BEFORE THE MERIDIAN CITY COUNCIL

HEARING DATE: FEBRUARY 13, 2024 ORDER APPROVAL DATE: FEBRUARY 27, 2024

IN THE MATTER OF THE)	
REQUEST FOR FINAL PLAT)	
CONSISTING OF 4 BUILDING)	CASE NO. FP-2023-0026
LOTS AND 2 COMMON LOTS ON)	
13.6 ACRES OF LAND IN THE R-15	ORDER OF CONDITIONAL
ZONING DISTRICT FOR THE	APPROVAL OF FINAL PLAT
ARTISAN VICTORY MARKET.	
BY: JUDY SCHMIDT,	
BAILEY ENGINEERING	
APPLICANT)	
)	
)	

This matter coming before the City Council on February 13, 2024 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:

The Final Plat of "PLAT SHOWING ARTISAN VICTORY MARKET,
 LOCATED IN THE SW ¼ OF SECTION 21, TOWNSHIP 3N, RANGE 1E,
 MERIDIAN, ADA COUNTY IDAHO, 2023, STAMPED BY CODY M.
 MCCAMMON, 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 February 13, 2024, 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 dat	te of this decision and order, seek a judicial review j	pursuant to Idaho
Code§ 67-52.		
By action of the Cit	ry Council at its regular meeting held on the	day of
	, 2024.	
	By:	
	Robert Simison Mayor, City of Meridian	
Attest:		
Chris Johnson City Clerk		
Copy served upon the Appli Development Department a	icant, Planning and Development Services Divisions and City Attorney.	s of the Community
By:	Dated:	

STAFF REPORT

COMMUNITY DEVELOPMENT DEPARTMENT



HEARING

February 13, 2024

DATE:

TO: Mayor & City Council

FROM: Linda Ritter, Associate Planner

208-884-5533

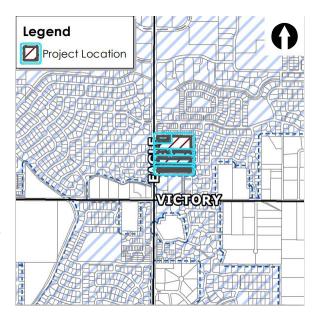
SUBJECT: Artisan Victory Market

FP-2023-0026

LOCATION: 2820, 2910, 2960, 2990 and 3020 S.

Eagle Rd., in the SW 1/4 of Section 21, T.3N., R.1E. (Parcel #S1121336051;

S1121336101; S1121336176; S1121336200; S1121336230; S1121336251; and S1121336276)



I. PROJECT DESCRIPTION

Final plat consisting of 4 building lots (4 multi-family and 2 common lots) on approximately 13.6 acres in the R-15 zoning district for Artisan Victory Market.

II. APPLICANT INFORMATION

A. Applicant:

Judy Schmidt, Bailey Engineering – 1119 E. State Street, Suite 210, Eagle, ID 83616

B. Owner

Shannon Ely, BPS Eagle Road LLC, 1401 17th Street, Suite 700, Denver, CO 80202

C. Applicant Representative:

Same as Applicant

III. STAFF ANALYSIS

Staff has reviewed the proposed final plat for substantial compliance with the approved preliminary plat (*H*-2021-0096) as required by UDC 11-6B-3C.2. The submitted final plat is for the same number of building lots and common area as approved with the preliminary plat; therefore, the proposed plat is in substantial compliance with the approved preliminary plat as required.

Private Street (UDC 11-3F-5)

Staff reviewed the application for private streets within the development as shown on the final plat. The streets are proposed to be located in common lot in the subdivision and will connect to a local street; the point of connection of the private street to the public street is subject to approval by ACHD. The Fire Dept. has approved the request contingent upon both sides of the street being signed "No Parking Fire Lane." No gates or other obstacles are proposed or approved at the entries of the private streets. The Director has tentatively approved the request subject to completion of the tasks listed in UDC 11-3F-3B within one (1) year in accord with the Findings listed in Section VII below.

