

EXHIBIT A

STAFF REPORT

COMMUNITY DEVELOPMENT DEPARTMENT



HEARING 3/23/2021

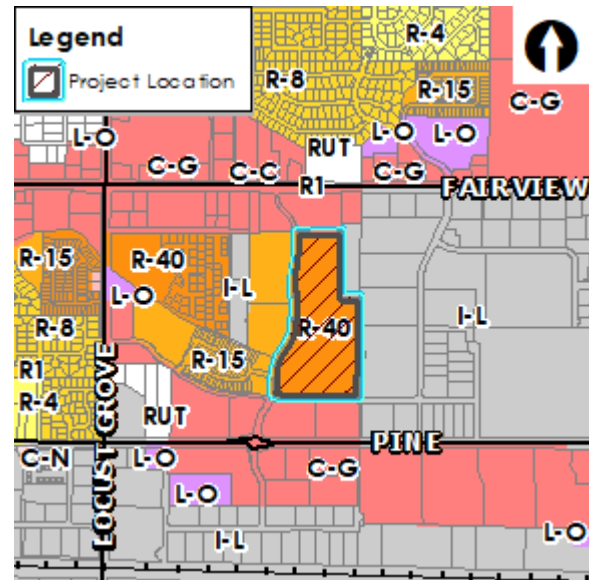
DATE:

TO: Mayor & City Council

FROM: Sonya Allen, Associate Planner
208-884-5533

SUBJECT: FP-2021-0006
Pine 43 No. 4

LOCATION: 2255 E. Fairview Ave., at the northeast corner of N. Webb Way and E. State Ave., in the NW ¼ of Section 8, Township 3N., Range 1E.



I. PROJECT DESCRIPTION

Final plat consisting of two (2) buildable lots and one (1) common lot on 27.48 acres of land in the R-40 zoning district for the fourth phase of Pine 43 Subdivision.

II. APPLICANT INFORMATION

A. Applicant:

Brandon McDougald, Kimley Horn – 950 Bannock St., Ste. 1100, Boise, ID 83702

B. Owner:

Pine Development Partners, LLC – 231 Washington Ave., Ste. C, New Mexico, 87501

C. Representative:

Patrick Boel, Roundhouse – 1109 W. Main St., Ste. 390, Boise, ID 83702

III. STAFF ANALYSIS

Staff has reviewed the proposed final plat for substantial compliance with the approved preliminary plat (H-2017-0058) in accord with the requirements listed in UDC 11-6B-3C.2. In order for the proposed final plat to be deemed in substantial compliance with the approved preliminary plat as set forth in UDC 11-6B-3C.2, the number of buildable lots cannot increase and the amount of common area cannot decrease.

