

**MINUTES OF LAYTON CITY
COUNCIL WORK MEETING**

JANUARY 4, 2024; 5:33 P.M.

**MAYOR AND COUNCILMEMBERS
PRESENT:**

**MAYOR JOY PETRO, ZACH BLOXHAM, CLINT
MORRIS, BETTINA SMITH EDMONDSON, AND
DAVE THOMAS**

PARTICIPATING ELECTRONICALLY: COUNCILMEMBER TYSON ROBERTS

**STAFF PRESENT: ALEX JENSEN, CLINT DRAKE, CHAD
WILKINSON, ED FRAZIER, AND KIM READ**

The meeting was held in the Council Conference Room of the Layton City Center.

Mayor Petro opened the meeting.

AGENDA:

COUNCILMEMBER REPORT

Councilmember Smith Edmondson informed the Council she would be participating in a meeting for Communities That Care on Monday, January 8, 2024. This meeting would solidify specifics associated with the kick-off for January. The Council should receive an email invite for the event planned for the end of January and indicated key leaders and members of the Community Board would also be participating. She indicated things were progressing and expressed her opinion Megan was doing a great job.

Councilmember Thomas mentioned the City's annual Christmas light display, 'Lights Before Christmas' again had been very popular and commented the Rotary Club's Duncan Train had been a great addition and was a huge success. He mentioned Parks and Recreation Staff contributed to its success with honoring requests from the Rotary Club.

Mayor Petro expressed appreciation to the Parks and Recreation Staff for allowing the indoor storage of the train which she believed contributed to its success as an amenity.

Councilmember Smith Edmondson also reported she had received a number of emails regarding a future park, Kays Creek Park, planned near Weaver Lane. She indicated she would forward the emails to the Council and Staff. Mayor Petro believed JoEllen Grandy, Parks Planner, had provided a response on behalf of the City to the residents.

Councilmember Morris reported the RAMP (Recreation, Arts, Museum, and Parks) Commission hadn't met during the month of December and announced the next meeting was scheduled for January 22, 2024. He mentioned the 2024 Legislative session would soon begin and reminded the Council of next week's meeting with the local legislative officials.

Mayor Petro inquired who would be available to attend the Youth Day at the Legislature, Wednesday, January 17, 2024, and Councilmembers Smith Edmondson and Thomas agreed to participate. She mentioned the ULCT (Utah League of Cities and Towns) Spring Conference planned for St. George would soon be here and asked about hotel preferences. The Council requested to stay at the Hyatt closer to the Conference venue.

**PROPOSAL TO ADD A NEW CHAPTER TO TITLE 19 "ZONING", CHAPTER 19.03
ENTITLED "LAND USE APPLICATION REQUIREMENTS AND REVIEW PROCESS", TO
AMEND REQUIREMENTS FOR PROCESSING LAND USE APPLICATIONS AND**

ESTABLISH COMPLIANCE AND CONSISTENCY WITH UTAH STATE CODE 10-9A-604.2: AND AMEND VARIOUS SECTIONS OF TITLE 18 “LAND USE DEVELOPMENT” AND TITLE 19 “ZONING”, RELATED TO CONSISTENCY FOR THE LAND USE APPLICATION PROCESS

Chad Wilkinson, Community and Economic Development Director, informed the Council of SB174, adopted by the Legislature in 2023, which required the City adopt subdivision review requirements. He reported the City’s turnaround time had traditionally met the new required timeframe. He mentioned other City Staff involved with the review process had indicated compliance with the new statute could be accomplished. He identified two significant changes were required:

- The designation of a Land Use Authority, not consisting of members of a City Council, to review subdivision applications. He mentioned the Planning Commission would become the Land Use Authority for approvals in the Condo/Townhome Zone. He pointed out the legislation allowed the City Council to remain as approval authority to anything designated in the Sensitive Lands.
- He shared a visual illustration and explained the maximum four review cycles and reviewed each step with the Council. He mentioned the four review cycles were applicable to each stage, the Preliminary and Final Plat Subdivision process. He pointed out developers would now be required to provide a detailed response to requested corrections.

Councilmember Morris requested clarification specific to PRUD (Planned Residential Unit Development) and Mr. Wilkinson explained the City Council’s continued involvement; however, the Planning Commission would become the review authority of the Preliminary Plat.