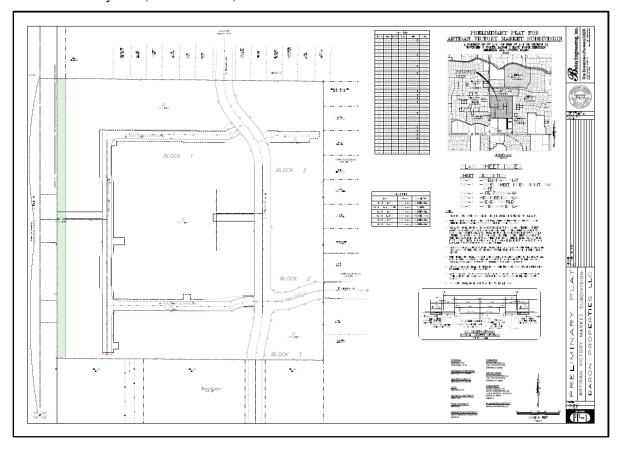
IV. DECISION

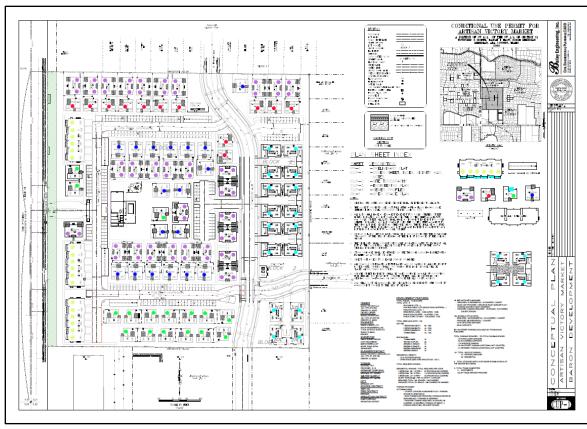
A. Staff:

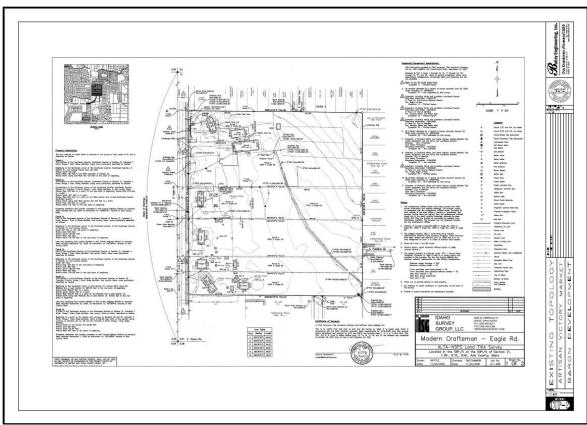
Staff recommends approval of the final plat with the conditions of approval in Section VI of this report.