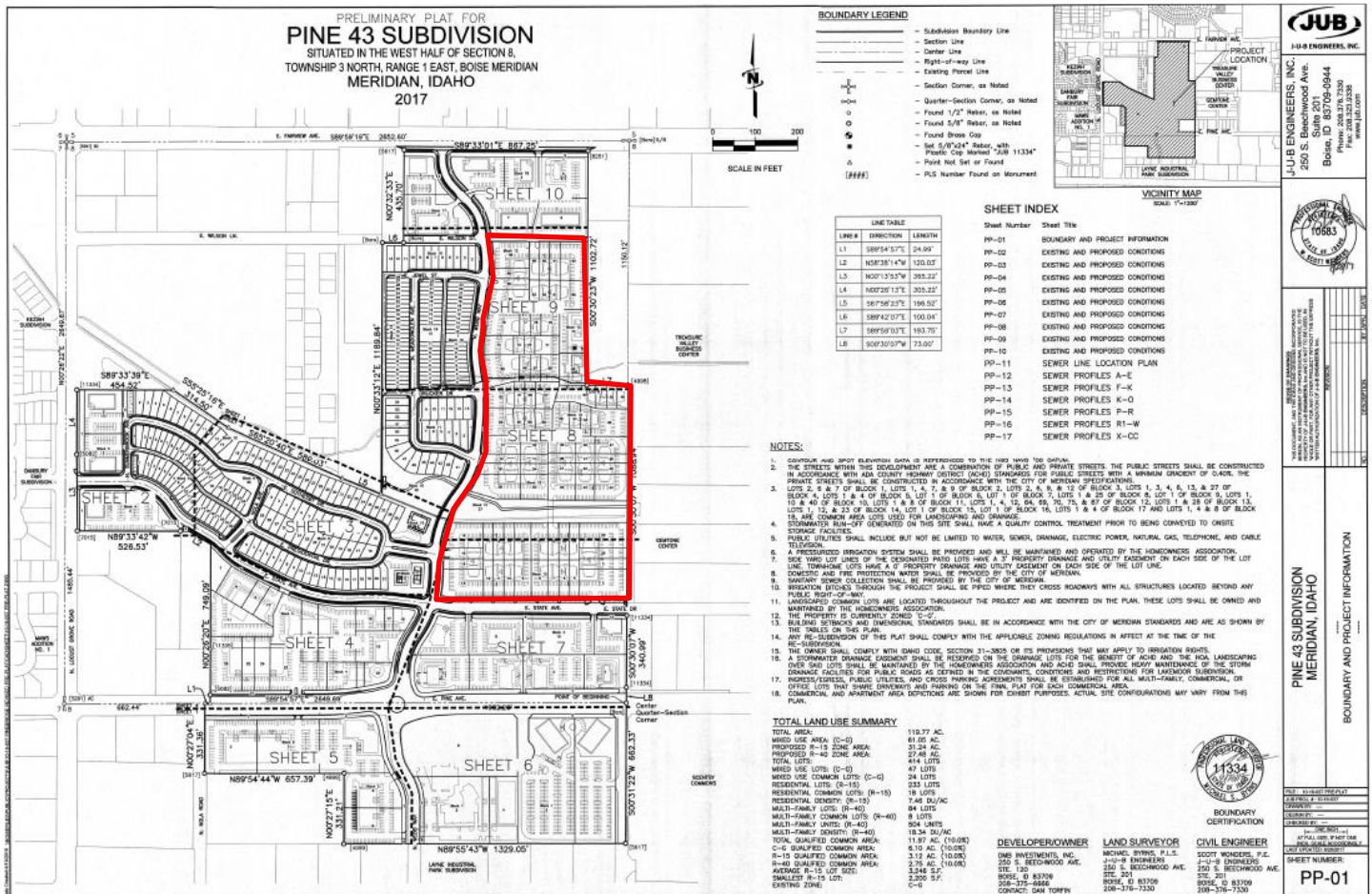
The number of buildable lots in this phase has decreased significantly from 86 to two (2); the amount of common open space appears to be the same; therefore, the proposed final plat is deemed to be in substantial compliance with the approved preliminary plat as required.

