

**PROVIDENCE CITY**  
**Land Use Authority – Record of Decision**  
**Meeting Date: March 8, 2016**

**Request:** Applicant is requesting a conditional use for a salon

<b>Item Type:</b> Conditional Use	<b>Applicant:</b> Tanya Winslow	<b>Address:</b> 725 Foothill Drive
<b>Parcel ID #:</b> 03-075-0003	<b>General Plan:</b> SFT	<b>Zone:</b> SFT

**Background Information:**

1. Application was received 02/29/2016; application contained:
  - a. Providence City Application
  - b. Payment of \$100 fee
  - c. A copy of the Providence City Business License Application
  - d. A copy of the County Recorder plat
  - e. A letter describing the request

**FINDINGS OF FACT:**

The following Providence City Code (PCC) list regulations and requirements to be considered.

1. PCC 3-1-5. Application for License
2. PCC 3-4-5. Home Businesses
3. 10-3-5 Conditional Use Permits
4. 10-6-1:F.4. Barber / beauty shop
5. Official Zoning Map Revised February 3, 2015

**CONCLUSIONS OF LAW:**

1. PCC 3-4-5.B. and 3-1-5. The applicant has submitted the completed application.
2. 10-3-5 allows the City to impose reasonable conditions: to mitigate the reasonably anticipated detrimental effects of the proposed use on the health, safety, or general welfare of persons residing, working, or conducting business in the vicinity; to mitigate injury to property in the vicinity; to mitigate any risk to safety of persons or property because of vehicular traffic or parking, large gatherings of people, or other causes . . .
3. 725 Foothill Drive is located in a Single-family Traditional (SFT) zone.
4. 10-6-1:F.4. barber/beauty shop is allowed as conditional use in the SFT Zone.

**CONDITIONS:**

1. The applicant will continue to meet all relevant federal, state, county, and Providence City rules, laws, codes, ordinances related to the operation of a salon as a home business. Including but not limited to:  
 3-4-5: G. Regulations During License Period: For the duration of the licensed period, a home business shall:
  1. *Incidental Use: Remain clearly incidental and secondary to the use of the dwelling and not change the character thereof.*
  2. *Residential Character Maintained: Not detract from the residential character of the neighborhood, nor physically change the dwelling to the extent that it would alter the residential character or appearance of the dwelling or neighborhood.*
  3. *Nuisances; Disturbances Prohibited: Not create any disturbances such as noise, odor, fumes, light, glare, color, design, materials, construction, lighting, or vibrations or other nuisances,*

*including radio and television, reception, parking problems, impeding or disrupting traffic, either pedestrian or vehicular, exposed external storage, unsightliness or pollution that may be discernible beyond the premises or unreasonably disturb the peace and quiet of the neighborhood.*

4. *Sign Regulations: See Title 10, Chapter 15 of this Code.*

**10-1-4 Definitions.HOME BUSINESS:**

1. *A business conducted on land containing the primary dwelling or an adjacent parcel owned by the same owner;*
2. *Business owner must be a resident of the primary dwelling;*
3. *May employ family members residing in the primary dwelling;*
4. *May employ no more than four (4) individuals that do not reside in the primary dwelling but work at the premises;*
5. *Provide sufficient parking and needed facilities for employees and customers completely and entirely on homeowner's land containing the primary dwelling or an adjacent parcel owned by the homeowner*
6. *Does not change the aesthetic character of the area and zone;*
7. *No commercial display, other than an unlighted nameplate sign (see Chapter 15 of this Title), which is two (2) square feet in area or less;*
8. *Must comply with Title 3 Chapter 4 Section 5 of this Code;*
9. *Home businesses are subject to all licensing, inspections, laws and regulations, etc*

2. The applicant will mitigate vehicular traffic by using the existing circular driveway.

3. The applicant will mitigate parking by using the existing driveway.

Motion to approve: G Knighton, second – R Stapley

Vote: Yea: S Bankhead, G Knighton, R Stapley

Nay: None

Abstained: None

Excused: None

  
Skarlet Bankhead, Chair