

## CITY OF STAR

# LAND USE STAFF MEMO

TO: Mayor & Council

City of Star Planning and Zoning Department Shur 1. Much 1. FROM:

**MEETING DATE:** September 6, 2022

FILE(S) #: FP-21-22, Final Plat, Rosti Farms Subdivision Phase 6

#### **STAFF REQUEST**

On October 12, 2021, the Council approved the Final Plat for Rosti Farms Subdivision, Phase 6 consisting of 31 residential lots and 4 common lots on 12.49 acres. The applicant has since decided to revise the phasing of the development and resubmit a new Phase 6 of the subdivision. Staff is requesting that Council rescind the previously approved Final Plat application for Phase 6.

#### **APPLCIANT/REPRESENTATIVE:**

#### **OWNER:**

Jamie Parker 3103 W. Sheryl Drive Meridian, Idaho 83642 Toll Southwest, LLC 313 W. Sheryl Drive Meridian, Idaho 83642

#### **HISTORY**

Council approved applications for Annexation and Zoning (AZ-20-03) and June 16, 2020

> Preliminary Plat/PUD (PP-20-02) for Rosti Farms Subdivision. The preliminary plat was approved for 426 single family residential lots, 60

common lots and 7 commercial lots.

November 17, 2020 Council approved applications for the Final Plats of Rosti Farms

> Subdivision, Phase 1 & 2. (FP-20-17, FP-20-19). Phase 1 included 48 residential lots and 11 common lots on 20.76 acres. Phase 2 consisted of

36 residential lots and 5 common lots on 9.07 acres.

April 6, 2021 Council approved applications for the Final Plats of Rosti Farms

Subdivision, Phase 3 & 4. (FP-21-04, FP-21-07). Phase 3 included 56 residential lots and 4 common lots on 21.43 acres. Phase 4 included 45

residential lots and 10 common lots on 15.29 acres.

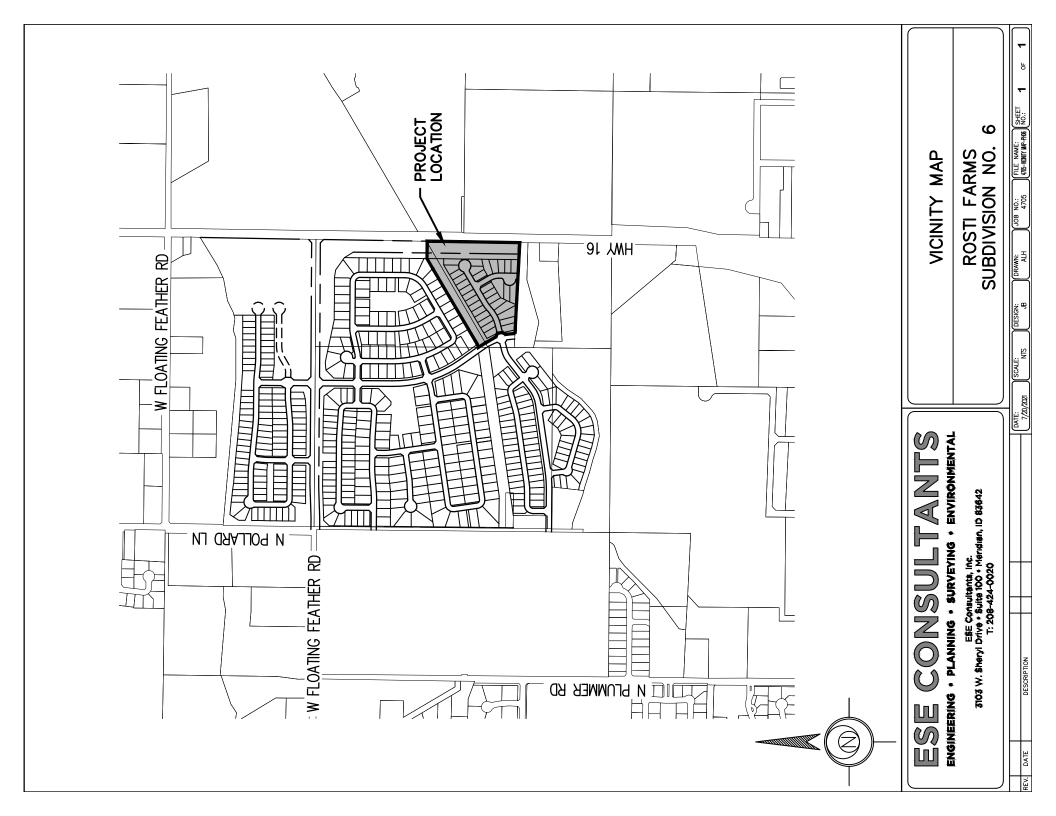
September 7, 2021 Council approved applications for the Final Plats of Rosti Farms

