



# SANDY CITY COMMUNITY DEVELOPMENT

JAMES SORENSEN  
COMMUNITY DEVELOPMENT  
DIRECTOR

MONICA ZOLTANSKI  
MAYOR

SHANE E. PACE  
CHIEF ADMINISTRATIVE OFFICER

## Staff Report Memorandum February 15, 2024

To: Planning Commission  
From: Community Development Department  
Subject: Riverside Park Rezone  
9016 S. Riverside Drive  
[Community #2, Civic Center]

REZ11272023-006661  
RM (12)  
1.78 Acres

**Public Hearing Notice:** This item has been noticed to property owners within 500 feet of the subject area, on public websites, at public locations, and a sign posted on site.

### Request

Adam Nash, on behalf of Land Development, LLC (applicant), is requesting a change of zone district on property located at 9016 S. Riverside Drive (approximately 784 W. 9000 S.). The request is to rezone the property from the CvC Zone to the RM (12) Zone (see Exhibit A for Application Materials).

### Background

The subject property is near the southwest corner of the intersection of 9000 S. and Riverside Drive. A 7-Eleven was recently built on that immediate corner and an engineering office building is currently being built on the lot between the subject property and the 7-Eleven. The Jordan River is located to the west of the property. The current zone is the CvC Zone (Convenience Commercial District).

The application is requesting the RM (12) Zone (Residential Multi-family District). The zoning designation (and existing land use) of the surrounding properties are as follows:

North: A-2 (9000 S., vacant Salt Lake County-unannexed)  
East: CvC Zone (professional office)  
South: OS (golf course) & PUD (8.6) (single-family residential)  
West: P-C Zone (West Jordan City, golf course)



0 66 132 264 396 528 660 Feet

REZ11272023-006661  
Property Rezone  
784 W 9000 S  
Sandy City, UT  
Community Development Department

<b>Property Case History</b>	
<b>Case Number</b>	<b>Case Summary</b>
KK-21	KK-21 Annexation (10/27/1971)
CU 91-15	Riverwoods Golf Course
CU 93-23	Sandy City
SPR 94-57	Riverside Oaks PUD (not built)

The Applicant has submitted a concept plan which depicts his intent to develop 19 townhomes on the property, which is proposed to access the site through the adjacent commercial property to the east (see Exhibit E).

### **Public Notice and Outreach**

This item was noticed to all property owners within 500 feet of the proposal. Staff held a virtual neighborhood meeting via Zoom on January 17, 2024 for the application. Four people attended. Concern was expressed for traffic, parking, light, and noise from the proposed project on surrounding properties.

### **Facts and Findings**

- The subject property is one of three properties in the CvC Zone district (Convenience Commercial District) on the corner of 9000 S. and Riverside Drive, with the other two commercial properties (733 W. 9000 S. & 711 W. 9000 S.) located to the east. The property is adjacent to the Jordan River and the city boundary of West Jordan on the west and a residential subdivision to the south.
- The commercial property directly adjacent to the east is currently being improved and a building is under construction as an office building (WHW Engineering).
- The Applicant's concept plan expresses an intent to develop 19 townhomes on the subject property. Residential is not a permitted use in the CvC Zone.
- The Applicant is requesting that the zoning designation be changed to the RM (12) Zone. The RM (12) Zone is a residential multi-family zone that would allow for a maximum net density, after public street dedication, of 12 units per acre. The concept plan depicts a gross density of approximately 10.7 units per acre.
- The subject property fronts a public street (9000 S.) but does not currently have direct vehicular street access. Cross-access easements, as depicted on the Riverside Commons Subdivision plat and recorded with the Salt Lake County Recorder's Office (see Exhibit E), provide access to the subject property through commercial drive-aisles of the other two commercial properties, with a shared access to 9000 S. located on the property at 733 S. 9000 S. and a shared access to Riverside Drive located on the property at 711 W. 9000 S. The Land Development Code requires that residential dwelling units be accessed from a street network (see Sec. 21-21-11) and front onto streets (see Sec. 21-21-21(b)). The commercial drive aisles are not considered part of a street network.
- The Sandy City General Plan contains applicable goals and policies, including the following:

#### **LAND USE**

- *Goal 1.0 – Provide for orderly and efficient development which will be compatible with the natural and built environment.*
- *Goal 1.1 – Encourage new growth where vacant land already is served by public utilities.*

#### **HOUSING ELEMENT**

- *Goal 1.1 – Develop infill options that complement existing housing stock and neighborhood characteristics.*
- *Goal 1.4 – Ensure a range of housing options to accommodate an aging population and growth trends.*

