

Paradise Town Council Meeting
April 6, 2016
7:30 p.m.

Council Members Present:

Mayor Rinderknecht, Kyle Smith, Vic Little, Martell Lowe, Alyssa Petersen (Recorder)

Excused: Spencer Winn

Townpeople Present: John Stark (Planning Commission Chairman), David and Eileen Snider

Minutes: The Minutes of March 16, 2016 were emailed to all the Council members previous to the meeting. Vic made the change to add Spencer's name under the "present" section at the meeting in the March 16, 2016 minutes. Alyssa made that change. Vic made a motion to accept the minutes as amended, Martell seconded that motion, all in favor.

Bills: Martell read the bills, Vic made a motion to accept the bills as read; Kyle seconded that motion, all in favor.

Public Comment: David Snider asked if the Cache Valley Transit Authority (bus) doesn't come out to Paradise because Paradise Town refuses to pay a quarter cent increase in tax. Mayor Rinderknecht explained that the bus doesn't come out here because they don't feel that there are enough people who ride the bus here.

Department Expenditures:

No department expenditures at this time.

Planning and Zoning

- **Sniders-Outbuildings-8815 S. 200 E.-** The Sniders attended the Planning and Zoning meeting April 4, 2016. They turned in a completed application including a septic clearance and water share information. They are asking for clearance to build 3 outbuildings, a shed, and two hoop-houses. The Planning Commission approved the clearance. Kyle suggested that the sniders clarify on the Kyle made a motion to approve the clearance for the sniders outbuildings, Martell seconded that motion, all in favor.

Discuss/Adopt Appeal Authority, Board of Adjustment Ordinance, Zoning Chapter

4: The Council and Commission became aware of the fact that the current Board of Adjustment Ordinance in place is extremely out-of-date and needs to be updated to follow the State Code. The Commission was able to obtain a sample Ordinance from Utah League of Cities and Towns. The Commission made some small changes to make the Ordinance to apply to Paradise Town and then listened to public comment on the Ordinance at the Public Hearing held April 4, 2016. After some minor changes to clarify if the days specified are business days or calendar days. The Commission looked over the

updated applications that were discussed at the Public Hearing. Kyle suggested adding the sentence “see attached fee schedule” in parenthesis after it says that a “non-refundable fee is due” on the application. The Council and John like the idea to reference a fee schedule. John pointed out that the Planning Commission is trying to reference a fee schedule in all the Ordinances as they are updated. The Council liked that and will make that amendment to the applications for a variance and an appeal. Vic made a motion to hold a roll call vote to approve the Board of Adjustments, Zoning Chapter 4, as discussed with the necessary changes along with the updated variance application and the appeal application and with the fees for both applications at 100.00 each, non-refundable, Kyle seconded that motion.

Approval of Zoning, Chapter 4, Appeal Authority, Board of Adjustment
Roll Call Vote

Mayor Rinderknecht: Yes

Kyle Smith: Yes

Spencer Winn: Absent

Vic Little: Yes

Martell Lowe: Yes

Motion carries with four yes’

Discuss/Adopt Zoning Ordinance Chapter 3-3 Additions, Enlargements, and

Moving, #2- Nonconforming Buildings: The Planning Commission made some changes to this Ordinance after it was brought to their attention that the current ordinance negatively affects multiple people in Town and that it would be in the Town residents best interest to change this Ordinance to make an exception for older homes that may not meet all the setbacks due to the fact that they were built before the Ordinances were in place. After they made some changes, they then made a recommendation to the Town Council. The Town Council then sent their amendments back to the Planning Commission. A Public Hearing was held by the Planning Commission on April 4, 2016. The final recommendation was written by the Planning Commission after listening to the Public Comment on the changes. Kyle is concerned about putting too many limitations on people building on their own property. John and Kyle had discussion on the setbacks of smaller lots and how it is explained in the zoning ordinances. John pointed out that in Chapter 2; the setbacks are reduced if the size of the lot is reduced. John recently became aware of where these setbacks are discussed in Chapter 2 of the Zoning Ordinance book. John suggested that the Council limits the expansion or enlargement of a home with close neighbors or that sit on an “inside” lot. Vic feels that this is already addressed in the proposed Ordinance that the Commission recommended. Vic felt that the proposed Ordinance was a good “compromise.” Vic would like it to say “100% of the lineal footage of the nonconforming side of the dwelling, or 50 feet, whichever is more” John would like to keep 50 feet the maximum you could expand of the lineal footage. Kyle suggested making it 150% and the other Council members agreed. Kyle made a motion to approve the revised Ordinance changes that the Planning Commission proposed at the hearing on April 4, with the change of going from 100% of lineal footage to 150% of the lineal footage,

Approval of Zoning Ordinance, Chapter 3-3, Nonconforming Buildings- Additions, Enlargements and Moving, #2

Roll Call Vote

Mayor Rinderknecht: Yes

Kyle Smith: Yes

Spencer Winn: Excused from this meeting.

Vic Little: Yes

Martell Lowe: Yes

Motion carries with four yes'.