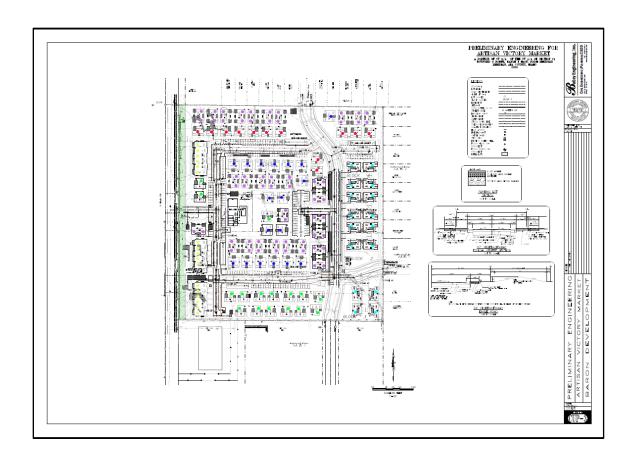
V. EXHIBITS

A. Preliminary Plat (date: 2/6/2023)

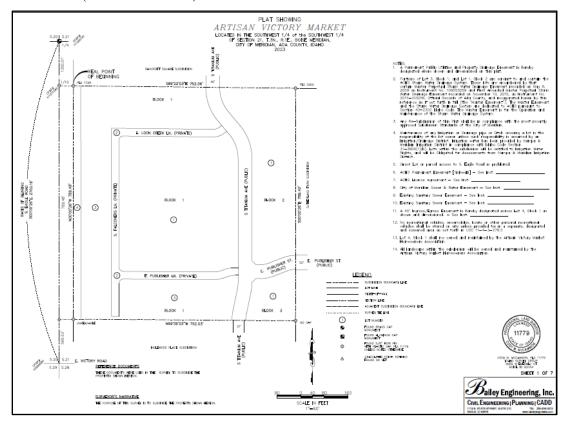


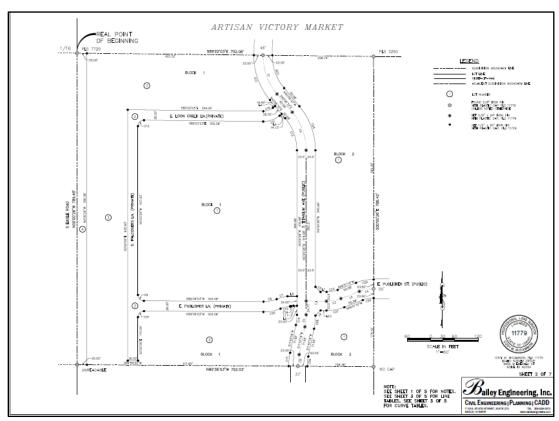




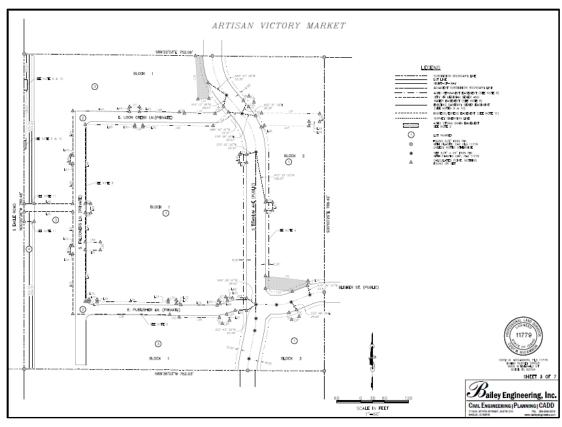


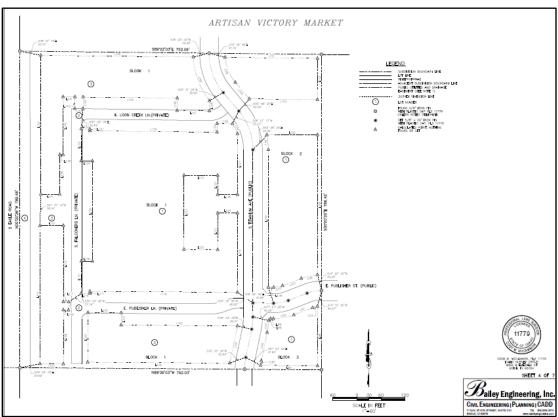
B. Final Plat (dated: 12/18/2023)





