

Commissioner Wright **moved** to approve the Conditional Use Permit request for CenterPoint Legacy Theatre at 525 North 400 West subject to the following conditions and reasons for action. Commissioner Summerhays seconded the motion, which passed by unanimous vote (5-0).

Conditions:

1. This Conditional Use Permit shall apply only to the user space located at 525 North 400 West.
2. This Conditional Use Permit approval is for the Recreation and entertainment, outdoor use.
3. All vehicles shall be parked within parking stalls and not in access lanes.
4. This Conditional Use Permit approval is for performances on Friday and Saturday nights, with possible Monday night performances.
5. All performances, noise, and lighting, shall be terminated by 10:00 p.m. each night.
6. This permit shall expire on August 11, 2020.

Reasons for the Action:

- a) The Planning Commission finds that the land use of recreation and entertainment, outdoors is a conditional use within the Public Facilities-High Zone [CZC 12.36 (Table of Uses)].
- b) The use is consistent with the expectation of the City's General Plan [Section 12-480-5].
- c) The Planning Commission finds that with the implemented conditions of approval, the criteria for issuance of the Conditional Use Permit have been satisfied, as described in the applicable staff report.

PUBLIC HEARING – BANK OF AMERICA CONCEPTUAL SITE PLAN

Cory Snyder, Community Development Director, explained the Conceptual Site Plan submitted for Bank of America (former Iggy's location). The owner desires to amend the approved site plan for the property with demolition of the existing building and construction of a new main building. Mr. Snyder mentioned Staff concerns, and said he was comfortable with Conceptual Site Plan approval with recommended directives.

Commissioner Wright asked if planned UDOT revisions to the Parrish Lane interchange and the Parrish Lane/Market Place Drive intersection were taken into account. Mr. Snyder said it was anticipated there would be some acquisition of land on Parrish Lane for the UDOT project, but exact amounts and locations were not known. He said the RDA would address those issues.

Orlando Taylor, representing the applicant, stated a storyboard would be provided, and spoke to other concerns raised by Mr. Snyder. Chair Hayman opened a public hearing at 7:41 p.m., and closed the public hearing seeing that no one electronically indicated a desire to comment. Commissioner Summerhays disclosed that the firm for which he works professionally does business in the same market as Mr. Taylor's firm (Gensler), but stated he was not aware of any current business between the two companies that would pose a conflict of interest.

Commissioner Daly **moved** to accept the Conceptual Site Plan Application, submitted by Deerwood Investments Utah LLC, for the proposed Bank of America development, located at 782 West Parrish Lane, subject to the following directives and reasons for action. Commissioner Summerhays seconded the motion, which passed by unanimous vote (5-0).

Directives:

1. The applicant's next step is to prepare and submit a Final Site Plan Application that complies with submittal provisions of CZC 12.21.110(e).
2. The Final Site Plan design and layout is to substantially conform with this Conceptual Site Plan Acceptance, or as amended by this acceptance or by the City at Final Site Plan Approval.
3. The Final Site Plan is to conform with the Conceptual Site Plan submittals presented to the Planning Commission and shall be corrected or amended as follows:
 - a. Any mechanical equipment facilities or areas on the ground or on the roof must be screened from public view [see CZC 12.51.110(d) & (e)].
 - b. Bank uses are required to have a minimum of three (3) stacked parking spaces for each drive-through lane [see CZC 12.52.(d)].
 - c. The two-way drive isles need to be corrected from 24 feet to the Zoning Code required 25 feet in width [see CZC 12.52.310].
 - d. The Final Site Plan shall address the required "storyboard" regarding the use of colors, materials, expected articulation parameters and design features [see CZC 12.63.040].
 - e. The Final Site Plan submittal should address the expected "public amenities" [see CZC 12.63.040(b)].
 - f. The Final Site Plan submittal is to address the style of the replacement lighting fixtures which are to be compatible with the existing fixture design and style.
4. The applicant shall consult with the City Engineer regarding the proposed re-grading plan and determine how storm water runoff should be managed either by existing facilities or whether an on-site basin is needed to meet current applicable regulations.
5. A sign permit is required prior to the erection, installation, or use of the proposed signs, which is a separate and distinct approval from any site plan approval.
6. The site is located within a redevelopment area enacted by the City and is subject to other provisions and restrictions defined by the Redevelopment Agency. Therefore, the proposed changes and alterations to this specific site must obtain approval from the Redevelopment Agency.
7. Lastly, these Conceptual Acceptance Directives are to help facilitate compliance with applicable City provisions regarding the proposed "Bank of America" development. However, there may be other applicable City regulations that have not been identified at this level of review. Consequently, there may be other standards or adjustments identified during a Final Site Plan review.

Reasons for the Action:

- a) The Planning Commission finds that the Conceptual Site Plan has been reviewed in accordance with CZC 12.21.110(d).
- b) The Planning Commission finds that the Conceptual Site Plan has been reviewed considering the applicable provisions of the Centerville Zoning Ordinance, as outlined in the applicable Planning Staff Report.
- c) The Planning Commission finds that "Acceptance" of a Conceptual Site Plan is not intended to permit actual development of property pursuant to such plan but is to be prepared and reviewed merely to represent how the property could be developed [see CZC 12.21.110(d)(5)].
- d) Lastly, the Planning Commission finds that any conditions of acceptance are to be limited to conditions needed to conform the conceptual site plan to approval standards and ordinance requirements [see CZC 12.21.110(d)(4)].

ZONING CODE AMENDMENTS – CHAPTER 12.69 (MEDICAL CANNABIS FACILITIES)

Lisa Romney, City Attorney, stated the proposed Zoning Code Amendments were postponed to the July 8, 2020 meeting.

COMMUNITY DEVELOPMENT DIRECTOR REPORT AND COUNCIL REPORT

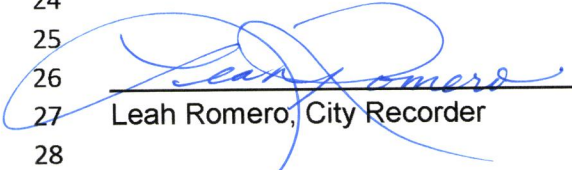
The Planning Commission is scheduled to meet next on July 8, 2020. Commissioner Wright suggested a presentation from the Centerville Tree Board at a future Planning Commission meeting.

MINUTES REVIEW AND ACCEPTANCE

The minutes of the June 10, 2020 Planning Commission meeting were reviewed. Chair Hayman requested an amendment. Commissioner Wright **moved** to accept the minutes as amended. Commissioner Daly seconded the motion, which passed by unanimous vote (5-0).

ADJOURNMENT

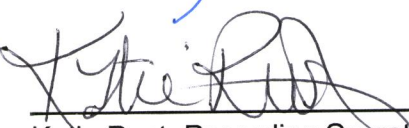
At 7:56 p.m., Chair Haman **moved** to adjourn the meeting. Commissioner Wright seconded the motion, which passed by unanimous vote (5-0).



Leah Romero, City Recorder

July 8, 2020

Date Approved



Katie Rust, Recording Secretary