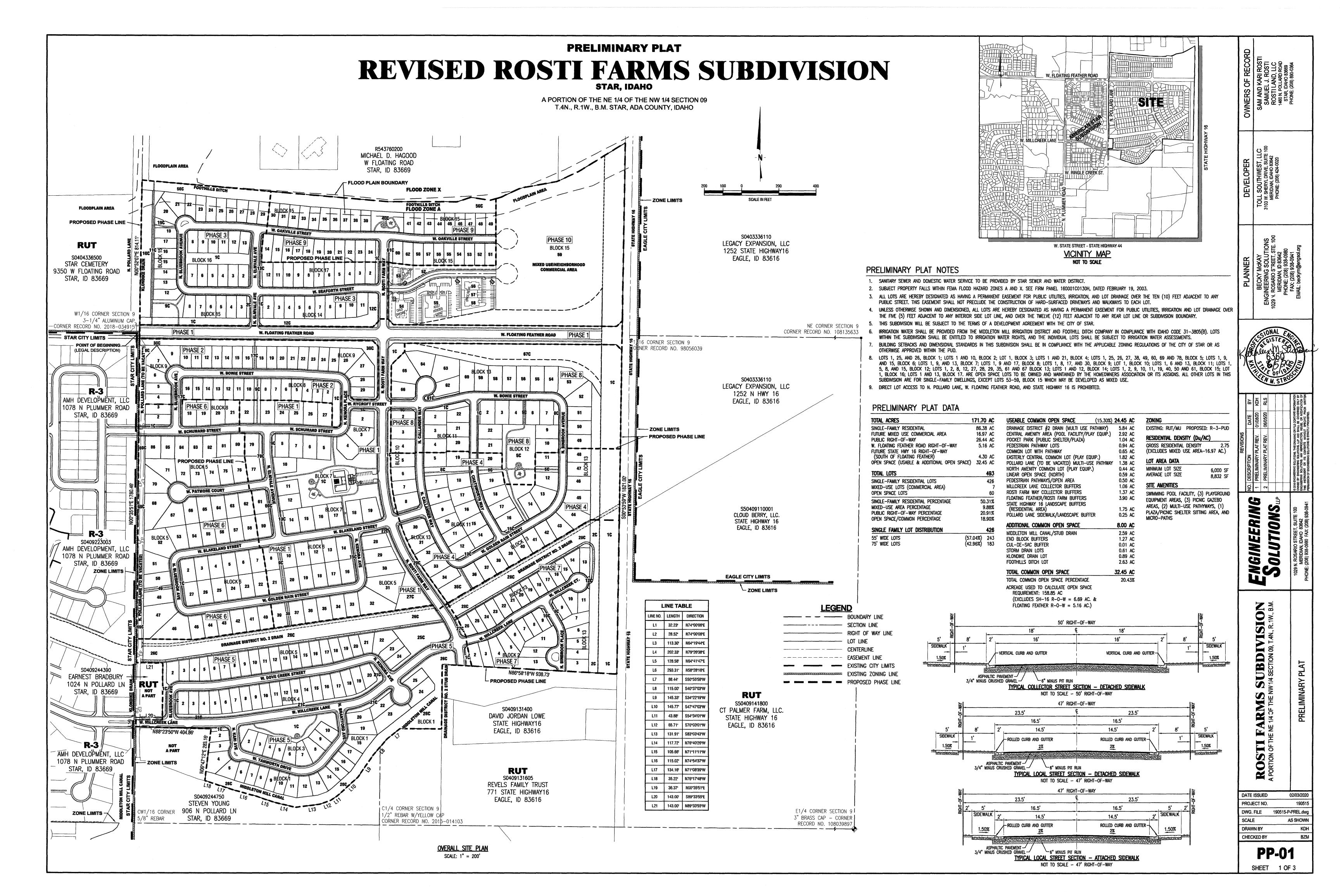
Subdivision, Phase 5. (FP-21-17). Phase 5 included 73 residential lots and

5 common lots on 28.86 acres.

