

PROCEEDINGS OF THE CITY COUNCIL OF SALT LAKE CITY, UTAH

TUESDAY, MARCH 30, 2010

The City Council of Salt Lake City, Utah, met in Regular Session on Tuesday, March 30, 2010 at 7:00 p.m. in Room 315, City Council Chambers, City County Building, 451 South State.

The following Council Members were present:

Carlton Christensen	JT Martin	Stan Penfold
Jill Remington Love	Søren Simonsen	Luke Garrott
Van Turner		

Cindy Gust-Jenson, Executive Council Director; Mayor Ralph Becker; Edwin Rutan, City Attorney; David Everitt, Mayor's Chief of Staff; and Beverly Jones, Deputy City Recorder; were present.

Councilmember JT Martin presided at and Councilmember Turner conducted the meeting.

OPENING CEREMONY

#1. [7:04:24 PM](#) The Council led the **Pledge of Allegiance**.

#2. [7:04:53 PM](#) Councilmember Simonsen moved and Councilmember Christensen seconded to approve the Salt Lake City Council **minutes for March 2 and March 9, 2010**, which motion carried, all members voted aye. [View Attachments](#)  
(M 10-3)

PUBLIC HEARINGS

#1. RE: [7:06:38 PM](#) Accept public comment and consider adopting an ordinance amending Salt Lake City Ordinance 58 of 2008 **extending the time period** for satisfying the conditions set forth therein pursuant to Petition No. 400-06-49. (**Redeemer Lutheran Church and School**). [View Attachments](#)

**Ken Daily** asked what was being proposed for the area. Councilmember Garrott suggested Mr. Daily speak with a staff member for information on the extension.

Councilmember Garrott moved and Councilmember Simonsen seconded to **close the public hearing**, which motion carried, all members voted aye.

Councilmember Simonsen moved and Councilmember Love seconded to adopt **Ordinance 18 of 2010**, which motion carried, all members voted aye.  
(P 08-11)

#2. RE: [7:11:02 PM](#) Accept public comment and consider adopting

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an ordinance amending the zoning regulations, Salt Lake City Code, **to recognize animal and funeral home or mortuary cremation services** as a permitted or conditional use and to allow cremation services in additional zoning districts pursuant to Petition No. PLNPCM2009-00726. [View Attachments](#)

**Cindy Cromar** said mortuaries and funeral services provided incentives for historic structures to be used for commercial purposes.

Councilmember Simonsen moved and Councilmember Love seconded to **close the public hearing**, which motion carried, all members voted aye.

Councilmember Christensen moved and Councilmember Garrott seconded to adopt **Ordinance 19 of 2010 as revised by the City Attorney**, which motion carried, all members voted aye.  
(P 10-7)

**#3. RE: [7:15:07 PM](#)** Accept public comment and consider adopting an ordinance amending Salt Lake City Ordinance 17 of 2009 which adopted the final budget of Salt Lake City, Utah, for the Fiscal Year beginning July 1, 2009 and ending June 30, 2010. (**Budget Amendment No. 3**) [View Attachments](#)

**Benjamin Rivkind** submitted a hearing card on the Sports Complex but did not wish to speak.

Councilmember Love moved and Councilmember Garrott seconded to **close the public hearing and refer action to a future Council meeting**, which motion carried, all members voted aye.  
(B 10-4)

**#4. RE: [7:16:21 PM](#)** Accept public comment and consider adopting an ordinance **establishing as a landmark site the new location of the Odd Fellows Building**, now located at approximately 26 West Market Street and an associated parcel at approximately 30 and 40 West Market Street pursuant to Petition No. PLNPCM2010-00072. [View Attachments](#)

Councilmember Garrott moved and Councilmember Martin seconded to **close the public hearing**, which motion carried, all members voted aye.

Councilmember Garrott moved and Councilmember Simonsen seconded to adopt **Ordinance 20 of 2010**, which motion carried, all members voted aye.  
(O 10-5)

**#5. RE: [7:19:03 PM](#)** Accept public comment and consider adopting an ordinance **adopting the Salt Lake City Historic Preservation Plan** pursuant to Petition No. PLNPCM2009-00171. [View Attachments](#)

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Cindy Cromar spoke on the Preservation Plan and Gene Fitzgerald submitted a hearing card but did not wish to speak.