Mr. Wilkinson referred to an illustration which reviewed the different Land Use Applications and announced Staff was proposing a new code section designating a 20-business day review time period for all land use applications, with the exception of the Preliminary Plat required by State Code to have a 15-day review period, to promote consistency within the City. He mentioned applying the 20-business day review period for the various land use applications wasn’t required by State Code. A discussion followed regarding application of the proposed process and the role of the Council.

Mr. Wilkinson clarified the Ordinance would come before the Council for adoption during its next meeting on Thursday, January 18, 2024, in order to be compliant by February 1, 2024.

Councilmember Bloxham expressed concern with simple approvals being delayed in order to comply with the 20-day time period associated with the larger approvals and questioned whether the one structure efficiency would be appropriate. Mr. Wilkinson suggested the new schedule would be to everyone’s advantage and referenced language in the ordinance which specified the term of ‘no later than 15 days’ which encouraged efficiency as opposed to procrastination for some approvals.

MAYOR’S REPORT

Mayor Petro announced Nathan Rich, WIWMD (Wasatch Integrated Waste Management District) was present to review the recycling presentation previously shared with its Administrative Control Board. Mr. Rich introduced his Staff: Preston Lee, Operations Manager, and Juli McIntosh, Administrative Assistant. He also invited the Council to participate in a tour of the facility.

Mr. Rich informed the Council this wasn’t the exact presentation previously shared with the Board during its meeting in February 2023 and indicated adjustments had been made to the slide deck. He shared a visual illustration which provided a District overview of WIWMD and reviewed its Mission Statement and Bylaws with the Council. He reviewed the different types of waste accepted and services provided at the facility. He also reviewed how and why the system was changing and shared statistics from 2000 to 2022. He reviewed the 20 year Integrated Waste Management Plan approved by the Board in November 2022 and identified the challenges associated with not achieving the desired diversion which included a robust recycling program district wide.

Mr. Rich reported the District had hired Jacobs Engineering over the past year to provide assistance with implementation of the proposed program approved in November 2023.

He shared curbside recycling statistics and hauling fees for Davis County participating cities of WIWMD. He pointed out observations specific to Layton City's recycling program which he didn't believe incentivize participation with its recycling program.

He informed the Council how the Board came to the conclusion of mandatory recycling and identified the requirements of bundled curbside service for City residents. He briefly mentioned a hardship policy and continued to identify the path moving forward.

He asked if there were any questions.

Councilmember Smith Edmondson stated she had no issue with the recycling data presented and inquired about the possibility of rolling back the Board's decision of moving forward without educating the respective participating City Council's. Mr. Rich responded he had left that to the respective Boardmembers and reported there was only one dissenting vote from a 19 member Board.

Councilmember Morris expressed agreement with Councilmember Smith Edmondson's comments regarding the data; rather his concern was with WIWMD mandating a recycling program.

Councilmember Thomas would like to present the program to residents positively and encourage voluntary participation.

Councilmember Smith Edmondson pointed out Layton City was the largest participating entity and the only city which hadn't previously implemented a mandatory/opt-out option; therefore, Layton City residents had the potential to be most negatively impacted.

Councilmember Bloxham pointed out Layton City wasn't proportionately represented on the WIWMD Board. He stated he wasn't opposed to a recycling program, even a mandatory recycling program; his concern was with the process, that the Board could dictate a financial decision on behalf of Layton City and not the elected body who represented its residents. He pointed out the Board had implemented something the City Council would not have been able to do without holding a public hearing.

Councilmember Roberts indicated he also had concern regarding the process, similar with other councilmembers. He pointed out providing every resident with a recycling can wouldn't necessarily net the end result with it being used for recyclables and believed voluntary participation would contribute to the quality of the recycled products.

Alex Jensen, City Manager, inquired whether there was an expectation of when the Board would revisit the issue and Mayor Petro responded the next Board meeting was scheduled for Wednesday, February 7, 2024.

Clint Drake, City Attorney, pointed out there was one remaining agenda item and suggested it be addressed following the Regular Meeting.

The meeting adjourned at 7:10 p.m.

Kimberly S Read, City Recorder