## City of Middleton

P O Box 487
1103 W Main St, Middleton, ID 83644 208-585-3133, FAx: 208-585-9601 www.MIDDLETON.ID.GOV

## Planning \& Zoning Department Master Land Use Application

Fee Paid: \$ $\qquad$
Application Accepted by: $\qquad$
Date Application Accepted: $\qquad$

## OWNER/APPLICANT:

| Middleton Rivers LLC | $208866-0594$ | davebuich@gmail.com |  |
| :--- | :---: | :---: | :---: |
| Name | Phone | Email |  |
| 1783 E. Lone Shore Ln. | Eagle | Idaho | 83616 |
| Mailing Address | City | State | Zip Code |

REPRESENTATIVE:

| Jay Gibbons, South Beck \& B | ird 208-869-0747 | gibbons@sbbgo | o.com |
| :---: | :---: | :---: | :---: |
| Name | Phone | Email |  |
| 2002 S. Vista Ave. | Boise | Idaho | 83705 |
| Mailing Address | City | State | Zip Code |
| PUBLIC HEARINGS* | PUBLIC HEARINGS* | MISC. APPLICATIONS | MISC. APPLICATIONS |
| $\square$ Annexation and Zoning | Development Agreement | Design Review*** | $\square$ Lot Line Adjustment*** |
| Rezone | Ordinance Amendment | $\checkmark$ Preliminary Plat** | Floodplain*** |
| Vacate Right-of-Way | Special Use Permit | $\square$ Final Plat** | Time Extension*** |
| Comprehensive Plan Map or Text Amendment | $\square$ Variance | $\square$ Construction Plans*** | $\square$ Approach Permit*** |

* Public Hearings: a neighborhood meeting is required before filing an application, and individuals have a right to participate in the hearing by offering comments. Plats not designed to city code and standards require a neighborhood meeting and public hearing.
** Public Meetings: Individuals have a right to observe, but not comment, at an open meeting at which the application is being considered by decision makers. Plats designed to city code and standards do not require a public hearing. A neighborhood meeting is still required.
*** Administratively: reviewed and approved by the City Engineer and Zoning Official.
Subdivision or Project Name: Sawtooth Lakes Mixed-Use Subdivision Phase $\qquad$

Site Address: $\qquad$ Total Acres: 15.18

Tax Parcel No(s): R18035000 0, R18036010 0, R18034000 0 \& 180350110

Existing Zoning: $\quad \mathrm{M}-\mathrm{U}$
Floodplain Zone: A-E (1-17-2020)

Printed Name
$\frac{10-14-2021}{\text { Date }}$
$\qquad$
Proposed Zoning: $\quad \mathrm{M}-\mathrm{U}$

Hillside (grades exceeding 10\%): None

Date

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Please submit all items listed below. Applications missing the following items will be deemed incomplete, and the application will not be processed.

| Applicant | Description | Staff |
| :---: | :---: | :---: |
| $\checkmark$ | Completed and signed Master Land Use Application |  |
| $\checkmark$ | Fee |  |
| $\checkmark$ | Narrative fully describing the proposed project. Additionally: <br> - Please indicate whether a variance or special use permit is being requested along with the preliminary plat. <br> - Describe requirements imposed by any Development Agreement, Covenants or other commitments. <br> - Describe any anticipated adverse impacts on adjoining property. <br> - Describe how the request is consistent with the Middleton Comprehensive Plan. |  |
| $\checkmark$ | Vicinity Map |  |
| $\checkmark$ | Proposed Preliminary Plat (2 full size - $24 \times 36$ inch - paper copies \& 1 electronic full-size copy provided on a USB) |  |
| $\checkmark$ | Drainage Calculations - preliminary |  |
| NA | Title Report/Commitment (Schedule B) Owner/developer |  |
| $\checkmark$ | Landscape Plan |  |
| $\checkmark$ | Preliminary Plat must comply with Middleton City Code 5-4-4 |  |
| $\checkmark$ | Warranty Deed showing proof of ownership |  |
| $\checkmark$ | If owner is not the applicant, then representative must provide an Affidavit of Legal Interest showing the owner's authorization for representative to submit the application. |  |
| $\checkmark$ | Two sets of adhesive mailing labels containing the names and addresses of property owners within 300 feet of the perimeter boundary of the subject property. Contact Canyon County Plat Room at (208) 455-6016 for a list of landowners. |  |
| $\checkmark$ | Copy of neighborhood meeting notice, sign-in sheet, and minutes summarizing discussion |  |
| $\checkmark$ | Traffic Impact Study if residential subdivision with more than 25 dwelling units. |  |
| $\checkmark$ | Electronic copy of entire application on USB |  |