#### **GROWTH PRINCIPLES**

- *Policy 1.3 – Promote compact development consistent with market demand.*

#### **Commercial Zoning & Development**

- *Goal 1.0 – Provide adequate and accessible commercial service, to maximize the compatibility of commercial and residential uses, and to increase the employment opportunities within Sandy City.*
- *Policy 1.1 – Allow neighborhood -oriented shopping within the various communities of Sandy in locations of greatest accessibility and least impact on residential neighborhoods.*

**Conclusions**

- A zone change is a legislative item that requires the Planning Commission to make a recommendation to the City Council, after having held a public hearing, with the City Council making the final decision.
- If the zone change application were to be approved, final approval of the proposed development, would be subject to compliance with the Development Code, including access to the street network, upon a full review of a subdivision and/or site plan application.

Planner:



Jake Warner  
Long Range Planning Manager

File Name: S:\USERS\PLN\STAFFRPT\2023\REZ11272023-6661 RIVERSIDE PARK REZONE\PLANNING COMMISSION\PC REPORT-RIVERSIDE PARK REZONE (2.5.24).DOCX

Exhibit "A"  
Application Materials



## SANDY CITY COMMUNITY DEVELOPMENT

### GENERAL DEVELOPMENT APPLICATION

Revised April 2022

#### Project Information

Name of Proposed Project: Riverside Park Date Submitted: 09/06/2023  
Parcel Tax I.D. Number(s): 27024000700000 Address: 9016 South Riverside Drive, Sandy, Utah

#### Type of Request (mark all that apply)

<input type="checkbox"/> Annexation	<input type="checkbox"/> Special Exception
<input type="checkbox"/> Code Amendment	<input type="checkbox"/> Special Use Permit
<input type="checkbox"/> Conditional Use Permit	<input type="checkbox"/> Street Vacation / Closure / Street Renaming
<input type="checkbox"/> General Plan Amendment	<input type="checkbox"/> Subdivision
<input checked="" type="checkbox"/> Rezoning of Property	<input type="checkbox"/> Telecommunications
<input type="checkbox"/> Sign Review	<input type="checkbox"/> Temporary Use
<input type="checkbox"/> Site Plan Review	<input type="checkbox"/> Other (Please Specify)

Provide a brief summary of the proposed action/request: The proposal is to rezone the property to allow development of a townhouse community.  
The Zoning requested is RM-12 from CVC

#### Applicant/Project Contact

By signing this application, you certify that you own the subject property or are authorized to act on behalf of the property owner to make the above referenced land use application(s). You also certify that the application information provided and submitted through the [Cityworks Portal](#) constitutes a complete submittal in compliance with Sandy City Code and Administrative Procedures to the best of your knowledge. You do also acknowledge that you have read and consent to the [disclosure](#) shown at the bottom of the page.

Signature: Adam Nash Date: 09/06/2023  
Name: Adam Nash Company: Land Development LLC

#### Property Owner (if property owner is different than applicant)

By signing this application, you certify that the applicant listed above is authorized to act in your behalf regarding the above referenced land use application.

Signature: Wayne G. Petty Date: Oct. 9, 2023  
Name: Wayne G. Petty Company: Nupetro Associates, LLC

**Disclosure:** The Planning Commission typically meets on the first and third Thursdays of the month. Applicants will be notified of changes in meetings and meetings times. The Planning Division will not officially accept a submittal until the conditions and necessary parts of each application procedure are completed.

Records provided to Sandy City are subject to the Utah Government Records Access and Management Act, Utah Code Ann. §63G-2-101 et seq., which may require Sandy City to produce a copy, including in its original form, to any person upon that person's request. Please consult legal counsel prior to submitting or presenting any record (book, letter, document, paper, map, plan, photograph, film, card, tape, recording, electronic data, or other documentary material regardless of physical form or characteristics) to any officer, official, employee, volunteer or agent of Sandy City for any reason including without limitation, in support of an application or for presentation or display in a meeting. Information that is not provided to Sandy City will not be considered when making decisions.

By signing this application, the property owner is allowing Sandy City staff access over and through the property close to the right-of-way to post legal notice requirements and to take photographs and/or drone footage.

10000 Centennial Parkway | Sandy, Utah 84070 | p: 801.568.7250 | f: 801.568.7278 | [sandy.utah.gov](http://sandy.utah.gov)



**From:** Adam Nash adam@growthaid.com  
**Subject:** Re: Letter formally requesting the Zone Change and stating the reasons for the request of 1.76 acres SWC 700 West 9000 South  
**Date:** November 27, 2023 at 8:53 AM  
**To:** mwilcox@sandy.utah.gov  
**Cc:** James Sorensen jsorensen@sandy.utah.gov, Wayne Petty wayne@pettylegal.com



On Nov 16, 2023, at 10:19 AM, Adam Nash <adam@growthaid.com> wrote:

Sandy City Planning Department

I am filing the application today for rezoning the property identified in survey and site plans attached.