Page 5





ARTISAN VICTORY MARKET

	Carve Toble					Line Table			Line Table			Line Table		
Ogres y	Reduce	Leigh	Clord	Dearing	Delta	Line #	Direction	Legt	Line #	Direction	Lingth	Line #	Direction	Lingth
01	150.00*	100.66*	104.437	\$1974476 T	401447307	U	489/30'03'W	51.457	L54	M85934%	6.00	L/107	589/30/03/%	58.34
C2	190.00	104.00	102.86	M2020129°W	40'06'07"	12	9683110°W	50.05	Las	500'00'26 'E	180.381	Line	M30,00,58,M	134.60
G3	100.00*	37.61"	37.56	N79'37'33"E	21/32/47*	Lit	M495527E	6.95"	Ltd	589'36'03 'E	243.20"	Line	58758'05 'E	12.66
04	100.00	36.90"	36.69	S78/25/25/W	2108'24"	Li	M85727%	6.95"	L57	S7410716'S	24.35	Line	N00701'56'E	21.33
C5	190.00	30.70	30.66	809'91'25'E	11143/42"	15	580/50/34"W	23.66	L58	588'36'03 'E	101.16	Litt	NET'SE'CE"M	13.41
- 06	150.00"	29,64"	29.59"	506'03'37"V	111919"	16	\$89'58'44"W	0.05"	L50	S8506'03 'K	15.697	LH2	N00700725"W	190.25
67	113.001	28.601	29.52"	878/07/47°W	14'30'00"	1.7	N89736'03'W	15.21	Lea	MHS257%	\$0.00	LHS	39958'34"W	18.34
08	87.00*	34.19"	33.97	579'06'22"W	22'31'10"	LH.	M44.68,14,M	18.32	Lin	N25'06'03"W	15.39	Line	500'00'26'%	344.79
69	15.00"	23.46"	21.14	H44/46/157W	09/25/37*	L9	545/30/04°W	10.35"	Ltt2	N645357 K	23.02	LIIIS	500'00'26 'K	80.25
C10	15.00"	25.73'	21.38	N451E45	10:38'23"	Lin	889736'03'W	14,70"	List	888'36'03"	28.63	L116	168759'34"	21.757
E211	63.00*	44.80"	43.86	92015'42 'E	40'44'30"	L/1	50311'14 'E	39.75	Les	NB9/36'03"W	35.62"	LITT	M30,00,32,M	5.32"
C12	173.50	123.37	120,76	\$19'44'18 'E	40'44'30"	1/2	585/46/46°W	28.00	Litt	964/53/57*W	14.22	Line	S89/30/03/ T	307.941
613	126.50	88.54	88.74	250,09,38,5	40'06'07"	La	1933'11'14'W	109.19	Les	MS9,09,03,M	9.21	Line	M00.00,38,W	197.74
C14	126.50"	25.89"	25.85	905'51'25'W	11.43,45,	L14	N06/21/10 18	12.15"	L87	954'53'57"W	30.00"	Liss	589'59'34"W	49.32"
C15	173.50	54.28	34.237	S06/03/37°W	111919"	L15	483'30'50'W	107.55	Lss	\$25,00,00,00	9.21"	L121	\$00'00'00' T	91.35
C18	37.00	25.71	25.76	92015'42 'E	40'44'30"	L16	583'36'50'E	67.60	Les	584'53'57"W	8.17"	L122	N90'36'03'W	84.00"
G17	20.50*	6.30	5.17	281.44,12,M	1719'25"	L17	589'59'34"N	18,00"	L20	M89/36/03/W	90.6%	DSS	M30,00,38,M	184.75
C18	15.00"	2.89	2.89	STERWOT'W	11'03'09"	Lio	\$66,00,00g	20.00	L21	5749716°W	12.33	L/34	M#59'34'E	84.00"
C19	87.00	24.67	24.59	216.00,14,M.	1614'54"	L19	M88787347E	18.001	L72	M002357E	9.21	LI25	500'00'24"	45.00"
C20	113.001	44.41	44.13	579'08'22"W	22'3'10"	L20	MS979734%	18.00*	L23	N89/36/03/W	20.00	LI25	ME9'59'34'E	49.34
C21	15.00	25.67'	21.29	\$45'11'45'W	102423	L21	N02'00'26'W	23.00	L74	800723757°M	6.00"	Li 27	N90700'26"W	150.94
122	123.50	45,57*	45.71	579/25'22"W	21'08'24"	L22	589'59'34"W	18.00*	L79	NB97361031W	178.50	D28	N99722'03"W	38.25"
023	76.50	20.77	20.00	9793733°W	213247	L23	MOSTOSTON	17.92	L75	M00/2757 K	6.00	L129	900/37/57*W	21.66"
134	173.50	121.43	118.97	MIDDIES W	40/06/07*	L34	N88'51'10'E	20.00	L77	N#91361031W	20.00	L/33	N89722'03"W	317.03
C25	126.50	89.95	88.07	N15/44/16"W	40'44'30"	L29	521'08'50 'E		L78	500723°57°W	6.00"	£131	M00000,58,8	491"
C26	76.501	20.23	28.07	579/25/22°W	21'01'24"	List	M047007107E		L79	NB9/36/03"W	9.72	LI 22	98958/34°W	21.75
037	123.50	48.44	46.17	579/37/33°W	213247	Lit	268.55,23,5	111.66	Lec	N90700/26"W	129.67	L/33	800,00,56,5	89.29
028	173.50	33.67	33.61	506'09'44"W	11107105*	L25	M00/37/57 E	11.00"	List	268.36,03. E	37.96"	L134	M69/59/34*E	25.00"
C29	126.50	25.00"	24.667	\$065737°W	111619"	L29	S897737 E		Lttp	MODRETS/T	20.00	L/35	\$80000'26' K	250.00"
030	138.50	52.06	51.78	N79"37"35"	213247	L30	100737'87 'E	20.00	L83	N90'36'03"W	36.10	LF36	599756'34"6	25.00"
631	61.50"	12.65	12.62	N74'64'38'E	11'46'56"	LTI	NB9'22'03'W	145.65"	L84	N00'00'26"W	73.65	LI 27	5895833,A	47.25
038	110,50"	11.82	11.82	N08/39/23*	6'07'47"	L33	\$64'02'10"W	16.46	Les	M89/59/3478	14,00"	Liza	500'00'26'K	10.59"
C33	189.50	30.04	30.01	80710'48 'E	9104,814,	L33	N493527E		LES	M80000,58,8	23.00	LF38	589758'34'W	8.38
034	118.50"	27.89"	27.82	N26/32/367W	1320'59"	L34	N407067337W	20.00	L87	589'59'34"W	14.00	LI 43	\$80'00'26' K	144.25
035	188.50	37.41	37.35	H05741/367W	11/22/20"	L35	849/53/27°W	18,001	List	N00'00'26"W	198.69"	L141	S88722'03"E	23.65
0.58	139.50*	41.45"	41.31	57722'03"¥	17'01'48"	LN	548737757*W	28.11"	Les	288.25,03 ,E	124.67	L142	900737°57°W	29.00"
037	60.50*	22.75"	22.62"	979/37/33°V	213247	L37	NB9/22/03*W	76.94	List	900/37°57°W	5.00	LI43	S89/22/03/ T	21.33
038	110.50	68.56"	67,47	N222504"W	36'32'58"	Lite	x78r07'03"W	12.81	Lin	588722'03"E	20.00	L144	M003757*	29.00"
039	189.50	116.06"	116.15"	N2014'24"W	35141142"	LN	N59722'03"W	100.111	LIZ	M00/37/57 °E	5.00"	L145	268.55,03 ,E	234.75"
						L40	N00/37/57 E	12.00*	List	SB#72703°E	176.07	L145	900/57°57°W	31.12
						Les	N80'22'05'W		Las	148/27/97 °E	81,78	L147	288.55,03,5	59.25
						L42	500'37"57"W	12,00"	L99	M89/36/03°W	141.85	L148	M00/37/57*E	25.44
						L43	ABI722'03'W	142.54	Liss	Spergeras/E	148.22	List	MBA-33,03,M	360.36
						L64	200.00,59,5		L87	N98791110 12	50.05	LISC	M30,00,52,8	346.35
						L45	589'59'34"W	5.007	List	S88'36'03 'E	7.00	£151	58972703 T	230.40"
						Let	S00707267E		Les	M45/30/04/16	6.72	Lisa	800'00'26'K	102.86
						L47	M8879734°E	6.00	D100	MT743'16 'E	71.92	L153	N99'22'03"N	170.13
						L45	200 0 0 7 26 T	100.75	£101	MT4516 T	\$4.85	LI54	N40706/33"W	53.77
						Les	\$89'59'34'W		List.	N#9736"03"W	289.85	Liss	1685934	158.50
						LNO	M8979"34"E		D100	M002357E	30.50	Little	500'00'26 'E	349.08
						LSI	S00'00'26'E	65.71"	D104	NB9/36/03*W	83.02	LI57	\$685110°W	50.00
						Lto.	263,39,34,8	8.007	Liss	500723°57°M	123.50	List	M00000/28"M	342.98
						LSS	500'00'26 'E	20.00	Ditte	589 36'03 'E	354.24"			