Councilmember Penfold moved and Councilmember Simonsen seconded to close the public hearing, which motion carried, all members voted aye. (T 10-3)

POTENTIAL ACTION ITEMS

#1. RE: [7:21:45 PM](#) Adopting an ordinance amending certain Sections of Title 21A, Zoning, Salt Lake City Code, regarding planned developments pursuant to Petition No. PLNPCM2009-00749. [View Attachments](#)

Councilmember Christensen moved and Councilmember Love seconded to refer this item to a future Council meeting, which motion carried, all members voted aye. (P 10-3)

#2. RE: [7:22:48 PM](#) Adopting an ordinance amending the Table of Permitted and Conditional Uses for the Community Business (CB) Zoning District to allow a Hotel/Motel as a Conditional Use when located on a State-Owned arterial street pursuant to Petition No. PLNPCM2009-00135. [View Attachments](#)

Councilmember Martin moved and Councilmember Simonsen seconded to adopt Ordinance 21 of 2010 amending and superseding Ordinance 16 of 2010 pertaining to zoning regulations to allow hotels/motels located on State owned arterial streets as a conditional use in the Community Business (CB) zoning district with additional criteria identified by the Council, which motion carried, all members voted aye. (P 09-16)

COMMENTS TO THE MAYOR [7:32:11 PM](#)

Councilmember Martin said there had been an article in the newspaper about the Mayor travelling a lot. He said as a business person he supported the Mayor's travelling.

COMMENTS TO THE CITY COUNCIL [7:34:18 PM](#)

Douglas Cotant said he was at the Broadway Shopping Center on 242 East 300 South and also on Exchange Place. He said he noticed many cracks in the sidewalks. He asked if there were plans to make improvements to those areas before someone got hurt.

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**Gerald Haycock** said he worked with the Sons of the Utah Pioneers. He said recently the Legislature passed House Bill 132 which recreated the Pioneer Trail Memory Highway from Henefer, Utah to Pioneer Park. He said at some point they would need to add signage showing the road as a historical highway.

**Scott Wall** spoke about the temporary land use ordinance in Yalecrest and Westmoreland neighborhoods. He said his family had invested a considerable amount of time, energy and money to develop plans for a new home at 1725 Michigan Avenue. He said they were issued a building permit on March 9<sup>th</sup> before the temporary land use ordinance was adopted. He said they had been denied a demolition permit because of the proposed ordinance. He asked that the Council adopt the current amendment to allow his family to proceed with their plans.

**Schylar Frampton** spoke about the temporary land use ordinance on Yalecrest and Westmoreland neighborhoods. He asked that the Council adopt the amended ordinance so improvements could be made to the Scott Wall house.

UNFINISHED BUSINESS

#1. RE: [7:43:08 PM](#) Adopting a resolution regarding the designation of additional historic districts. [View Attachments](#)

Councilmember Simonsen moved and Councilmember Penfold seconded to adopt Resolution 17 of 2010, which motion carried, all members voted aye.

(R 10-4)

#2. RE: [7:44:03 PM](#) Adopting an ordinance amending temporary land use regulations for areas known as the Yalecrest National Historic District and the Westmoreland Place Subdivision. [View Attachments](#)

Councilmember Martin moved and Councilmember Simonsen seconded to adopt Ordinance 17 of 2010, which motion carried, all members voted aye.

(O 10-6)

CONSENT AGENDA [7:46:20 PM](#)

Councilmember Garrott moved and Councilmember Carlton seconded to approve the Consent Agenda, which motion carried, all members voted aye.

#1. RE: Approving the appointment of **Kevin Werner** to the **Library Board** for a term extending through June 30, 2013.

(B 09-12)

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#2. RE: Approving the reappointment of **Susan Fleming** to the **Housing Advisory and Appeals Board** for a term extending through December 31, 2011.  
(I 10-8)

#3. RE: Approving the reappointment of **Kate Bradshaw** to the **Housing Advisory and Appeals Board** for a term extending through December 31, 2011.  
(I 11-8)

#4. RE: Approving the reappointment of **Walter Jones** to the **Human Rights Commission** for a term extending through December 30, 2013.  
(I 10-9)

#5. RE: Setting the date of **April 13, 2010 at 7:00 p.m.** to accept public comment and consider adopting a resolution authorizing Salt Lake City Corporation **to file an eminent domain action concerning a billboard located at 204 West 2100 South** in accordance with Utah Code Sections 78B-6-501, et seq., 72-7-501, et seq. and 10-9a-513.  
(R 10-5)

The meeting adjourned at 7:46 p.m.

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Council Chair

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City Recorder

This document along with the digital recording constitute the official minutes of the City Council Regular Session meeting held March 30, 2010.

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