

**3. SD (The Gardens) Zoning District Repeal – Amending Title 15A Chapter 19, Special Development Districts, Land Development Code, Revised Ordinances of Sandy City, 2008**  
**CODE-08-17-5292**

City Staff, at the request of the City Council, generated a rezone application (ZONE-08-17-5291), which is being processed concurrently with the subject code amendment application. The rezone application requests a change of zone of an entire zone area of approximately 6.61 acres from the Special Development District –Professional Office “The Gardens” SD(The Gardens) Zone to the Open Space District (OS) Zone. The zone area includes two parcels, 1651 E. Dimple Dell Road (4.63 acres) and 1651 E. Badger Cove (1.19 acres), and a portion of the adjacent right of way (Dimple Dell Road). Both parcels are owned by Sandy City. The zone area is the only property in the City zoned SD(The Gardens) and it is unlikely that the Zone would be relevant to other property in the City, therefore Staff is proposing a code amendment to repeal the SD(The Gardens) Zone upon approval of the subject rezone application.

**STAFF RECOMMENDATION**

Staff recommends that the Planning Commission forward a positive recommendation to approve a code amendment, contingent on the approval by the City Council of a rezone of the only zone area zoned SD(The Gardens), to repeal Section 15A-19-15 of the Development Code of Sandy City 2008 (Exhibit “A”) based on the following findings:

1. That there will be no property zoned SD(The Gardens) in the City.
2. That the SD(The Gardens) Zone will not likely be relevant in the future to other properties in the City.

Jake Warner presented this item to the Planning Commission. Jake stated this item is associated with the last item being that the SD(Gardens) Zone was created for the property being addressed. The subject property is the only property zoned SD(Gardens) in Sandy City.

Commissioner Scott Sabey opened this item to public comment and there was none.

**Commissioner Jared Clayton moved that the Planning Commission forward a positive recommendation to approve a code amendment, contingent on the approval by the City Council of a rezone of the only zone area zoned SD(The Gardens), to repeal Section 15A-19-15 of the Development Code of Sandy City 2008 (Exhibit “A”) based on the two findings in the staff report.**

Monica Collard seconded the motion. The votes were as follows: Jared Clayton, yes; Monica Collard, yes; Nancy Day, yes; Ron Mortimer, yes; Lisa Hartman, yes; Joe Baker, yes; Scott Sabey, yes. The vote was unanimous in favor.