October 12, 2021 Council approved applications for the Final Plat of Rosti Farms

Subdivision, Phase 5. (FP-21-22).





# ROSTI FARMS SUBDIVISION NO. 6 LOCATED IN THE W 1/2 OF THE NE 1/4 OF SECTION 9, TOWNSHIP 4 NORTH, RANGE 1 WEST, B.M. CITY OF STAR, ADA COUNTY, IDAHO CP&F INST. NO. 8806221 S89°39'50"E 1314.23' LINE TABLE LINE TABLE LINE LENGTH DIRECTION LINE LENGTH DIRECTION 16.97' N14\*32'24"E L17 23.52' S86**\***58**'**18**"**E L18 4.87' S0\*39'20"W L19 | 15.29' | N48\*00'00"E L12 35.87' N75\*46'38"E N14°30'00"W L20 29.24' N78°03'27"E 5.02 S75°30'00"W L13 | 14.14' | S59°20'40"E | POINT OF BEGINNING ~ L5 L14 | 14.37' | N60°39'20"E | L21 70.15' S0'39'24"W N61°24'43"W N89°06'06"W S89'06'06"E 155.78' L6 23.50' L15 | 31.50' | N89°20'40"W | L22 | 74.78' | S59°32'24"W N14°30'00"W L7 23.50' N14°30'00"W L16 | 23.52' | S86\*58'18"E L8 | 11.31' S75°27'36"E L9 | 16.97' | S75°27'36"E N59**°**32'24"E\_ \_N89°20'40"W \_N86°58'18"W EXISTING STAR SEWER & WATER DISTRICT EASEMENT - INSTR. NO. \_ UNPLATTED

CURVE TABLE							CURVE TABLE						CURVE TABLE						CURVE TABLE					
CURVE	LENGTH	RADIUS	DELTA	BEARING	CHORD	CURVE	LENGTH	RADIUS	DELTA	BEARING	CHORD	CURVE	LENGTH	RADIUS	DELTA	BEARING	CHORD	CURVE	LENGTH	RADIUS	DELTA	BEARING	CHORD	
C1	83.26'	525.00'	9 <b>°</b> 05'11"	N5°02'41"W	83.17'	C10	27.10'	323.50'	4*48'02"	N50°24'01"E	27.10'	C19	52.23'	173.50'	17"14'54"	N7*58'07"W	52.03'	C28	13.94'	20.00'	39 <b>°</b> 55'25"	N39°34'41"E	13.66'	
C2	145.52	525.00'	15 <b>°</b> 52'53"	N27°21'10"W	145.06'	C11	25.80'	276.50	5*20'49"	S50°40'25"W	25.79'	C20	41.99'	173.50'	13*52'02"	N23°31'35"W	41.89'	C29	5.84'	323.50'	1°02'05"	S59*01'21"W	5.84'	
С3	143.99'	300.00'	27*30'00"	S61°45'00"W	142.61'	C12	29.89'	276.50'	6"11'34"	S56*26'36"W	29.87'	C21	23.34'	20.00'	66*51'09"	N87°02'02"W	22.03'	C30	55.36'	323.50'	9*48'20"	S53*36'08"W	55.30'	
C4	60.42'	300.00'	11*32'24"	S53*46'12"W	60.32'	C13	68.70'	126.50'	31°06'56"	N14*54'08"W	67.86'	C22	31.80'	55.00'	33°07'51"	S70°10'23"E	31.36'	C31	3.95'	323.50'	0°41'58"	S48*20'59"W	3.95'	
C5	28.34'	100.00'	16 <b>°</b> 14'14"	S67*39'31"W	28.24	C14	26.97	19.00'	81°20'00"	N41*19'20"E	24.76'	C23	60.29'	55.00'	62*48'41"	N61*51'21"E	57.32'	C32	36.51	276.50'	7*33'55"	N51*46'58"E	36.48'	
C6	81.46'	150.00'	31°06'56"	N14*54'08"W	80.46'	C15	17.62	54.00'	18*41'36"	S72*38'32"W	17.54	C24	57.60'	55.00'	60°00'00"	N0°27'00"E	55.00'	C33	55.12'	276.50'	11°25'16"	N61*16'34"E	55.03'	
C7	27.24	323.50'	4*49'29"	N73°05'15"E	27.23'	C16	66.10'	54.00'	70°07'54"	S2813'47"W	62.05'	C25	52.39'	55.00'	54*34'43"	N56*50'21"W	50.43'	C34	41.08'	276.50'	8*30'48"	N71*14'36"E	41.05'	
C8	49.79	323.50'	8*49'08"	N66°15'57"E	49.74	C17	69.59'	54.00'	73 <b>°</b> 50'30"	S43°45'25"E	64.88'	C26	35.00'	55.00'	36 <b>°</b> 27'39"	S77*38'28"W	34.41'	•				•		
C9	51.13'	323.50'	9*03'21"	N5719'42"E	51.08'	C18	26.97	19.00'	81°20'00"	N40°00'40"W	24.76'	C27	38.20'	55.00'	39 <b>°</b> 47'39"	S39*30'48"W	37.44							

