

# **Attachment A**

## **Application**



## Conditional Use Application

PROPERTY INFORMATION			
Property Address: 15880 S Redwood Rd			
Parcel Numbers: 33212270010000			
Acres: 1.09		Proposed building square footage:	
Request: Amend initial application (File Number 39CI5) #6. Install a 45' pylon sign at entrance to			
Rockwell Landing Business Park.			
APPLICANT INFORMATION			
Name of Applicant: Braiden Rindlisbacher			
Address of Applicant: [REDACTED]			
Email of Applicant: [REDACTED]		Phone: [REDACTED]	
Applicants Affiliation with the Subject Property:			
<input checked="" type="checkbox"/> Owner <input type="checkbox"/> Engineer <input type="checkbox"/> Architect <input type="checkbox"/> Other			
Engineer: (if not listed above)			
Email of Engineer: [REDACTED]		Phone of Engineer: [REDACTED]	
Architect: (if applicable)			
Email of Architect: n/a		Phone of Architect:	
Property Owner: (if not listed above)			
Email of Owner: [REDACTED]		Phone: [REDACTED]	
OFFICE USE ONLY			
Date Received:	Received By:	File Number:	Fee:
Zone:	Assigned Planner:		Receipt #

## APPLICANT'S AFFIDAVIT

State of Utah                    )  
City of Herriman                )

I (we), Braiden Zindlsbacher, being duly sworn, depose and say that I (we) am (are) the owner(s) or authorized agent(s) of owner, of property involved in the attached application and that the statements and answers contained herein in the attached plans and other exhibits thoroughly, to the best of my (our) ability, present the argument in behalf of the application requested herewith and that the foregoing statements and information above referred to are in all respects true and correct to the best of my (our) knowledge and belief.

Signed 

STATE OF UTAH                    )  
   §  
COUNTY OF SALT LAKE)

On this 21 of March, in the year 2024, before me Kathleen White, personally appeared Braiden Zindlsbacher, proved to me through satisfactory evidence of identification, which was UT DL, to be the person whose name is signed on the preceding document in my presence.

  
Notary Signature



\*May be owner of record, contract owner, party to valid earnest money agreement, option holder or have other legal control of the property.

## AGENT AUTHORIZATION

I (we), \_\_\_\_\_, the owner(s) of the real property at \_\_\_\_\_ Herriman, Utah, do hereby appoint \_\_\_\_\_ as my (our) agent to represent me (us) with regard to this application affecting the above described real property, and authorize \_\_\_\_\_ to appear on my (our) behalf before any City Boards considering this application.

Signed \_\_\_\_\_

STATE OF UTAH                    )  
   §  
COUNTY OF SALT LAKE)

On this \_\_\_\_\_ of \_\_\_\_\_, in the year 20\_\_\_\_, before me \_\_\_\_\_, personally appeared \_\_\_\_\_, proved to me through satisfactory evidence of identification, which was \_\_\_\_\_, to be the person whose name is signed on the preceding document in my presence.

