

**BLUFFDALE CITY  
ORDINANCE 2021-01**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BLUFFDALE, UTAH,  
ENACTING R-SL SENIOR LIVING ZONE.**

**WHEREAS**, Utah Code § 10-9a-102 grants the Bluffdale City Council (the “City Council”) authority to enact or amend ordinances that it considers necessary or appropriate for the use and development of land in the City of Bluffdale (the “City”); and

**WHEREAS**, the City Council desires to enact a new zone to allow for senior living options with reasonable regulations; and

**WHEREAS**, the Bluffdale Planning Commission has held a public hearing and gave its recommendation to the City Council; and

**WHEREAS**, the City Council has held a public hearing and reviewed the subject text amendment and finds that the subject text amendment will enhance the public health, safety, and welfare.

**NOW THEREFORE**, be it ordained by the Council of Bluffdale City, in the State of Utah, as follows:

**SECTION 1:** **ADOPTION** “11.80.060 R-SL SENIOR INDEPENDENT IVING ZONE” of the Bluffdale Municipal Code is hereby *added* as follows:

**ADOPTION**

11.80.060 R-SL SENIOR INDEPENDENT IVING ZONE(*Added*)

**SECTION 2:** **ADOPTION** “11.80.060.010 Purpose” of the Bluffdale Municipal Code is hereby *added* as follows:

**ADOPTION**

11.80.060.010 Purpose(*Added*)

The R-SL Senior Independent Living Zone is established to provide areas within the City for housing for residents aged 55 years and older who prefer to reside in independently owned dwelling units within a larger community of common area, open space, and amenities. Rezoning to the R-SL Zone should be carefully reviewed to ensure compatibility with existing development and adjacent neighborhoods.

**SECTION 3:**        **ADOPTION** “11.80.060.020 Qualifications” of the Bluffdale Municipal Code is hereby *added* as follows:

ADOPTION

11.80.060.020 Qualifications(*Added*)

1. Each proposed R-SL Senior Independent Living Zone shall have primary access from a City designated major collector street within fifteen hundred feet (1500') of Utah State Route 154 (Bangerter Highway). 2. Each development project in the R-SL Zone shall be located on a parcel containing not less than four (4) acres. 3. The density for any senior living project shall not exceed 6.50 units per acre for any R-SL zone. 4. Each proposed R-SL Zone shall share a common boundary with a commercial designated property.

**SECTION 4:**        **ADOPTION** “11.80.060.030 Permitted and Accessory Uses” of the Bluffdale Municipal Code is hereby *added* as follows:

ADOPTION

11.80.060.030 Permitted and Accessory Uses(*Added*)

- A. Permitted uses allowed within the R-SL Zone are provided as follows:
  - 1. Single-family residential dwellings.
  - 2. Multi-family residential dwellings not to exceed four (4) attached units.
- B. Accessory uses allowed within the R-SL Zone are provided as follows:
  - 1. Minor home occupations in compliance with BCC 3.80 with no employees.

**SECTION 5:**        **ADOPTION** “11.80.060.040 Occupancy Qualifications And Restrictions” of the Bluffdale Municipal Code is hereby *added* as follows:

ADOPTION

11.80.060.040 Occupancy Qualifications And Restrictions(*Added*)

- A. Dwelling units are restricted to a maximum unit size of two (2) bedrooms on the main floor. A bonus room or loft is allowed with a second-floor option over a garage.
- B. Dwelling units are intended for, and to be owned and occupied by, at least one (1) person

fifty-five (55) years of age or older per unit.

1. A dwelling unit may be occupied by the surviving member(s) of a household, regardless of age, if the qualifying person has passed away, provided the surviving member(s) was a resident of the unit at the time of the qualifying person's death.
2. A dwelling unit may be occupied by the management, medical, or custodial personnel of a qualifying resident.
3. A homeowners' association (HOA) shall be established for each development to ensure compliance with resident restrictions and provide maintenance of buildings, open space, recreation facilities, and other common areas.