This letter formally requests the Zone Change, the reasons for the request of 1.76 acres SWC 700 West 9000 South and reasons for the request.

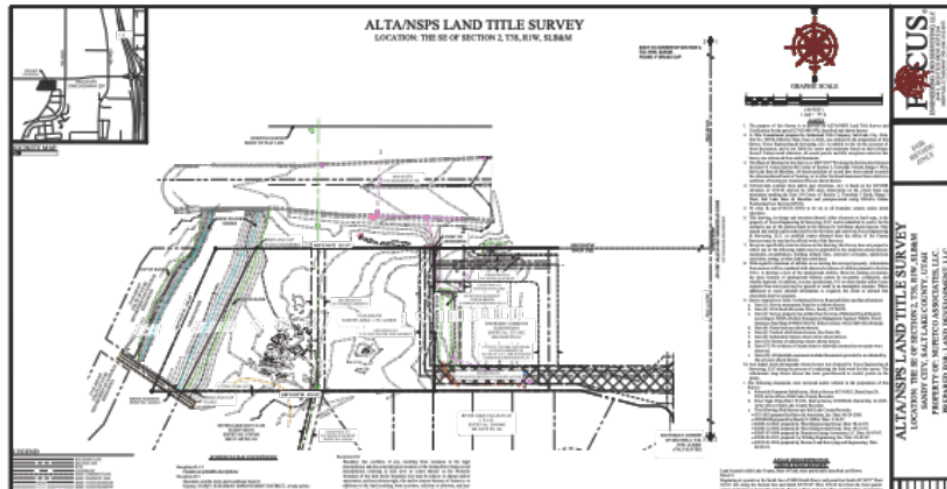
We request to change the zoning from CwC Convenience Commercial District to RM-12 to allow for the development of 21 Townhouses.

The reason for this change:

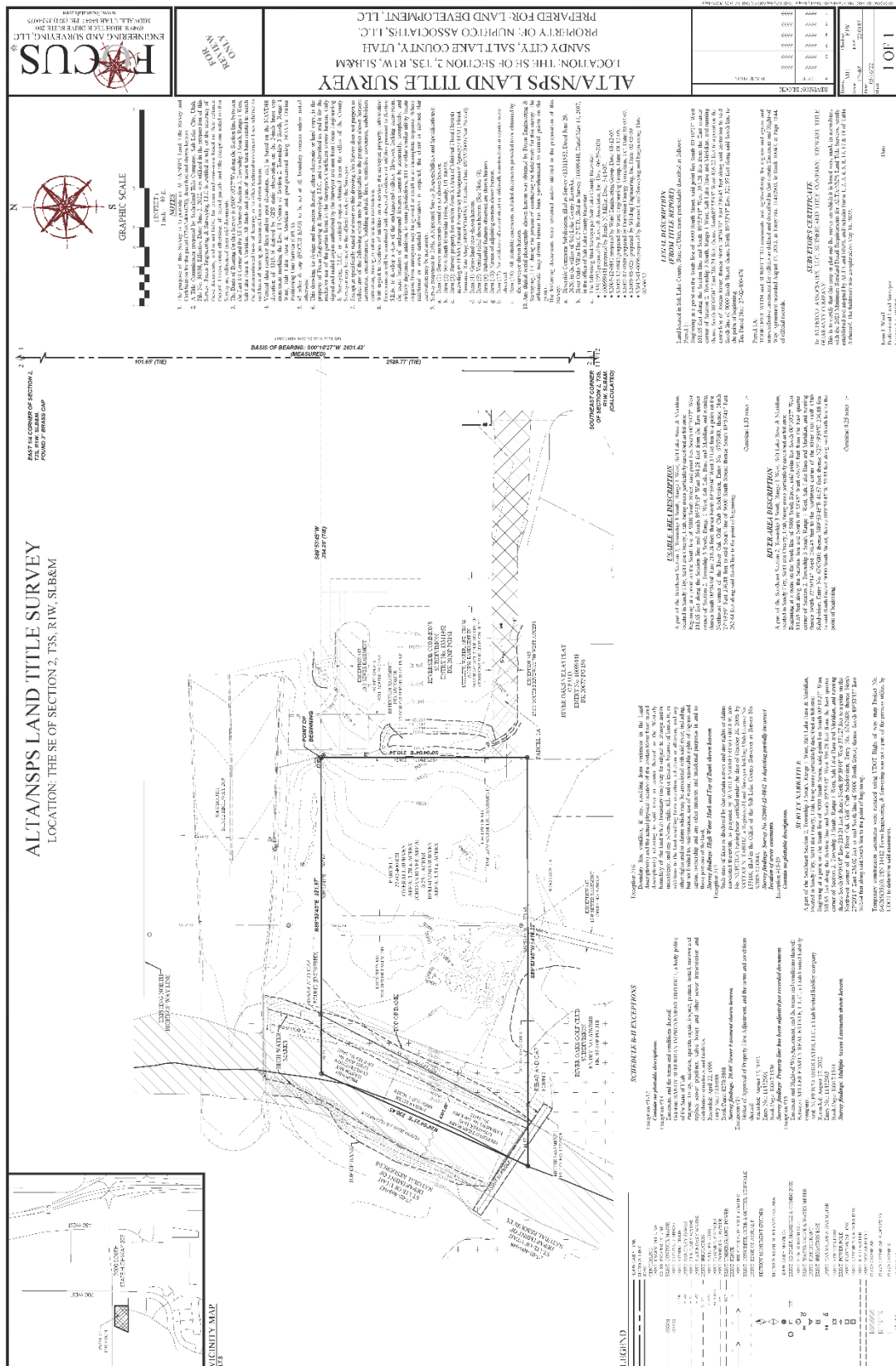
There is no demand in this location for commercial/retail/non owner occupied office. There is extremely high demand for residential developments, especially townhouses.

