



SPECIAL TOWN COUNCIL MEETING- 2021 MUNICIPAL GENERAL ELECTION CANVAS

1777 N Meadowlark Dr, Apple Valley
Thursday, November 11, 2021 at 6:00 PM

AGENDA

Notice is given that a meeting of the Town Council of the Town of Apple Valley will be held on **Thursday, November 11, 2021**, commencing at **6:00 PM** or shortly thereafter at **1777 N Meadowlark Dr, Apple Valley**.

Mayor | Dale Beddo |

Council Members | Kevin Sair | Paul Edwardsen | Mike McLaughlin | Marty Lisonbee |

Pursuant to the Executive Order issued by Governor Gary Herbert on March 18, 2020 regarding Electronic Public Meetings, please be advised that the meeting will be held electronically and broadcast via Zoom. Persons allowed to comment during the meeting may do so via Zoom. Login to the meeting by visiting:

<https://us02web.zoom.us/j/89513570455>

if the meeting requests a password use **1234**

To call into meeting, dial (253) 215 8782 and use Meeting ID 895 1357 0455

CALL TO ORDER / PLEDGE OF ALLEGIANCE/ ROLL CALL

DECLARATION OF CONFLICTS OF INTEREST

CONSENT AGENDA

Mayors Town Update

PUBLIC HEARING

DISCUSSION AND ACTION

1. 2021 Municipal General Election Canvas
2. DISCUSSION AND POSSIBLE ACTION ON PRELIMINARY PLAT APPLICATION FOR LOT AV-1-3-5-211:
APPLICANT ALLRED HEBER

REPORTS, RECOMMENDATIONS, AND ANNOUNCEMENTS

PUBLIC COMMENTS

REQUEST FOR A CLOSED SESSION

ADJOURNMENT

Interested persons are encouraged to attend public meetings to present their views. Comments can also be submitted in writing at least one day prior to the meeting by emailing clerk@applevalley.gov. Comments submitted in writing will be read on the record during the meeting.

CERTIFICATE OF POSTING: I, Jeff Voran, as duly appointed Recorder for the Town of Apple Valley, hereby certify that this Agenda was posted at the Apple Valley Town Hall, the Utah Public Meeting Notice website <http://pmn.utah.gov> and the Town Website www.applevalleyut.gov on the **4th day of November, 2021**.

THE PUBLIC IS INVITED TO PARTICIPATE IN ALL COMMUNITY EVENTS AND MEETINGS

In compliance with the American with Disabilities Act, individuals needing special accommodations (Including auxiliary communicative aids and services) during this meeting should call 435-877-1190.

**Apple Valley, Utah
Municipal General Election
November 2, 2021**

Summary Ballots Cast – 562 Active Registered Voters

	Votes	Additional	Turnout
Unofficial Election Night 11/02/2021	319	0	56.76%
Supplemental Count 11/03/2021	350	31	62.28%
Supplemental Count 11/11/2021	355	3	63.17%
Official Election Results	355	34	63.17%

By Mail Ballot Summary

Ballots Returned and Counted	355
Ballots not Counted (see below)	24
Provisionals not Counted (see below)	0
TOTAL Ballots	379

Reasons for not counting	Qty
Returned Past Deadline	8
Undeliverable	9
Ballots not CURED	7
Needs ID	0
Provisional Ballots not counted	0
<u>Totals</u>	<u>24</u>

Each voter whose ballot was not counted was notified of the reason their ballot was not counted and given instructions on how to correct the deficiency.