IV. DECISION

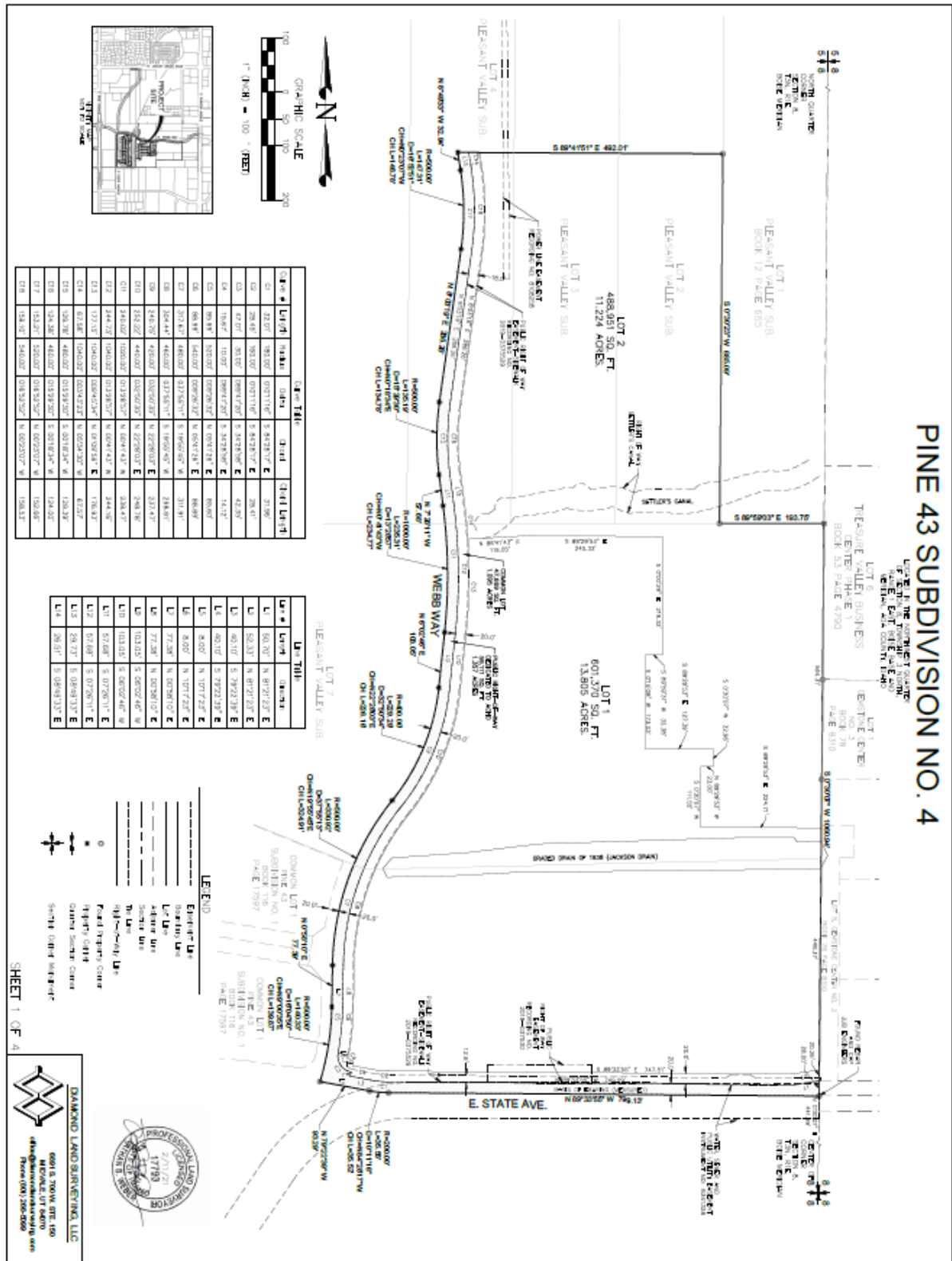
Staff recommends approval of the proposed final plat with the conditions noted in Section VI of this report.