Adam Nash  
Authorized Agent

Adam Nash  
adam@growthaid.com









## Exhibit "B"

### Planning Commission Notice



## SANDY CITY COMMUNITY DEVELOPMENT

JAMES SORENSEN  
COMMUNITY DEVELOPMENT  
DIRECTOR

MONICA ZOLTANSKI  
MAYOR

SHANE E. PACE  
CHIEF ADMINISTRATIVE  
OFFICER

### Notice of Public Hearing (revised)

NOTICE IS HEREBY GIVEN that on **February 15, 2024** at approximately **6:15 p.m.**, the **Sandy City Planning Commission** will hold a public hearing regarding a rezone application submitted by Adam Nash, on behalf of Land Development LLC. on the property located at 9016 S. Riverside Drive, approximately 784 W. 9000 S. The request is to rezone approximately 1.78 acres from the CvC Zone to the RM (12) Zone. The proposed project, as shown on the concept plan (see reverse side of this page), includes 19 townhomes. **This revised notice corrects information in the original notice regarding the proposed project.** All application materials and a full staff report for this item can be found at <https://sandyutah.legistar.com> when the agenda is published (typically the Friday preceding the meeting date).

This Planning Commission meeting will be conducted both in-person (in the Sandy City Council Chambers at City Hall, 10000 S. Centennial Pkwy.), and via Zoom Webinar (see details below). Interested parties may attend and participate in the meeting either in-person or by accessing the meeting using the Zoom webinar link below. Attendees wishing to comment who are participating virtually must have a microphone connected to their device (smartphone, laptop, desktop, etc.), otherwise you'll only be able to view the proceedings. A listen-only option is also available by telephone using the phone numbers provided below.

This notice is being sent to known property owners within 500 feet of this proposal. Please forward this information on to others who may be interested. Interested parties may provide comments prior to the meeting (no later than 3 p.m.) to Jake Warner, **Long Range Planning Manager**, at 801-568-7262 or by email at: [jwarner@sandy.utah.gov](mailto:jwarner@sandy.utah.gov).

#### How to join Zoom Webinar General Instructions:

- Join on via laptop, desktop or mobile device
- Go to [www.zoom.us](https://www.zoom.us)
- Click 'join a meeting', in the top right-hand corner
- Enter Meeting ID: 897 7674 2686 and click "Join."
- Enter Meeting Password: 577704
- A download should start automatically in a few seconds. If not, click "download here."
- Open download, meeting should begin at 6:15 p.m.
- To make a comment: Select "Participants" in the lower center of the screen. In the Participant Window, select "Raise A Hand" at the lower left to indicate that you would like to make a comment.