S89°35'15"E 2627.70'

CP&F INST. NO. 2015-014103

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LEGEND

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# SUBDIVISION BOUNDARY — SECTION LINE CENTERLINE LOT LINE ADJACENT PROPERTY LINE PUBLIC UTILITY, PRESSURE IRRIGATION & LOT DRAINAGE EASEMENT LINE -SEE NOTES 1 & 2 OTHER EASEMENT LINE AS NOTED FOUND ALUMINUM CAP MONUMENT FOUND BRASS CAP MONUMENT SET 5/8"x30" REBAR w/PLASTIC CAP SET 1/2"x24" REBAR w/PLASTIC CAP FOUND 5/8" REBAR AS NOTED FOUND 1/2" REBAR AS NOTED CALCULATED POINT, NOT SET **LOT NUMBER**

### NOTES

- 1. ALL LOT LINES COMMON TO PUBLIC STREETS ARE HEREBY DESIGNATED TO HAVE A SIXTEEN (16) FOOT PERMANENT EASEMENT FOR PUBLIC UTILITIES, IRRIGATION AND LOT DRAINAGE, UNLESS OTHERWISE SHOWN. THIS EASEMENT SHALL NOT PRECLUDE THE CONSTRUCTION OF PROPER HARD-SURFACED DRIVEWAYS AND WALKWAYS FOR ACCESS TO EACH INDIVIDUAL LOT.
- 2. ALL LOTS ARE HEREBY DESIGNATED AS HAVING A FIVE (5) FOOT PERMANENT EASEMENT ON EACH SIDE OF THE INTERIOR SIDE LOT LINES, AND TWELVE (12) FOOT PERMANENT EASEMENT CONTIGUOUS TO ALL REAR LOT LINES, FOR PUBLIC UTILITIES, PRESSURE IRRIGATION, AND LOT DRAINAGE, UNLESS OTHERWISE SHOWN. ALL OTHER EASEMENTS ARE AS SHOWN.
- 3. MINIMUM BUILDING SETBACKS SHALL BE IN ACCORDANCE WITH THE CITY OF STAR APPLICABLE ZONING AND SUBDIVISION REGULATIONS AT THE TIME OF ISSUANCE OF INDIVIDUAL BUILDING PERMITS OR AS SPECIFICALLY APPROVED AND/OR REQUIRED, OR AS SHOWN ON THIS PLAT.
- ANY RE-SUBDIVISION OF THIS PLAT SHALL COMPLY WITH THE APPLICABLE ZONING REGULATIONS IN EFFECT AT THE TIME OF THE RESUBDIVISION.
- IRRIGATION WATER HAS BEEN PROVIDED BY THE MIDDLETON IRRIGATION ASSOCIATION, INC. AND FOOTHILLS DITCH COMPANY IN COMPLIANCE WITH IDAHO CODE SECTION 31-3805(1)(b). LOTS WITHIN THE SUBDIVISION SHALL BE ENTITLED TO IRRIGATION WATER FROM THESE IRRIGATION ENTITIES, TO BE DELIVERED TO LOTS THROUGH A PRESSURIZED IRRIGATION SYSTEM OWNED AND MAINTAINED BY THE HOMEOWNER ASSOCIATION. THE HOMEOWNER ASSOCIATION WILL BE SUBJECT TO ASSESSMENTS BY THESE IRRIGATION ENTITIES.
- 6. MAINTENANCE OF ANY IRRIGATION OR DRAINAGE PIPE OR DITCH CROSSING A LOT SHALL BE THE RESPONSIBILITY OF THE LOT OWNER UNLESS SUCH RESPONSIBILITY IS ASSUMED BY AN IRRIGATION/DRAINAGE ENTITY OR THE HOMEOWNER ASSOCIATION.