\_\_\_\_\_  
Notary Signature



Conditional Use Checklist		City Use Only	
Applicant Submitted	All information should be submitted electronically to <a href="mailto:planning@herriman.org">planning@herriman.org</a>	Accepted	N/A Initials
Initial_____	Conditional Use Application, including a description of the proposed use and the appropriate fee		
Initial_____	A statement by the applicant demonstrating how the conditional use permit request meets the approval standards (See attached)		
	Site Plan submittal information (Land Development Code 10-5-12), which includes:		
Site plan showing the following:			
Initial_____	All infrastructure and development facilities related to the project located within two hundred fifty feet (250') of the site boundary		
Initial_____	Layout, dimensions, and names of existing and future road rights-of-way		
Initial_____	Project name, north arrow, and tie to a section monument		
Initial_____	The boundary lines of the project site with bearings and distances		
Initial_____	Layout and dimensions of proposed streets, buildings, parking areas, and landscape areas		
Initial_____	Location, dimensions, and labeling of other features such as bicycle racks, dumpsters, trash cans, fences, signage, and mechanical equipment		
Initial_____	Location of man-made features including irrigation facilities, bridges, railroad tracks, and buildings		
Initial_____	A tabulation table, showing total gross acreage, square footage of street rights-of-way, square footage of building footprint, square footage of total building floor area, square footage of landscaping, number of parking spaces, and if any, the number and type of dwellings, and the percentage devoted to each dwelling type and overall dwelling unit density		
Initial_____	Identification of property, if any, not proposed for development		
Grading and drainage plan showing the following:			
Initial_____	North arrow, scale, and site plan underlay		
Initial_____	Topography contours at two foot (2') intervals		
Initial_____	Areas of substantial earth moving with an erosion control plan		
Initial_____	Location of existing water courses, canals, ditches, springs, wells, culverts, and storm drains, and proposed method of dealing with all irrigation and waste water		
Initial_____	Location of any designated FEMA floodplain and/or wetland boundaries;		
Initial_____	Direction of stormwater flows, catch basins, inlets, outlets, waterways, culverts, detention basins, orifice plates, outlets to off-site facilities, and off-site drainage facilities when necessary based on adopted City standards and specifications; and		



<b>Utility plan showing the following:</b>			
Initial_____	North arrow, scale, and site plan underlay		
Initial_____	All existing and proposed utilities including, but not limited to, sewer, culinary water, secondary water, fire hydrants, storm drains, subsurface drains, gas lines, power lines, communications lines, cable television lines, and street lights		
Initial_____	Minimum fire flow required by the Building Code for the proposed structures, and fire flow calculations at all hydrant locations		
Initial_____	Location and dimensions of all utility easements		
Initial_____	A letter from each utility provider, other than the City, addressing the feasibility and their requirements to serve the project;		
Initial_____	<b>Landscaping plan, consistent with the requirements of chapter 23 of this title</b>		
<b>Building elevations for all buildings showing the following:</b>			
Initial_____	Accurate front, rear, and side elevations drawn to scale		
Initial_____	Exterior surfacing materials and colors, including roofing material and color		
Initial_____	Outdoor lighting, furnishings, and architectural accents		
Initial_____	Location and dimensions of proposed signs		
Initial_____	Where one or more conditions of unusual soil, vegetation, geology, or slope exist, resulting in increased fire, flood, or erosion hazards, traffic circulation problems, sewage disposal problems, or potential property damage from extensive soil slippage and subsidence, an applicant shall, upon request of the Planning Commission or City Engineer, provide contour and drainage plans, cut and fill specifications, and soil and geologic reports. The required details of such reports and plans may vary depending on the severity of the unusual conditions, but in any event such plans and reports shall be reviewed and approved by the City prior to final approval of a site plan;		
<b>The following documents:</b>			
Initial_____	Any agreements with adjacent property owners regarding development of the site		
Initial_____	Evidence of compliance with applicable Federal, State, and local laws and regulations, if requested by the Planning Commission or Community Development Director		
Initial_____	A traffic impact analysis, if requested by the Planning Commission or City Engineer		
Initial_____	Warranty deed and preliminary title report or other document showing the applicant has control of the property		
Initial_____	Parcel maps from the County Recorder's Office showing the subject property and all property located within four hundred feet (400') thereof.		



### **CONDITIONAL USE STANDARDS**

Approval Standards: A conditional use permit shall run with the land and may require the applicant to record documents to that effect. The Planning Commission and staff, in their review capacity, may impose site plan modifications and conditions to mitigate the reasonably anticipated detrimental effects of a conditional use. All conditional uses shall meet the following standards:

1. The proposed conditional use shall comply with City, State, and Federal codes as applicable to the site where the conditional use will be located.
2. The proposed conditional use is consistent with the applicable objectives, goals, and policies of the General Plan.
3. The proposed conditional use and associated plans include substantial mitigation of reasonably anticipated detrimental effects arising from the conditional use, including, but not limited to:
  - a. Detrimental effects of decreased street service levels and/or traffic patterns including the need for street modifications such as dedicated turn lanes, traffic control devices, safety, street widening, curb, gutter and sidewalks, location of ingress/egress, lot surfacing and design of off-street parking and circulation, loading docks, as well as compliance with off-street parking standards, including other reasonable mitigation as determined by a qualified traffic engineer.
  - b. Detrimental effects on the adequacy of utility systems, service delivery, and capacities, including the need for such items as relocating, upgrading, providing additional capacity, or preserving existing systems, including other reasonable mitigation as determined by the City's engineering staff, contracted engineers, and utility service providers.
  - c. Detrimental effects on connectivity and safety for pedestrians and bicyclists.
  - d. Detrimental effects by the use due to its nature including (1) noise that exceeds sound levels normally found within the neighborhood or surrounding zone, (2) odors beyond what is normally considered acceptable within the neighborhood or surrounding zone, and (3) environmental impacts such as dust, fumes, smoke, odor, noise, vibrations, chemicals, toxins, pathogens, gases, heat, light, electromagnetic disturbances, and radiation. Detrimental effects by the use may also include hours of operation and the potential to create an attractive nuisance.
  - e. Detrimental effects that increase the risk of contamination of or damage to adjacent properties and injury or sickness to people arising from, but not limited to, waste disposal, fire safety, geologic hazards, soil or slope conditions, liquefaction potential, site grading/topography, storm drainage/flood control, high ground water, sensitive lands, environmental health hazards, or wetlands, as determined by City Engineer, City geologist and other qualified specialists.
  - f. Detrimental effects of modifications to or installation of signs and exterior lighting



- that conflict with neighborhood compatibility.
- g. Detrimental effects arising from incompatible designs in terms of use, scale, intensity, height, mass, setbacks, character, construction, solar access, landscaping, fencing, screening, and architectural design and exterior detailing/finishes and colors within the neighborhood in which the conditional use will be located.
  - h. Detrimental effects on the tax base and property values.
  - i. Detrimental effects on the current level of economy in governmental expenditures.
  - j. Detrimental effects on emergency fire service and emergency vehicle access.
  - k. Detrimental effects on usable open space.
  - l. Inadequate maintenance of the property and structures in perpetuity including performance measures, compliance reviews, and monitoring.
4. Conditions may be imposed as necessary to conform the proposed conditional use permit to the requirements set forth in subsection E of this section. Such conditions shall be expressly set forth in the approval authorizing the conditional use.

### Conditional Use Standards Response

1. Yes
2. Yes
3. Yes
  - a. None foreseen
  - b. None foreseen
  - c. None foreseen
  - d. None foreseen
  - e. None foreseen
  - f. This will be located next to a major corridor and within non-residential zone. We don't foresee any conflict with neighborhood compatibility.
  - g. We initially met with the planning commission 2 years ago with our initial sign design and proposal. Due to their feedback and request, we modified the entire design and size of the sign various times and ended on the current design. We feel that this is compatible with the vision and requirements of the city and see it as compatible with the neighborhood in which it will be constructed.
  - h. None foreseen
  - i. None foreseen
  - j. None foreseen
  - k. None foreseen
  - l. No offsite advertising is permitted and will be complied with fully. Full landscaping with dryscape and plants/shrubs will be completed within the sign easement.
4. N/A





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## Statement on Phased Development

Scenic Development Group, LLC  
14572 South 790 West A100  
Bluffdale, UT 84065

Date: 3.20.24

Herriman City  
5355 West Main Street  
Herriman, UT 84096

RE: Statement on Phased Development

Clint,

This statement on phased development is in regards to Rockwell Landing Phase 3 Lot 1. This lot will be incorporated as part of the Rockwell Landing Business Park. Our timeline of completion from a platted lot to a fully constructed building is 3-5 years.

Sincerely,

Braiden Rindlisbacher, Project Manager  
Scenic Development Group, LLC

Office: 801.253.1237  
14572 South 790 West Suite A100 Bluffdale, Utah 84065