## SAWTOOTH LAKE MIXED-USE SUBDIVISION <br> PRELIMINARY PLAT <br> CITY OF MIDDLETON

A PORTION OF THE SOUTHWEST $1 / 4$ OF THE
SOUTHEAST $1 / 4$ OF SECTION 1
TOWNSHIP 4 NORTH, RANGE 3 WEST, BOISE MERIDIAN,
CANYON COUNTY, IDAHO SEPTEMBER 2021


PRELIMNARY PLATNOTES
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$37 \%$ wits/AReE



SHEET INDEX



BASIS OF BEARING


CERTIFICATE OF SURVEYOR


IDAHO SURVEY GROUP, LLC









Staff and Commissioners,

South Beck \& Baird is pleased to submit this letter of intent in support for the Sawtooth Lakes MixedUse Subdivision preliminary plat application. The subject property consists of four (4) parcels, R18035000 0, R18036010 0, R18034000 0 and R18035011 0, addressed as 22457 Middleton Rd., Middleton, Idaho. The aggregate size of the parcels is 15.18 acres. The parcels were annexed and zoned M-U in 2016. The preliminary plat is fully compliant with the City of Middleton code requirements.

The project consists of twenty (20) residential townhome buildings on 121 residential lots, one (1) clubhouse building with a pool, 6 common lots and 5 commercial lots. All uses are consistent with the M-U district. The street frontage on Sawtooth Lakes Drive will be on common lots and provide an attractive landscape buffer to the backyards of the townhomes. There are two types of townhomes in the project. Photos have been provided illustrating the building form and quality of materials expected to be implemented. The proposed townhomes between Sawtooth Lakes Drive and Rivers Edge Street are 3 story product with a tandem-type 2-car garage and the proposed townhomes nearest the Boise River are 2-story product with 2-car garages. Both proposed building products have front door access on the street adjacent to the garages and driveways. All buildings and common areas will be attractively landscaped. The project includes wetland mitigation and will create two storm ponds within the floodway including a greenbelt pathway and several pedestrian pathways connecting through the development providing public pedestrian access to and through the project. There is guest parking and several mail kiosks located throughout the project. These locations will be coordinated with the postal service.

The subject property is currently vacant. There are a number of existing trees along Sawtooth Lakes Drive which will be assessed for health. Some may remain, but the majority will be replaced to provide a cohesive street frontage. The City has also expressed a desire that the developer provide a greenbelt pathway near the river to future pathway connections off the subject property. Our proposal illustrates compliance with the City's desires.

Amenities provided for the use of residents are pedestrian connections throughout the project connection to the proposed greenbelt pathway, a clubhouse with gathering space and an outdoor pool and plenty of guest parking.

We believe the development will provide an attractive mixed-use retail//housing type in the area and provide recreational opportunities to our future residents.

We appreciate the opportunity to make application for development of the property and look forward to working with staff throughout the process. If you have any questions or need additional information while processing this application, please call or email. Thank you for your consideration on this matter.

Sincerely,
Austsbiblem
Jay A. Gibbons, PLA, ASLA
South, Beck and Baird Landscape Architecture



# AFFIDAVIT OF LEGAL INTEREST 

## STATE OF Idaho ) <br> ) <br> COUNTY OF Canyon )

| $\mathrm{I},$Middleton Rivers LLC <br> Eagle <br> (name) <br> (city) |
| :--- | :--- | :--- | :--- |, | 1783 E. Lone Shore Drive |
| :--- |
| (state) |

being first duly sworn upon, oath, depose and say:

1. That I am the record owner of the property described on the attached, and I grant my permission to:

| Jay Gibbons, <br> Beck \& Baird | ,2002 S. Vista Avenue <br> Boise, Idaho 83705 |
| :--- | :--- |
| (name) | (address) |

to submit the accompanying applications) pertaining to that property.
2. I agree to indemnify, defend and hold the City of Middleton and its employees harmless from any claim or liability resulting from any dispute as to the statements contained herein or as to the ownership of the property which is the subject of the application.
3. I hereby grant permission to City of Middleton staff to enter the subject property for the purpose of site inspections related to processing said applications).

