

**Minutes of the  
Hailey Hearing Examiner  
June 15, 2009**

The meeting was called to order at 1:00 p.m. by Hearing Examiner Kristin Anderson. Staff present was Planner Mariel Platt and Planning Assistant Becky Mead.

**Spirit 'n Motion Conditional Use Permit**

Terry and Kathy Roth, represented by Amanda Norton, has submitted a Conditional Use Permit application for an indoor cheerleading, dance, and tumbling instruction facility on Lot 37, Block 42, Woodside Subdivision No. 10 (4031 Glenbrook Drive, Unit B). The property is located in the Light Industrial (LI) zoning district. Indoor recreation facilities, primarily for instruction is an allowed use under the Conditional Use Permit process.

**Amanda Norton** stated the use of the application and mentioned that they will be holding their parent meetings at Power Engineers. Examiner Anderson stated that there is not any pedestrian space in this area. Norton stated that Unit A is a warehouse and never uses the parking spaces and there are also road spots for parking.

Planner Platt stated it is a recommended condition of approval that parking be restricted to on-site only, excluding the monthly parent meetings which shall not be conducted between the hours of 7 a.m. and 7 p.m. The Hearing Examiner may want to consider additional parking and traffic restrictions or require a 6 month review. Examiner Anderson recommended a six month review of the parking for this application.

Examiner Anderson explained that she will review the findings for the application and would make a decision within forty-five (45) days after the close of the hearing.

**Goepfert-Maguire Design Review**

Charles and Maria Goepfert-Maguire have submitted a Design Review application for a single family residence, located at 416 Third Avenue North. The applicant proposes to construct a 1,248 square foot addition onto an existing and retained portion of a historical building.

**Charles Goepfert-Maguire** presented the application. He said the addition will give a family of four two new bedrooms, living room and bath. He said they will be removing two trees in the rear of the house. He noted the same roof pitch will match the existing house. He said he did not know why there was a condition for an elevation certificate. He said he has already had the property surveyed. Examiner Anderson asked Planner Platt if she required this for all additions. Planner Platt stated it is a recommended condition of approval that an elevation certificate be obtained and submitted to the City for height verification due to the fact that the applicant's proposed building height is less than six inches from the maximum building height allowed. Examiner Anderson stated this would be done after the building was completed. G-Maguire stated he was concerned with the extra fees for that. He also mentioned they could park only one car between the two sheds. He said there is plenty of parking in the front.

Planner Platt stated the applicant's written intent stated there would be parking in the rear; although it isn't shown on the site plan. Two parking spaces are required. There is ample room for at least two (2) vehicles to park adjacent to 3<sup>rd</sup> Avenue.

**Public Hearing Opened**

No comments made.

**Public Hearing Closed**

Examiner Anderson explained that she will review the findings for the application and would make his decision within forty-five (45) days after the close of the hearing.

**Magic Valley Investor, LLC Conditional Use Permit**

Magic Valley Investors, LLC has submitted a Conditional Use Permit application for a gym and fitness facility, located on Lot 8A, Block 1, Hailey Business Park South (810 Main St. South, Suite 8). The property is located in the Technological Industry (TI) zoning district, which physical fitness facilities is an allowed use under the Conditional Use Permit process.

**Jay Cone**, 651 El Dorado Drive, presented the application for the applicant Don Hodge. He stated he has been working with staff on the parking and believes they have sufficient parking for this use. Twenty-three (23) spaces are required, 24 are provided. He referenced the staff report, which states a possibility for increased traffic. He stated there would be traffic circulation early in the morning and late in the evening. Examiner Anderson asked if there was access from the rear of the building. Cone stated there is.

Parking was further discussed. Planner Platt stated the CC&R's for all the units in the subdivision, there is to be no reserved parking. There are a total of 70 parking spaces provided for the subdivision.

**Public Hearing Opened**

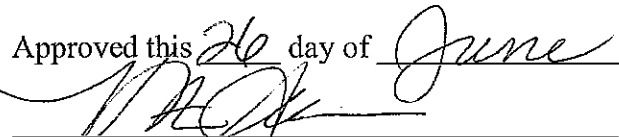
No comments made.

**Public Hearing Closed**

Examiner Anderson explained that she will review the findings for the application and would make his decision within forty-five (45) days after the close of the hearing.

**Examiner Anderson adjourned the meeting at 1:30 p.m.**

Approved this 26 day of June, 2009.

  
\_\_\_\_\_  
Kristin Examiner Anderson, Hearing Examiner

Attest:

  
\_\_\_\_\_  
Becky Mead, Deputy Clerk