**SECTION 6:**            **ADOPTION** “11.80.060.050 Project Frontage” of the Bluffdale Municipal Code is hereby *added* as follows:

A D O P T I O N

11.80.060.050 Project Frontage(*Added*)

Any development in the R-SL Zone shall promote an active street frontage on all public streets. The creation of a second frontage road or courtyard area on the street frontage, in which units may be oriented toward, can also be an acceptable option for projects located on collector roads.

**SECTION 7:**            **ADOPTION** “11.80.060.060 Setbacks And Driveway Requirements” of the Bluffdale Municipal Code is hereby *added* as follows:

A D O P T I O N

11.80.060.060 Setbacks And Driveway Requirements(*Added*)

The following minimum setback requirements shall apply in the R-SL Zone. Each setback is measured is from the property line of the lot or parcel.

A. Front Setback; Unit and Driveway Access:

1. Each building or structure in the R-SL Zone adjacent to a public or private street shall have a minimum front setback of fifteen feet (15') measured from the right-of-way, otherwise, the front setback shall be a minimum of ten feet (10').
2. Driveways to each unit shall be required and driveway areas shall be a minimum of twenty feet (20') in length, exclusive of any sidewalk or walkways. If units are accessed by an alley, the width of the alley shall be a minimum of twenty-five feet (25') and shall comply with all emergency vehicle access requirements. Parking in the alley is not permitted.

**B. Side Setback; Corner Lot:**

1. Each building or structure in the R-SL Zone shall have a minimum side setback of ten feet (10').
2. Each corner lot or parcel in the R-SL Zone shall have a minimum setback of twenty feet (20') along the street on the side of the lot not being used as the front setback.

**C. Rear Setback:**

1. Each building or structure in the R-SL Zone adjacent to a public or private street shall have a rear setback of fifteen feet (15') measured from the right-of-way, otherwise, the rear setback shall be a minimum of ten feet (10').

**SECTION 8:** **ADOPTION** “11.80.060.070 Projections Into Setbacks” of the Bluffdale Municipal Code is hereby *added* as follows:

**ADOPTION**

11.80.060.070 Projections Into Setbacks(*Added*)

- A. Permitted: The following structures may be erected on or projected into any required setback:
  1. Necessary appurtenances for utility service.
- B. Setback Areas: The following structures may be erected on or projected into any required front, side, or rear setback not more than two feet (2'):
  1. Cornices, eaves, sills, buttresses, or other similar architectural features.
  2. Awnings, decks, and planter boxes.

**SECTION 9:** **ADOPTION** “11.80.060.0080 Building Height Requirements” of the Bluffdale Municipal Code is hereby *added* as follows:

**ADOPTION**

11.80.060.0080 Building Height Requirements(*Added*)

- A. A primary building or structure may not exceed thirty-five feet (35') in height, nor be lower than ten feet (10') in height.
- B. A primary building or structure shall be built of slab-on-grade construction, with no basements allowed.

**SECTION 10:** **ADOPTION** “11.80.060.090 Distance Between Buildings” of the Bluffdale Municipal Code is hereby *added* as follows:

ADOPTION

11.80.060.090 Distance Between Buildings(*Added*)

The distance between any residential building or structure and any other residential building or structure shall not be less than ten feet (10').

**SECTION 11:** **ADOPTION** “11.80.060.100 Parking, Loading, And Access” of the Bluffdale Municipal Code is hereby *added* as follows:

ADOPTION

11.80.060.100 Parking, Loading, And Access(*Added*)

Off-street parking shall be provided in accordance with BCC 11.120. All senior living projects are required to provide an off-street parking plan with the site plan application which includes areas for snow storage.

**SECTION 12:** **ADOPTION** “11.80.060.110 Site Plan Approval” of the Bluffdale Municipal Code is hereby *added* as follows:

ADOPTION

11.80.060.110 Site Plan Approval(*Added*)

An applicant for approval in the R-SL Zone shall submit a site plan application in accordance with all requirements of this Chapter and all other applicable City ordinances. The Planning Commission is the land use authority to review and approve all site plans in the R-SL Zone. An applicant may submit an application for site plan and preliminary and final subdivision plat approval simultaneously, if desired. Each application will be approved by the land use authority provided by BCC 11.30.090.