Dated this $\square$ day of $\qquad$ , 2021


SUBSCRIBED AND SWORN to before me the day and year first above written.


## Fidelity National Title

Escrow No.: 34602015541-KY

## WARRANTY DEED

## FOR VALUE RECEIVED

Baserri LLC, an Idaho limited liability company
GRANTOR(S), does(do) hereby GRANT, BARGAIN, SELL AND CONVEY unto:
Middieton Rivers LLC, an Idaho limited liability company
GRANTEE(S), whose current address is: 1783 E Lone Shore Dr, Eagle, ID 83616
the following described real property in Canyon County, Idaho, more particularly described as follows, to wit:
SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF
TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

## WARRANTY DEED

## (continued)

IN WITNESS WHEREOF, the undersigned have executed this document on the date(s) set forth below.
Effective this $\frac{1 \text { day }}{}$


STATE OF Idaho, COUNTY OF Ada, -ss.
 personally appeared Gregory Burkhart, known or identified to me to be the person whose name is subscribed to the within instrument, as the Marlager of Baserri, LLC, a LimitedLiabilityCompany and acknowledged to me that he


My Commission Expires: $\qquad$
(SEAL)


## EXHIBIT A

Order No.: 34602015541

## Parcel 1

A parcel of Land located in Government Lot 1 of Section 7, Township 4 North, Range 2 West, Boise Meridian, Canyon County, Idaho, more particularly described as follows:

Commencing at a brass cap monument marking the center-east One Sixteenth comer of said Section 7, thence
along the West boundary of said Government Lot 1,
A) South $01^{\circ} 18^{\prime} 59^{\prime \prime}$ West, 317.77 feet to the South right-of-way line Sawtooth Lake Drive referenced in "Exhibit A' of Quitclaim Deed, Instrument No 2010005559, Records of Canyon County, Idaho and POINT OF BEGINNING; thence, along said right-of-way the following courses:

1) South $65^{\circ} 21^{\prime} 25^{\prime \prime}$ East, 31.68 feet to the beginning of a tangent curve; thence,
2) Southeasterly aiong said curve to the right, having a radius of 470.00 feet, an arc length of 290.35 feet, through a central angle of $35^{\circ} 23^{\prime} 41^{\prime \prime}$, of which the long chord bears South $47^{\circ} 39^{\prime \prime} 34^{\prime \prime}$ East, 285.75 feet to a Point of Reverse curvature; thence,
3) Southeasterly along said curve to the left, having a radius of 330.00 feet, an arc length of 260.18 feet, through a central angle of $45^{\circ} 10^{\prime} 25^{\prime \prime}$, of which the long chord bears South $52^{\circ} 32^{\prime \prime} 56^{\prime \prime}$ East, 253.49 feet; thence,
Leaving said right-of-way, non-tangent from said curve,
4) South $00^{\circ} 35^{\prime} 46^{\prime \prime}$ West, 101.40 feet; thence,
5) North $89^{\circ} 23^{\prime} 32^{\prime \prime}$ West, 450.71 feet to a point on the West boundary of said Government Lot 1 ; thence, Along said boundary,
6) North $01^{\circ} 18^{\prime} 59^{\prime \prime}$ East, 456.55 feet to the POINT OF BEGINNING.