ARTISAN VICTORY MARKET

Rinor off man by these presents: that BPS Frankin Road LLC, on Farsign Limited Liability Company is the Owner of the Property described as follows:

A partial of the Southwest 1/4 of the Southwest 1/4 of Section 21, Toroidip 3 North, Range 1 East, Roise Meritian, City of Meritian, Adv County, Halto more particularly described as follows:

Gyp of SMILES, AND CONTROL OF THE PROPERTY OF THE SMILES, AND CONTROL OF TH

thence on the south boundary of early Baracast Square Subdistant, South 69:22'03" East, 752.06 that to the west boundary line of Suffedition Falm Subdistant No. 2 as filed in Book 80 of Plate at Pages 10242 through 10244, recent of 4 did County, Millio.

these or ead vest bordary live and the vest bordary live of Safestind Films Safestine No. 1 as ded a look 8 or Plan or Plage 1996 through 9806, recent or Alp Cours, laten, Soath 0000726" Eart, 766-07 her to "As National cours of lightwood Place Safestine No. 1 as ded in Seek 100 or Plan or Plage 18835 through 18837, recents of Ald Courty, Lithius.

there on the renth boundary line of said inglewood Flace Subdistain No. 1 and the westerly extension thereof. North 88736'03" West, 752,05 feet to the east right—65—way line of 5. Eagle Root.

thence on said east right-of-way line, North 00'00'25" Nest, 788.48 feet to the REAL POINT OF BESINNIG.