Provisional Ballot Summary Qty

Provisional Ballots Cast	0
Provisional Ballots Counted	0
Ballots Not Counted	0
Invalid	0
Incomplete Application	0
Already Voted	0
No Proof of Residency	0
No ID	0

In Person Voting Qty Dixie Convention Center
Apple Valley Residents 2

STATISTICS

	TOTAL
Election Day Precincts Reporting	1 of 1
Registered Voters - Total	562
Ballots Cast - Total	355
Ballots Cast - Blank	0
Voter Turnout - Total	63.17%

Town of Apple Valley
Municipal General Election
November 2, 2021

Summary

Apple Valley Mayor Apple Valley

Vote For 1

	TOTAL	VOTE %
DINA MASON WALTERS	257	72.80%
FRANK G LINDHARDT	63	17.85%
Write-In Totals	33	9.35%
Write-In: William Dale Beddo	25	7.08%
Write-In: Walter Earl Josey	8	2.27%
Not Assigned	0	0.00%
Overvotes	0	
Undervotes	2	
Contest Totals	355	

Apple Valley Council

Vote For 2

	TOTAL	VOTE %
DEBBIE KOPP	156	24.11%
ROBIN L. WHITMORE	217	33.54%
KEVIN LEE SAIR	204	31.53%
MARTY LISONBEE	70	10.82%
Overvotes	8	
Undervotes	55	
Contest Totals	710	

Apple Valley Special 2 year Council

Vote For 1

	TOTAL	VOTE %
BARRATT NIELSON	119	36.50%
MARSHAL "ANDY" MCGINNIS	207	63.50%
Overvotes	1	
Undervotes	28	
Contest Totals	355	

STATISTICS

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Election Day Precincts Reporting	1 of 1
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Ballots Cast - Total	350
Ballots Cast - Blank	0
Voter Turnout - Total	62.28%

Town of Apple Valley
Municipal General Election
November 2, 2021

UNOFFICIAL RESULTS

Item 1.

Summary

Apple Valley Mayor Apple Valley

Vote For 1

	TOTAL	VOTE %
DINA MASON WALTERS	254	72.99%
FRANK G LINDHARDT	62	17.82%
Write-In Totals	32	9.20%
Write-In: William Dale Beddo	24	6.90%
Write-In: Walter Earl Josey	8	2.30%
Not Assigned	0	0.00%
Overvotes	0	
Undervotes	2	
Contest Totals	350	

Apple Valley Council

Vote For 2

	TOTAL	VOTE %
DEBBIE KOPP	153	23.91%
ROBIN L. WHITMORE	216	33.75%
KEVIN LEE SAIR	203	31.72%
MARTY LISONBEE	68	10.62%
Overvotes	8	
Undervotes	52	
Contest Totals	700	

Apple Valley Special 2 year Council

Vote For 1

	TOTAL	VOTE %
BARRATT NIELSON	119	36.96%
MARSHAL "ANDY" MCGINNIS	203	63.04%
Overvotes	1	
Undervotes	27	
Contest Totals	350	

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Apple Valley Mayor Apple Valley

Vote For 1

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DINA MASON WALTERS	231	72.87%
FRANK G LINDHARDT	59	18.61%
Write-In Totals	27	8.52%
Write-In: William Dale Beddo	19	5.99%
Write-In: Walter Earl Josey	6	1.89%
Not Assigned	2	0.63%
Overvotes	0	
Undervotes	2	
Contest Totals	319	

Apple Valley Council

Vote For 2

	TOTAL	VOTE %
DEBBIE KOPP	140	24.01%
ROBIN L. WHITMORE	198	33.96%
KEVIN LEE SAIR	184	31.56%
MARTY LISONBEE	61	10.46%
Overvotes	8	
Undervotes	47	
Contest Totals	638	

Apple Valley Special 2 year Council

Vote For 1

	TOTAL	VOTE %
BARRATT NIELSON	107	35.91%
MARSHAL "ANDY" MCGINNIS	191	64.09%
Overvotes	0	
Undervotes	21	
Contest Totals	319	

**Town of Apple Valley
Municipal General Election
November 2, 2021**

UNOFFICIAL RESULTS

Item 1.

Summary

STATISTICS

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Town of Apple Valley
Municipal General Election
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Item 1.