- 7. LOTS 23 AND 40, BLOCK 13 AND LOTS 1 AND 10, BLOCK 20 ARE DESIGNATED AS COMMON LOTS AND SHALL BE OWNED AND MAINTAINED BY THE ROSTI FARMS SUBDIVISION HOMEOWNER'S ASSOCIATION, OR ITS ASSIGNS. SAID LOTS ARE COVERED BY BLANKET EASEMENTS FOR PUBLIC UTILITIES, IRRIGATION AND LOT DRAINAGE.
- 8. THIS DEVELOPMENT RECOGNIZES IDAHO CODE SECTION 22-4503, RIGHT TO FARM ACT, WHICH STATES "NO AGRICULTURAL OPERATION, AGRICULTURAL FACILITY OR EXPANSION THEREOF SHALL BE OR BECOME A NUISANCE, PRIVATE OR PUBLIC, BY ANY CHANGED CONDITIONS IN OR ABOUT THE SURROUNDING NONAGRICULTURAL ACTIVITIES AFTER IT HAS BEEN IN OPERATION FOR MORE THAN ONE (1) YEAR, WHEN THE OPERATION, FACILITY OR EXPANSION WAS NOT A NUISANCE AT THE TIME IT BEGAN OR WAS CONSTRUCTED. THE PROVISIONS OF THIS SECTION SHALL NOT APPLY WHEN A NUISANCE RESULTS FROM THE IMPROPER OR NEGLIGENT OPERATION OF AN AGRICULTURAL OPERATION, AGRICULTURAL FACILITY OR EXPANSION
- THIS SUBDIVISION IS SUBJECT TO THE TERMS OF A DEVELOPMENT AGREEMENT RECORDED AS INSTRUMENT NO. 2020-156437, RECORDS OF ADA COUNTY, IDAHO.
- 10. PORTIONS OF LOT 23, BLOCK 13 AS SHOWN HEREON ARE SERVIENT TO AND CONTAIN THE ADA COUNTY HIGHWAY DISTRICT STORM WATER DRAINAGE SYSTEM. THIS LOT IS ENCUMBERED BY THAT CERTAIN MASTER PERPETUAL STORM WATER DRAINAGE EASEMENT RECORDED ON NOVEMBER 10, 2015 AS INSTRUMENT NO. 2015-103256, OFFICIAL RECORDS OF ADA COUNTY, AND INCORPORATED HEREIN BY THIS REFERENCE AS IF SET FORTH IN FULL (THE "MASTER EASEMENT"). THE MASTER EASEMENT AND THE STORM WATER DRAINAGE SYSTEM ARE DEDICATED TO ADA COUNTY HIGHWAY DISTRICT PURSUANT TO SECTION 40-2302, IDAHO CODE THE MASTER EASEMENT IS FOR THE OPERATION AND MAINTENANCE OF THE STORM WATER DRAINAGE SYSTEM.
- 11. THIS SUBDIVISION IS SUBJECT TO THE TERMS OF AN ADA COUNTY HIGHWAY DISTRICT LICENSE AGREEMENT RECORDED AS INSTRUMENT NO. \_\_\_\_\_, RECORDS OF ADA COUNTY, IDAHO.
- 12. DIRECT LOT OR PARCEL ACCESS TO N. WORSLEY WAY AND STATE HIGHWAY 16 IS PROHIBITED.

# SURVEYOR'S NARRATIVE

CP&F INST. NO.

THE BOUNDARY FOR THIS SUBDIVISION WAS DEVELOPED FROM SURVEYED TIES TO CONTROLLING SECTION CORNER MONUMENTATION, THE PLATTED SUBDIVISION BOUNDARY OF ROSTI FARMS SUBDIVISION NO. 4, ROSTI FARMS SUBDIVISION NO. 5, INFORMATION FROM RECORD OF SURVEY NUMBERS 109, 111, 2649, 4288, 6767, 7072, 11174, AND CURRENT DEEDS OF RECORD. THE SURVEYED MONUMENTATION AND CONTROLLING BOUNDARIES FIT THE RECORDS WELL AND WERE ACCEPTED TO ESTABLISH THE BOUNDARY FOR THIS SUBDIVISION SHOWN HEREON.







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