Containing 13,603 gares, more or less.

P. is the interim of the inderigned to booky include the above described property in the pirt and to definite to the pirks, the pilks oftends as above on this pirk, the contents inducted as and pirk are not additional to the pilks. However, the right to an analysismonth is proportion, because of a pilk often and for such other case or designed because, no proposed structure other from the sub-difference of additional to the pilks of an all others. All the in this pilks of the books is the content of the content of the designed by the content of the conten

DPS Franklin Road LLC, on Foreign Limited Liability Company

Jennifer Butler JRMR Baron Napager ILC, Controller

Certificate of Surveyor

I. Coly M. McCommon, do ben'ny centry dan't I on a Procession't Lind Surveyr Benned by the Stars of Hills, and then this pit as described in the Continue of Denne's in daten from a stand survey node on the ground under ny descriptories of accountly operated only spirits of the standard or continued to posite pictual theory, and is in continuely with the Stars of Hills Cole retring to just and surveys.



Adknowledgment.

State of ______}a.e.

in witness whereof, I have hereunto set my hand and affixed my official seed the day and year in this certificate first above written.

My Commission Expires

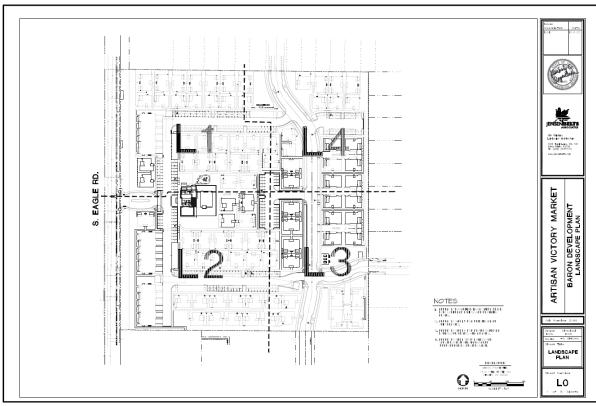
Notary Public, State of _____

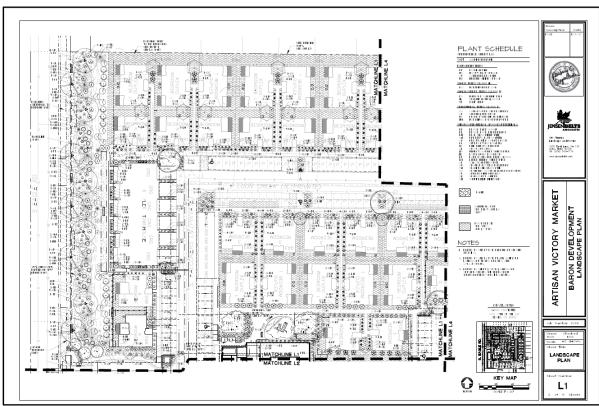


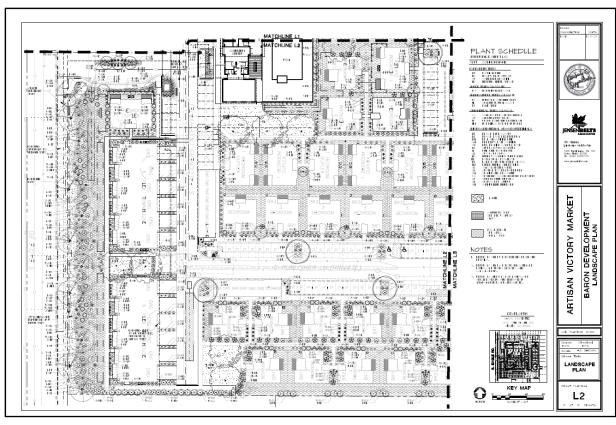
Bailey Engineering, Inc CIVIL ENGINEERING | PLANNING | CADD SHEET 6 OF 7