Road Discussion: Mayor Rinderknecht asked the Council what they thought the best option would be for the road up to Charlieville. Martell and Kyle have looked at the road and feel that it could be “patched” and not necessarily completely re-done. Mayor Rinderknecht suggested calling Travis with Morgan Paving and having him look at it and see what could be done with it. Martell called him and hasn't received a call back. Martell is worried that a “patch” job may not be the best option. He would like a second opinion. The Council discussed if it would be cheaper to over-lay it. Mayor Rinderknecht encouraged the Council to let Martell know if there are any bad pot holes that need patched so he can keep track of them and get them fixed.

Law Enforcement Contract: The Sheriff's office has sent their Law Enforcement Contract and the Animal Control Contract. The price hasn't increased since last year. Sherriff Jensen would like to come to the next meeting. Vic made a motion to accept the Law Enforcement services for the 2016 fiscal year; Kyle seconded that motion, all in favor. Motion carries.

Animal Control Contract: Vic made a motion to accept the Contract for FY 2016; Kyle seconded that motion, all in favor. Motion carries.

Council Reports:

- **Road-** Martell would like to get stop signs ordered. Mayor Rinderknecht would like to make sure there is budget money available. She is currently working on the budget; after she is done she will let Martell know. Twelve signs and posts are \$1022.64. Martell suggested replacing 8 or 10 signs each year. Kyle reminded the Council that in the last meeting they discussed replacing the stop signs on that road at the time they re-pave or patch the road. Vic suggested replacing the signs that need new reflective signs first and then as each road gets done replacing the posts. Kyle feels that this should be a priority to completely replace the signs and posts. Martell would like to say something in the newsletter about keeping the road ways clean so that people can walk, run, ride in etc. He would like to make people more conscientious about keeping roadways clean.
- **Water-** Nothing to report at this time. There was a small discussion about how the Town keeps the drinking water clean between Vic and Kyle.
- **Community-** Vic and the Lion's Club are working with the Youth Council to put on a formal daddy-daughter date at the Russell barn in Avon. As soon as there is

an official date Vic will let the Council know. The Youth Council will help with the other Lions Club events coming up this year as well. Mayor Rinderknecht wondered if the Youth Council would like to help with a “Walking Works Challenge” put on by the Bear River Health Department this May. The Bear River Health Department is promoting walking the month of May and trying to involve all the communities in their challenge.

- **Fire/Grants/Budget-** Nothing at this time, Spencer was excused from the meeting.

Unfinished Business:

The next meeting to be held March 20, 2016 will be lengthy with quite a few people that would like to discuss things with the Council. Mayor Rinderknecht asked if everyone was willing to start the meeting at 7 to accommodate those people. The Council agreed that would work well for that meeting.

Mayor Rinderknecht brought up that there have been many complaints about some properties around town that are in violation of the Town’s Ordinances. Mayor Rinderknecht would like to send letters to the properties and have them clean their items off of the Town property or give them 30 days to remove their items/junk from the Town property or the Council/Town employees or a hired contractor will clear the city property of junk. Kyle would like to make sure the sides of the streets are getting taken care of appropriately and that residents know that the Council is concerned about visibility, safety, and fires. Kyle will talk to Lee about how the tractor is running and see what needs to be done to get it running well so that the Town can mow the sides. Kyle feels like the Town has a right to ask people to move their items off the Town property if it is being taken care of by the Town. Kyle would like to start now and not put it off and get behind.

New Business:

Dana Haviland called Kyle and asked if the High School Rodeo Club could use the arena up to once a week. Kyle explained to Dana that the 4H uses it frequently, but if she scheduled on a different day the Rodeo club could use it as well. Kyle would like to finalize a fee schedule. Kyle suggested putting a sign up at the Arena telling people they needed to reserve the Arena through the Office or have reservations and a schedule on the website. Vic will check into other places and see what kinds of signs are in use at other pavilions and parks and what would work well for us. Kyle will work on some designs and see what kind thing we could build to house a “reserved” sign. Vic agrees to let the Rodeo Club use it and just to reserve the arena through the office.

Kyle is ready to finalize the plans on where the pavilions sit and get ready to get them built. Mayor Rinderknecht asked about what footings will be necessary. The County said that the footings that are drawn in the plans (although felt to be excessive by Kyle and Lee) are what will need to be used, unless they get a new set of plans stamped by an Engineer.

Kyle got a text about the bathrooms not being open from South Cache Soccer asking that the bathrooms be open by Saturday when soccer games are supposed to start. Kyle asked Lee if the bathrooms could be open by this Saturday. Kyle feels strongly that if it is at all possible to have bathrooms open and available then we need to do that so that people can play soccer and other things here and have use of the restrooms. Kyle also thinks that the parks need to have leaves removed so that everything is clean and presentable for activities when people come here for things such as Easter Egg Hunts and other activities. Kyle feels that the Council needs to hold themselves more accountable because residents are holding the Council more accountable as far as the parks go. Vic feels that we need a running tractor and a mower so that the Town can take care of these things without depending on other companies to take care of them for the Town. Kyle is frustrated that there is no funding for the things he feels are a priority around Town. Vic asked about when trees needed to be trimmed and who does the trimming. The Council discussed planting some new small trees in between the old trees that will need to come down at some point. The Council will get some bids and see what trees need to be trimmed. Vic wrote some numbers down for Hull Tree Care and will call them to get a tree trimming bid.

Adjourn: Kyle made a motion to adjourn; Vic seconded that motion, all in favor.
Meeting adjourns at 9:50 p.m.