Parcel 2
A parcel of Land located in Govemment Lot 1 of Section 7, Township 4 North, Range 2 West, Boise Meridian, Canyon County, Idaho, more particularly described as follows:

Commencing at a brass cap monument marking the center-east one sixteenth comer of said Section 7 , thence
along the West boundary of said Govemment Lot 1 ,
A) South $01^{\circ} 18^{\prime} 59^{\prime \prime}$ West, 774.32 feet to the POINT OF BEGINNING; thence, leaving said West boundary,

1) South $89^{\circ} 23^{\prime} 32^{\prime \prime}$ East, 450.71 feet; thence,
2) South $00^{\circ} 35^{\prime} 46^{\prime \prime}$ West, 325.65 feet to the Ordinary High Water Line as marked by the Idaho Department of Lands on October 2, 2017; thence Along said Ordinary High Water Line the following courses,
3) South $88^{\circ} 21^{\prime} 43^{\prime \prime}$ West, 233.52 feet; thence,
4) South $77^{\circ} 57^{\prime} 04$ " West, 227.70 feet to said West boundary of Government Lot 1 ; thence,

Along said boundary,
5) North $01^{\circ} 18^{\prime} 59$ " East, 384.72 feet to the POINT OF BEGINNING.

## EXHIBIT A

(continued)

Parcel 3
A parcel of Land located in Government Lot 1 of Section 7, Township 4 North, Range 2 West, Boise Meridian, Canyon County, Idaho, more particularly described as follows:

Commencing at a brass cap monument marking the Southeast comer of said Section 7, thence along the East line of said Section 7
A) North $00^{\circ} 39^{\prime} 10^{\prime \prime}$ East, 1937.48 feet to the Easterly prolongation of the Ordinary High Water Line as marked by the Idaho Department of Lands on October 2, 2017, from which an axel marking the East one-quarter corner of said Section 7 bears North $00^{\circ} 39^{\prime \prime} 10^{\prime \prime}$ East, 702.54 feet, thence, along said prolongation,
B) South $55^{\circ} 00^{\prime} 48^{\prime \prime}$ West, 29.45 feet to said Ordinary High Water Line and the POINT OF BEGINNING; thence,
along said Ordinary High Water Line the following courses:

1) South $55^{\circ} 00^{\circ} 48^{\prime \prime \prime}$ West, 54.19 feet; thence,
2) South $70^{\circ} 27^{\prime} 16^{\prime \prime}$ West, 77.31 feet; thence,
3) South $65^{\circ} 53^{\prime} 14^{\prime \prime}$ West, 791.38 feet; thence,
4) South $88^{\circ} 21^{\prime} 43^{\prime \prime}$ West, 17.99 feet; thence leaving said Ordinary High Water Line,
5) North $00^{\circ} 35^{\prime} 46^{\prime \prime}$ East, 427.04 feet to the beginning of a non-tangent curve and the South right-of-way line of Sawtooth Lake Drive reference in "Exhibit A' of Quitclaim Deed, Instrument No 2010005559, Records of Canyon County, Idaho; thence along said right-of-way line the following courses:
6) Easterly along said curve to the left, having a radius of 330.00 feet, an arc length of 366.73 feet, through a central angle of $63^{\circ} 40^{\prime} 24^{\prime \prime}$, of which the long chord bears North $73^{\circ} 01^{\prime \prime} 41^{\prime \prime}$ East, 348.15 feet; thence,
7) North $41^{\circ} 11^{\prime} 29^{\prime \prime}$ East, 352.34 feet to the beginning of a tangent curve; thence,
8) Easterly along said curve to the right, having a radius of 170.00 feet, an arc length of 88.08 feet, through a central angle of $29^{\circ} 41^{\prime} 13^{\prime \prime}$, of which the long chord bears North $56^{\circ} 02^{\prime} 05^{\prime \prime}$ East, 87.10 feet; thence,
tangent from said curve,
9) North $70^{\circ} 52^{\prime} 42^{\prime \prime}$ East, 157.84 feet to the West right-of-way line of Middleton Road; thence, along said West right-of-way line the following courses,
10) South $17^{\circ} 41^{\prime} 47^{\prime \prime}$ East, 119.24 feet to a $5 / 8$ inch rebar, thence,
11) South $04^{\circ} 21^{\prime} 36^{\prime \prime}$ East, 400.96 feet to the POINT OF BEGINNING.




Large Traffic Study and Preliminary Stormwater analysis available upon public records request