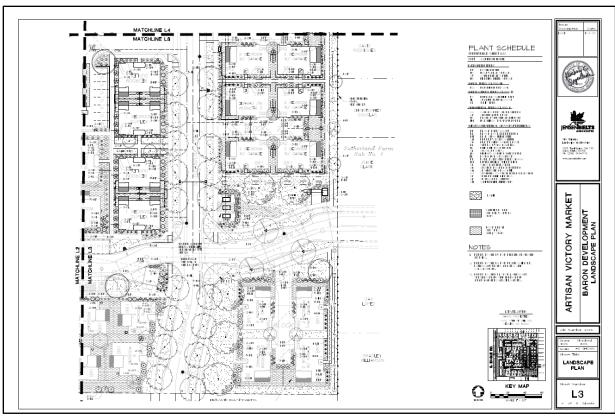
ARTISAN VICTORY MARKET Health Certificate Certificate Of County Surveyor I, the undersigned, Professional Land Surveyor in and for Ada County, Idaha, do hereby certify that I have checked this pirt and than it complies with the Sorte of Hallo Code relation to thiss and surveys. County Surveyor Approval of City Council District of Health Department, RERS Oty Clark, Meridian, Maho Approval of Ada County Highway District Certificate of County Treasurer The foreigning plot was accepted and approved by the Bound of Add County Highway District Corporationness on the $\frac{1}{2}$ day of $\frac{1}{2}$ 20 $\frac{1}{2}$ I, the indestgred. County Tension is and for the County of Alla State of Male, per the repartments of 1,000–1308 do benely certly that any and all correct analysis deliminant county projects these for the project problem. In this adolesing here been paid in All. This certification is will for the next fluity (30) days only. President ACHD County Trequirer Date Approval of City Engineer County Recorder's Certificate State of Idaho County of Ada se. Indrament No. _____ I, the undersigned, City Engineer in and for the City of Westdan, Ada County, Idaho, hereby approve this plat. Thereby certify that this instrument was field at the request of Habo Survey Group, $\underline{\mathbf{HC}}_{i}$ City Engineer Date Fee 1 _____ Deputy Ex-Officia Recorder Bailey Engineering, Inc. Civil Engineering | Planning | CADD

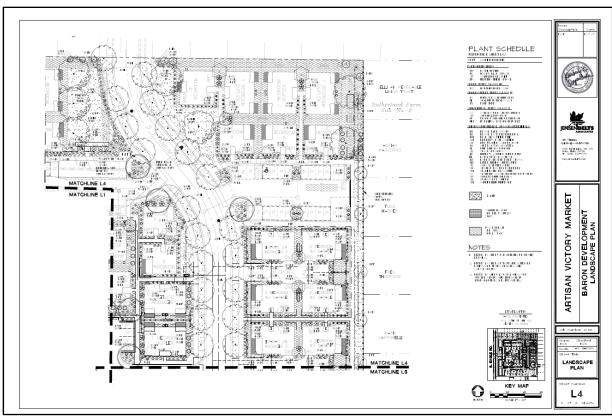
C. Landscape Plan (12/8/2023)