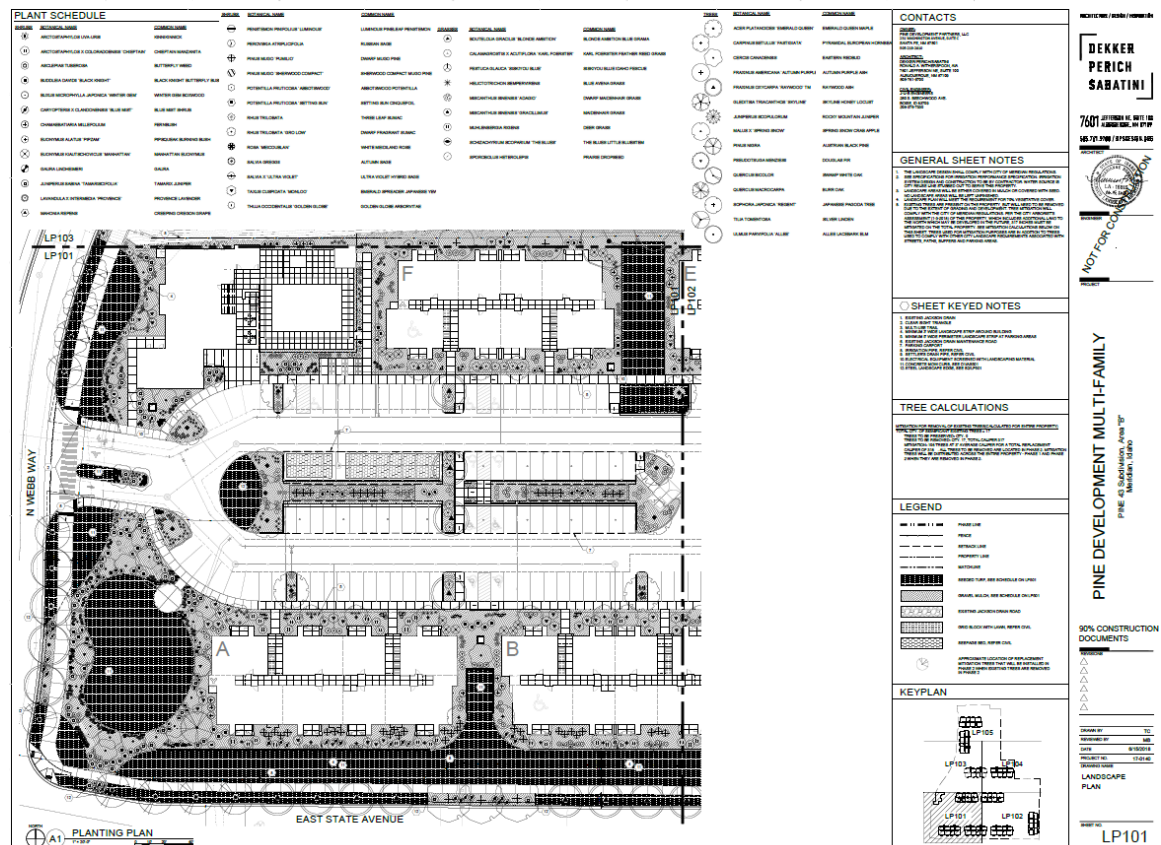