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Contest Totals	319	

PRELIMINARY PLAT APPLICATION

Town of Apple Valley
1777 North Meadowlark Dr.
Apple Valley, Utah 84737
(435)877-1190
Fax (435)877-1192

Fee: \$1,500, Lot Split \$250

For Office Use Only:

File No. _____

Receipt No. _____

Name: Alfred Heber R Telephone: _____

Address: [REDACTED] Fax No. _____

Email: Karl@pv-eng.com

Agent (If Applicable): Karl Rasmussen Telephone: 435-668-8307

Address/Location of Subject Property: Approx. 300 S. between Coyote Rd & Main St.

Tax ID of Subject Property: AV-1-3-5-211 Zone District: OST

Proposed Use: (Describe, use extra sheet if necessary) Residential 1/2 acre & tourist commercial

Submittal Requirements: The preliminary plat application shall provide the following:

- ☒ 1. Description: In a title block located in the lower right-hand corner of the sheet the following is required:
 - ☒ a. The proposed name of the subdivision.
 - ☒ b. The location of the subdivision, including the address and section, township and range.
 - ☒ c. The names and addresses of the owner or subdivider, if other than the owner.
 - ☒ d. Date of preparation, and north point.
 - ☒ e. Scale shall be of sufficient size to adequately describe in legible form, all required conditions of Chapter 39, City Subdivision regulations.
- ☒ 2. Existing Conditions: The preliminary plat shall show:
 - ☒ a. The location of the nearest monument.
 - ☒ b. The boundary of the proposed subdivision and the acreage included.
 - ☒ c. All property under the control of the subdivider, even though only a portion is being subdivided. (Where the plat submitted covers only a part of the subdivider's tract, a sketch of the prospective street system of the unplatted parts of the subdivider's land shall be submitted, and the street system of the part submitted shall be considered in light of existing Master Street Plan or other Commission studies.)
 - ☒ d. The location, width and names/numbers of all existing streets within two hundred (200) feet of the subdivision and of all prior streets or other public ways, utility rights of way, parks and other public open spaces, within and adjacent to the tract.
 - ☒ e. The location of all wells and springs or seeps, proposed, active and abandoned, and of all reservoirs or ponds within the tract and at a distance of at least one hundred feet (100') beyond the tract boundaries.
 - ☒ f. Existing sewers, water mains, culverts or other underground facilities within the tract, indicating the pipe sizes, grades, manholes and the exact locations.

- ☒ g. Existing ditches, canals, natural drainage channels and open waterways and any proposed realignments.
- ☒ h. Contours at vertical intervals not greater than five (5) feet.
- ☒ i. Identification of potential geotechnical constraints on the project site (such as expansive rock and soil, collapsible soil, shallow bedrock and caliche, gypsiferous rock and soil, potentially unstable rock or soil units including fault lines, shallow groundwater, and windblown sand) and recommendations for their mitigation.
- ☒ j. Information on whether property is located in desert tortoise take area

(Preliminary Plat Application – Page 2)

☒ 3. Proposed Plan: The subdivision plans shall show:

- ☒ a. The layout of streets, showing location, widths, and other dimensions of proposed streets, crosswalks, alleys and easements.
- ☒ b. The layout, numbers and typical dimensions of lots.
- ☒ c. Parcels of land intended to be dedicated or temporarily reserved for public use or set aside for use of property owners in the subdivision.
- ☒ d. Easements for water, sewers, drainage, utilities, lines and other purposes.
- ☒ e. Typical street cross sections and street grades where required by the Planning Commission. (All street grades over 5% should be noted on the preliminary plat)
- ☒ f. A tentative plan or method by which the subdivider proposes to handle the storm water drainage for the subdivision.
- ☒ g. Approximate radius of all center line curves on highways or streets.
- ☒ h. Each lot shall abut a street shown on the subdivision plat or on an existing publicly-dedicated street. (Double frontage or flag lots shall be prohibited except where conditions make other design undesirable)
- ☒ i. In general, all remnants of lots below minimum size left over after subdividing of a larger tract must be added to adjacent lots, rather than allow to remain as unusable parcels.
- ☒ j. Where necessary, copies of any agreements with adjacent property owners relevant to the proposed subdivision shall be presented to the Planning Commission.
- ☒ k. A letter from both the local sanitary sewer provider and culinary water provider indicating availability of service.
- ☒ l. Will this subdivision be phased? If yes show possible phasing lines.
- ☒ m. A tentative plan or method for providing non-discriminatory access to the subdivision for purposes of placement of communications infrastructure, and for purposes of placement of utility infrastructure.

