responsible for application and compliance with and NPDES permitting that may be required by the Environmental Protection Agency.
21. Any wells that will not continue to be used must be properly abandoned according to Idaho Well Construction Standards Rules administered by the Idaho Department of Water Resources (IDWR). The Developer, Owner, or project Engineer, shall provide a statement addressing whether there are any existing wells in the development, and if so, how they will continue to be used, or provide record of their abandonment. If wells are to be abandoned, the project owner or their representative must contact the IDWR Groundwater Protection Section (Aaron Skinner, Hydrogeologist 208-287-4972) BEFORE any work is done to decommission an existing well (even if it is believed that the well is less than 18 ft deep). Proof of communication with IDWR must be submitted to the City prior to any work being done to decommission the well. Failure to communicate with IDWR may result in additional work and expense to decommission the well.
22. Any existing septic systems within this project shall be removed from service per City Ordinance Section 9-1-4 and 9-4-8. Contact the Central District Health Department for abandonment procedures and inspections.
23. The City of Meridian requires that pressurized irrigation systems be supplied by a year-round source of water (UDC 11-3B-6.). The applicant should be required to use any existing surface or well water for the primary source. If a surface or well source is not available, a single-point connection to the culinary water system shall be required. If a single-point connection is utilized, the developer will be responsible for the payment of assessments for the common areas prior to development plan approval.
24. All irrigation ditches, canals, laterals, or drains, exclusive of natural waterways, intersecting, crossing or laying adjacent and contiguous to the area being subdivided shall be addressed per UDC 11-3A-6. In performing such work, the applicant shall comply with Idaho Code 42-1207