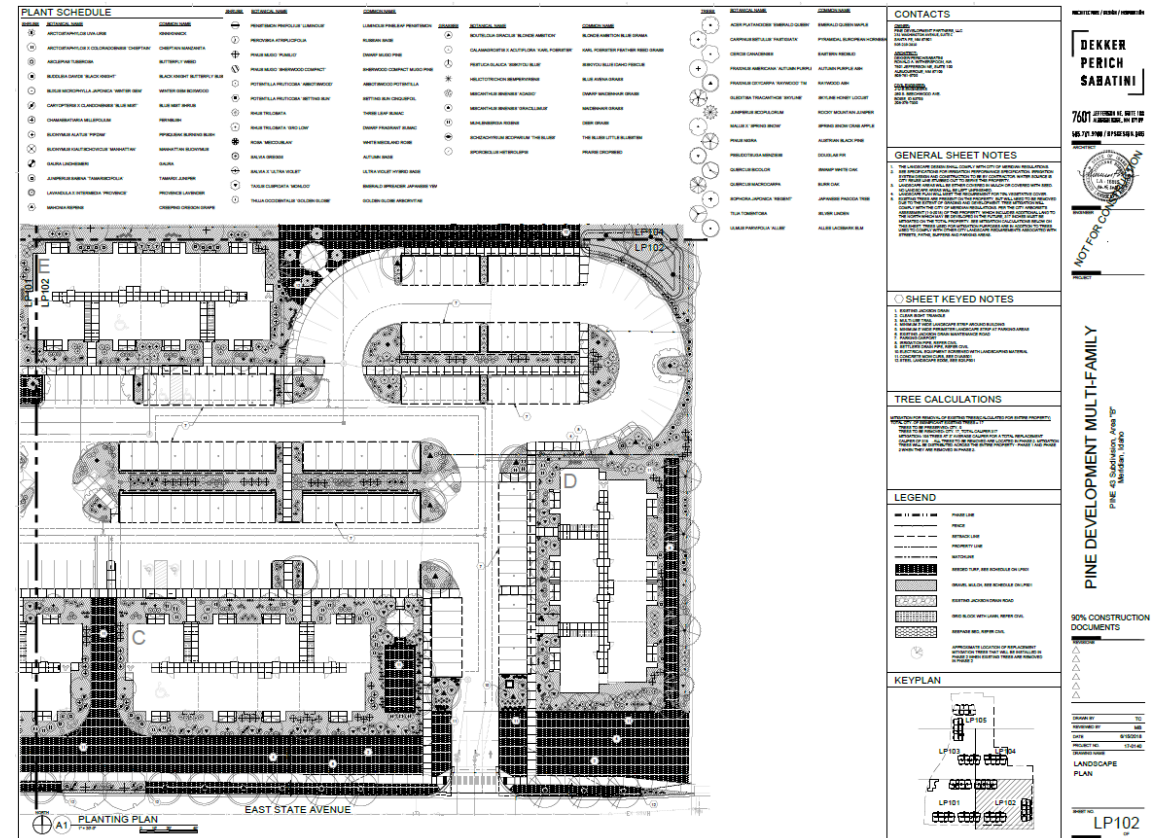
V. EXHIBITS