☒ 4. Required copies of plans:

- ☒ a. Three copies of all full scale drawings
- ☒ b. One copy of each drawing on a 11 x 17 inch sheets. (8 ½ x 11 is acceptable if the project is small and the plans are readable at that size).

5. Warranty deed or preliminary title report or other document (see attached Affidavit) showing evidence that the applicant has control of the property

NOTE: It is important that all applicable information noted above is submitted with the application. An incomplete application will not be scheduled for Planning Commission consideration. A deadline missed due to an incomplete application, could result in a month's delay. Planning Commission meetings are held on the second Thursday and fourth Wednesday of each month at 6:00 p.m. The deadline to submit an application to be placed on an agenda is no later than 12:00 noon 10 full business days before the Planning Commission meeting at which you plan for your application to be heard.

(Office Use Only)

Date Received: _____

Application Complete: YES

☐ NO☐

Date application deemed to be complete: _____ Completion determination made by: _____

PRELIMINARY PLAT APPLICATION page 3 (General Information)

PURPOSE

The preliminary plat application is the first step in land development process in those instances where land is divided for eventual sale. The process is established to insure that all proposed divisions of land conform to the Town General Plan and to adopted development standards of the Land Use Ordinance.

WHEN REQUIRED

The preliminary plat is required any time land is to be divided, re-subdivided or proposed to be divided into two (2) or more lots, parcels, sites, units, plots or other division of land for the purpose, whether immediate or future, for offer, sale, lease or development either on installment plan or upon any and all other plans, terms and conditions. It is not required on agricultural divisions where the agricultural parcel is divided to be combined with another agricultural parcel, nor is it required when two un-subdivided properties are merged, or where the boundary between two un-subdivided properties are adjusted.

The preliminary plat must be approved before a final plat can be processed and recorded.

Subdivision approval process:

- Determine current zoning for property.
 - If zoning fits desired subdivision, meet with Planning staff to discussed the proposed project.
 - Obtain a preliminary plat application form and complete the application and have a plat prepared by an engineer to meet the requirements on the preliminary plat application.
 - Submit completed application, preliminary plat, and required fee to Planning Department before noon on the Wednesday two weeks before desired Planning Commission meeting. (see submittal dates sheet)
-
- Appear at the scheduled Planning Commission meeting to discuss preliminary plat, hear comments, answer questions, and receive recommendation of approval or disapproval from Planning Commission.
 - Appear at the next scheduled Town Council meeting that occurs after the Planning Commission meeting at which a recommendation was received. Hear Town Council comments, answer questions, and receive Town Council decision Town Council can approve the plat with conditions, recommend changes and send it back to the Planning Commission, or deny the plat.

If the preliminary plat is approved, have construction drawings for utilities and streets prepared by an engineer according to the Town standards. Construction drawings must be approved by the Planning and Zoning department, Town Engineer, Rocky Mountain Power, Southwest Public Health Department and Big Plains Water and Sewer Special Service District. Approval means changes are made and all required signatures are obtained.

Once the preliminary plat is approved by the Town Council, the applicant has one year after receiving approval of the preliminary plat to submit the final plat to the Planning Commission for action. The Planning Commission may authorize a one-year time extension, provided the extension request is made before the one year time limit is reached. The Planning Commission will review and make recommendation to the Town Council on the final plat when submitted. The Town Council will typically review the Planning Commission recommendation within 1-2 weeks after the Commission action on the final plat.

APPEALS