#### You can also join directly through this URL:

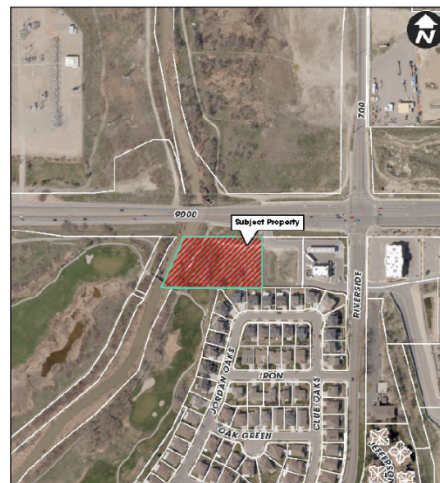
<https://us02web.zoom.us/j/89776742686>

#### Or join by phone (choose based on your current location):

US: [add numbers from Zoom Invite, at least the first 3]

Webinar ID: 897 7674 2686

Or find your local number: <https://us02web.zoom.us/j/89776742686>



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Exhibit "C"  
Posted Sign Picture



Exhibit "D"  
Zoning Map

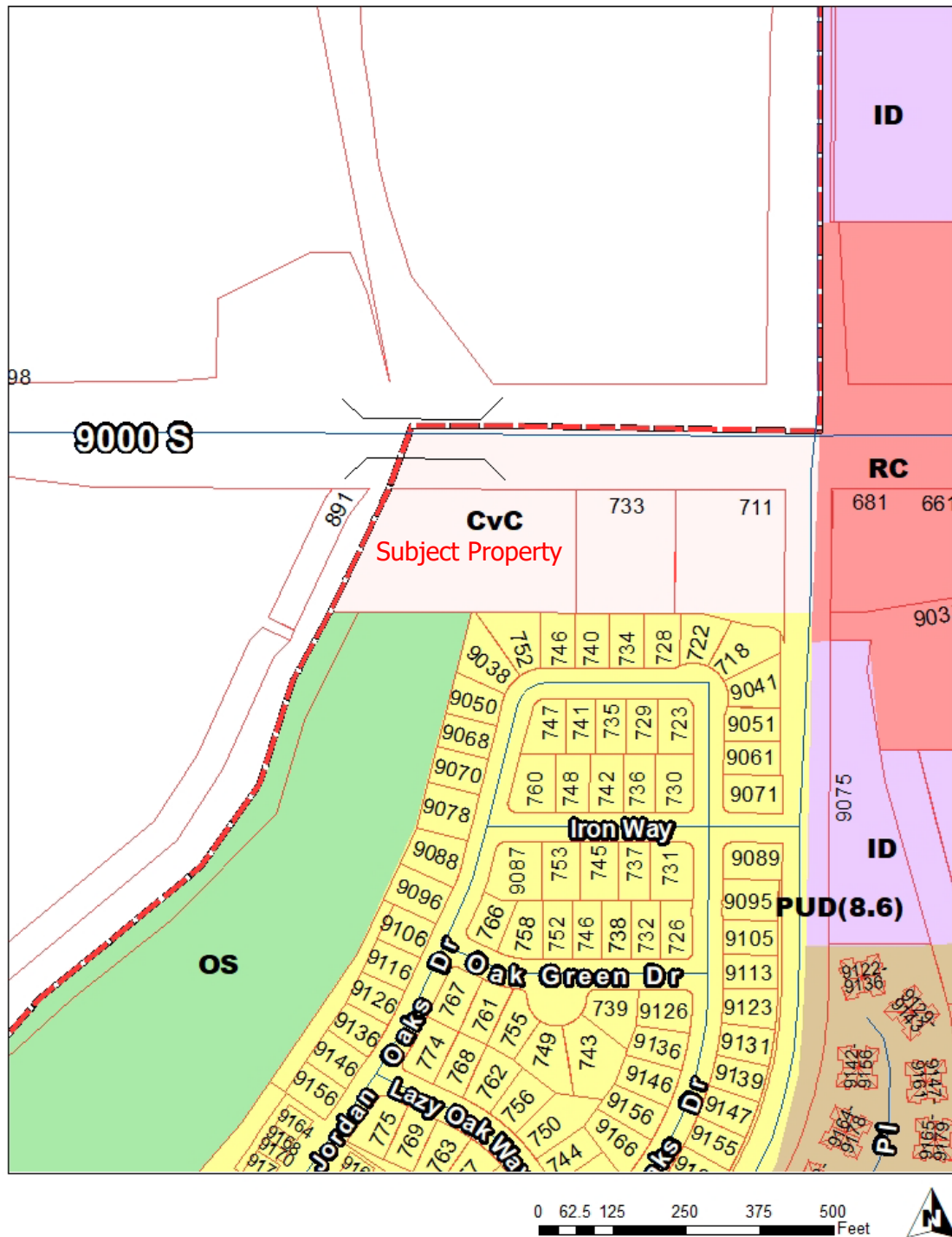


Exhibit "E"  
Riverside Commons Subdivision Plat