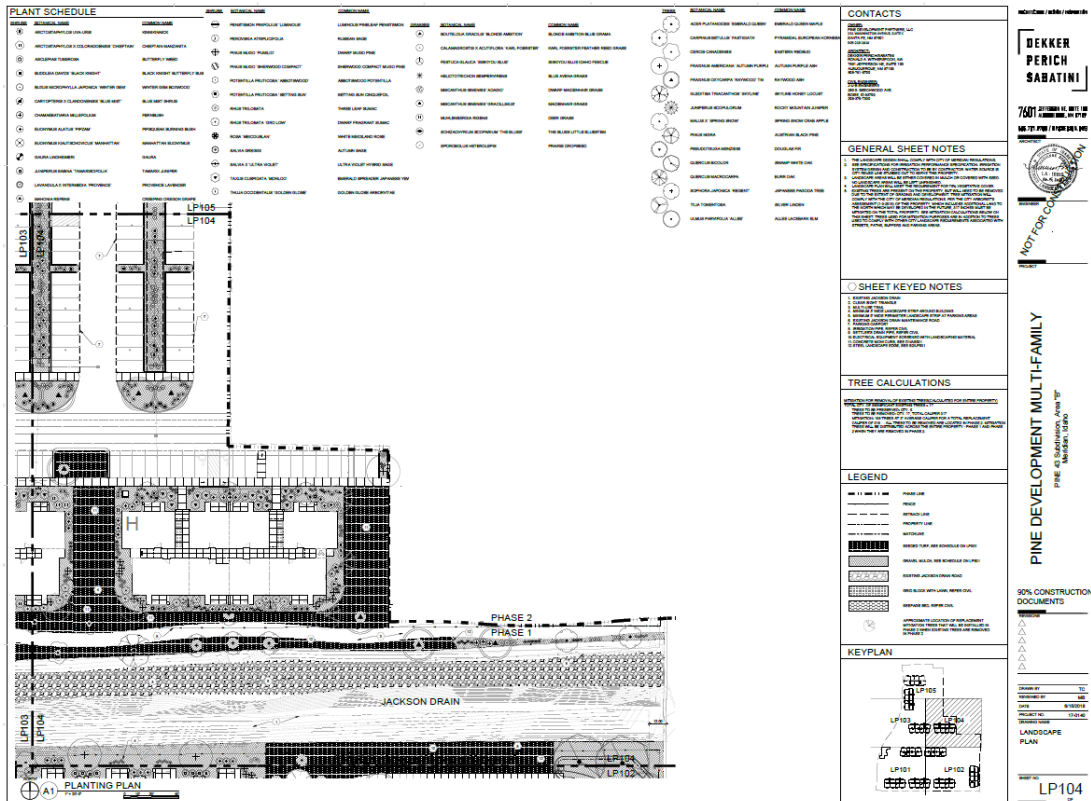
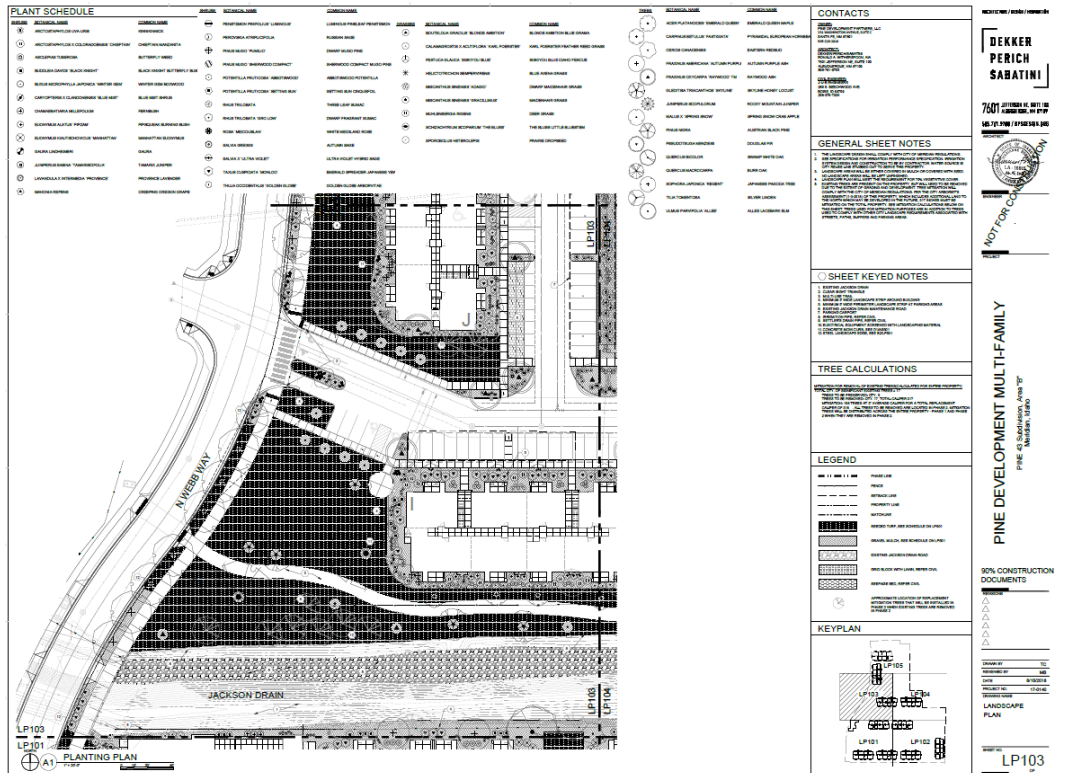
A. Preliminary Plat (dated: 8/28/2017)