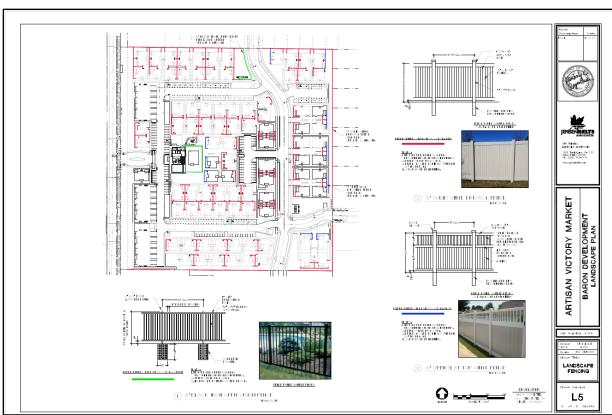


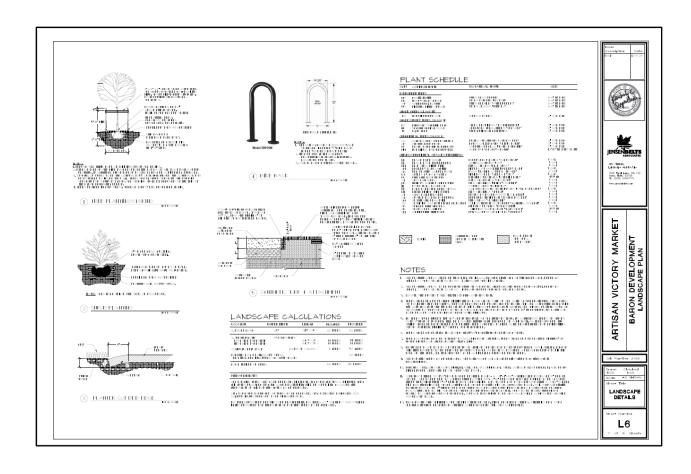




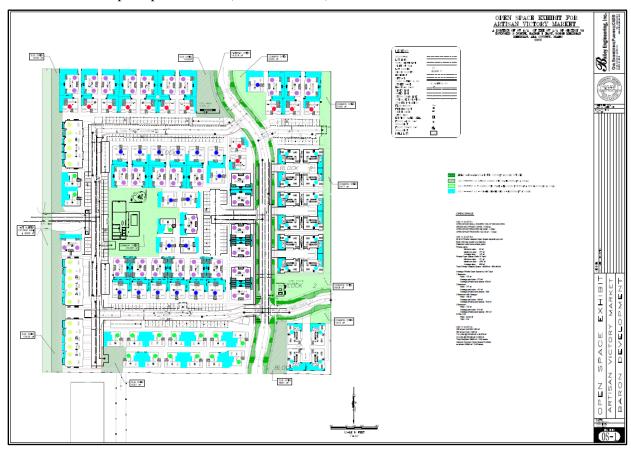








D. Common Open Space Exhibit (dated: 6/5/2023)





VI. CITY/AGENCY COMMENTS & CONDITIONS

A. PLANNING DIVISION

Site Specific Conditions:

- 1. Applicant shall comply with all previous conditions of approval associated with this development: H-2022-0066 and DA Inst. #2023-046920.
- 2. The applicant shall obtain the City Engineer's signature on the final plat within two (2) years of the date of approval of the preliminary plat (i.e. by July 11, 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 shown in Section V.B, prepared by Bailey Engineering, Inc., stamped on 09/18/23 by Cody M. McCammon, shall be revised prior to signature on the final plat by the City Engineer, as follows:

Plat Notes:

- a. Note #5: Revise this note as access to the site was approved from Eagle Road.
- b. Note #6: Include the recorded instrument number of the ACHD permanent easement.
- c. Note #7: Include the recorded instrument number of the ACHD License Agreement.

- d. Note #8: Include the recorded instrument number for the City of Meridian Sewer and Water easement.
- e. Note #9: Include the recorded instrument number of the existing sanitary sewer easement.
- f. Add note for the 45' ingress/egress easement.
- g. The plat shall include the land surveyor signed seal.
- 5. The Applicant shall obtain Certificate of Zoning Compliance and Administrative Design Review approval for the multi-family development prior to building permit submittal.
- 6. The private streets are approved subject to completion of the tasks listed in UDC <u>11-3F-3</u> within one year. Documentation of such shall be submitted to the Planning Division in order to receive final approval.
- 7. The private streets within the development shall be 26-feet wide and constructed in accord with the standards listed in UDC <u>11-3F-4B.2</u>. Gates or other obstacles restricting access are not approved.
- 8. "No Parking Fire Lane" signs shall be erected on both sides of the private streets within the development per requirement of the Fire Dept. and UDC <u>11-3F-4B.2d</u>.
- 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

 $\underline{https://weblink.meridiancity.org/WebLink/Browse.aspx?id=330553\&dbid=0\&repo=MeridianCit} \\ \underline{Y}$

C. DEPARTMENT OF ENVIRONMENTAL QUALITY (DEQ)

https://weblink.meridiancity.org/WebLink/DocView.aspx?id=331449&dbid=0&repo=MeridianCity

D. IDAHO TRANSPORTATION DEPARTMENT (ITD)

<u>https://weblink.meridiancity.org/WebLink/DocView.aspx?id=331855&dbid=0&repo=MeridianCity</u>