B. Final Plat (dated: 2/11/21)







VI. CITY/AGENCY COMMENTS & CONDITIONS

A. Planning Division

Site Specific Conditions:

1. Applicant shall meet all terms of the approved annexation (AZ-07-006), Development Agreement (Inst. #108022893, amended Inst. #2018-000751 (superseded original agreement), rezone and preliminary plat (H-2017-0058) applications approved for this site.
2. The applicant shall obtain the City Engineer's signature on the subject final plat within two years of the City Engineer's signature on the previous phase final plat; or apply for a time extension, in accord with UDC 11-6B-7.
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 Diamond Land Surveying, LLC., stamped by Nathan B. Weber, dated: 2/11/2021, included in Section V.B shall be revised as follows:

Notes:

- a. Note #7: Include the recorded instrument number of the Development Agreement (#2018-000751).
- b. Note #8: Include the recorded instrument number of the ACHD License Agreement.

Plat:

- c. Include a lot number for the common lot (i.e. street buffer) along with a note stating the common area will be maintained by the homeowners' association in accord with UDC 11-3B-7C.2a.
- d. The internal common open space and site amenities for the development shall be located on a common lot or an area with a common maintenance agreement as set forth in UDC 11-3G-3D.1.
- e. Depict a 10-foot (instead of 8-foot) multi-use pathway along the north side of the Jackson Drain as required by the Park's Dept. in accord with the Pathways Master Plan per H-2017-0058 (condition #1.1.2e).
- f. Depict 8-foot wide parkways along N. Webb Way and E. State Ave. consistent with that shown on the landscape plan.
- g. Depict NMID's easement for the Jackson Drain.

A copy of the revised plat shall be submitted for City Engineer signature.

5. The landscape plan prepared by Dekker Perich Sabatini, dated 6/15/2018, included in Section V.C, shall be revised as follows:
 - a. Only depict landscaping within the 20-foot wide street buffers on the plan consistent with the standards listed in UDC 11-3B-7C; internal landscaping is not required with the subdivision and will be reviewed with the Certificate of Zoning Compliance application for the multi-family development and should be removed or "ghosted" out on the final plat landscape plan.

Note: Review of common open space will be reviewed with the Certificate of Zoning Compliance for the multi-family development for consistency with the standards listed in UDC 11-3G-3 and 11-4-3-27.

6. The Jackson Drain shall remain open as a natural amenity and not be piped or otherwise covered; and shall be improved and protected with development as set forth in the Development Agreement (Inst. 2018-000751).
7. Prior to signature of the final plat by the City Engineer, the applicant shall provide a letter from the United States Postal Service stating that the applicant has received approval for the location of mailboxes. Contact the Meridian Postmaster, Sue Prescott, at 887-1620 for more information.
8. A public pedestrian easement is required to be submitted to the Planning Division for the multi-use pathway on this site along N. Webb Way and the Jackson Drain. The easement shall be submitted prior to City Engineer signature on the final plat for this phase.
9. All fencing shall comply with the standards of UDC 11-3A-7C.
10. A Certificate of Zoning Compliance and Design Review application is required to be submitted to the Planning Division for approval prior to submittal of building permits applications for all structures on the site.
11. 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

Site Specific Conditions:

1. Streetlight plan not required. Streetlights have been installed at this location.
2. There is an existing 10" water stub at the southwest corner of the development off of State that needs to be abandoned. Per GIS, the utilities have already been built so there are no additional comments on the proposed water infrastructure.
3. There is an unused sewer stub in the southwest corner of the development off of State Street that needs to be abandoned per Meridian Public Works Standards.
4. Please verify that the sanitary sewer and water mainline easements outside of public right-of-way's meets the minimum width requirements per General Condition #23 below.

General Conditions:

5. 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 then alternate materials shall be used in conformance of City of Meridian Public Works Departments Standard Specifications.
6. 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.
7. 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.
8. 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.
9. 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.

10. 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.
11. 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.
12. 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.
13. 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.
14. 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.
15. Applicant shall be responsible for application and compliance with any Section 404 Permitting that may be required by the Army Corps of Engineers.
16. Developer shall coordinate mailbox locations with the Meridian Post Office.
17. All grading of the site shall be performed in conformance with MCC 11-1-4B.
18. 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.
19. 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.
20. 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.
21. 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.
22. 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.

23. 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.
24. Applicant shall be responsible for application and compliance with and NPDES permitting that may be required by the Environmental Protection Agency.
25. Any existing domestic well system within this project shall be removed from domestic service per City Ordinance Section 9-1-4 and 9 4 8 contact the City of Meridian Water Department at (208)888-5242 for inspections of disconnection of services. Wells may be used for non-domestic purposes such as landscape irrigation if approved by Idaho Department of Water Resources.
26. 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.
27. The City of Meridian requires that pressurized irrigation systems be supplied by a year-round source of water (MCC 9-1-28.C.1). 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.
28. 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 and any other applicable law or regulation.