**SECTION 13:** **ADOPTION** “11.80.060.120 Development And Design Requirements” of the Bluffdale Municipal Code is hereby *added* as follows:

## ADOPTION

### 11.80.060.120 Development And Design Requirements(*Added*)

- A. Purpose: To establish minimum development standards for independent living multi-dwelling units within a structure. These standards are intended to ensure that such development is well buffered from and compatible with adjacent property, serves the needs of occupants thereof, and retains long-term viability and quality of the project.
- B. Unit Differentiation: Multi-dwelling unit buildings or structures (buildings) shall include design features that differentiate adjoining units and create identity for each unit. This goal shall be achieved through the following requirements:
1. Buildings shall include a variety of heights. However, long, continuous rooflines greater than fifty feet (50') shall not be permitted.
  2. The front facade of the building shall exhibit visual relief through an array of architectural features and varied individual unit setbacks. Articulation such as roof dormers, hips, gables, balconies, porches, wall projections, and fenestration shall be used to break up the visual massing of building facades.
  3. Buildings shall include a variety of building colors and materials. A minimum of three (3) colors per elevation is preferred.
  4. Buildings shall incorporate variations of the following architectural elements:  
Accent building materials Door frames Garage doors Rooflines Window frames Window types
  5. Design: Buildings shall exhibit exceptional design qualities that enhance the residential aesthetics of the surrounding properties. This shall be achieved by the following requirements:
    - a. All exposed sides of the building shall have framed windows.
    - b. Side and rear elevations that are visible from public and private streets shall equal the architectural detailing of the front facade.
    - c. Building materials shall consist of at least fifty percent (50%) brick, stone, fiber cement board, or synthetic stone on all sides of the building. Windows are excluded from the gross calculation of exterior building materials.
    - d. Shared entrances units shall be accentuated with architectural detailing and well lit.
    - e. Utility and mechanical equipment extending from the building shall be clustered and screened by compatible architectural materials or appropriate vegetation. When the project architecture contains pitched roofs, the roof mounted utility equipment shall be situated on the back side of the roof pitch.
    - f. All units shall have a minimum of two-car garages which complement the project architecture in terms of design, materials, and colors. Driveways shall be required for each unit that are capable to park two cars for off street parking and a minimum of twenty feet (20') in length.
    - g. Garage doors shall exhibit quality design and color variation throughout the project.
    - h. All homes shall be designed with senior living as the predominant theme

with the following elements:

- (1) No basements, slab-on-grade construction.
  - (2) Limited stairs to access the unit.
  - (3) Main floor master bedroom and laundry.
  - (4) No more than two (2) bedrooms on the main floor.
  - (5) Optional second story bonus room or loft.
- i. Fencing within the project shall be limited to encourage shared open space, pedestrian access, and project integration into the surrounding neighborhood. Perimeter fencing around the project is required and shall be a maximum of eight feet (8') in height and be constructed of masonry or wrought iron.
  - j. Required guest parking shall be evenly distributed throughout the project and easily accessible in compliance with BCC 11.120.030.
  - k. Landscaping strips between driveways should be used to break up expanses of impervious surface.
6. Site Plan, Mobility, And Street Treatment: Pedestrian and automobile circulation shall flow in a logical manner and integrate neighborhood street connectivity.
- a. Pedestrian pathways shall be provided between access points, entryways, public gathering nodes, and parking areas. Pedestrian access points should be installed between the project and the external neighborhood.
  - b. To encourage pedestrian connectivity, senior living projects shall connect sidewalks and walkways to public streets and adjacent private streets at all logical points.
  - c. Senior living projects shall install sidewalks on both sides of all private streets. Sidewalks shall be a width of no less than five feet (5').
7. All projects shall submit a lighting plan that illustrates lighting accommodation for automobile and pedestrian users.
- a. Low level bollard lighting is encouraged for illumination of internal pedestrian pathways.
  - b. Exterior lighting along all streets shall be pedestrian in scale with a maximum height of fourteen feet (14').
8. All projects shall submit a landscaping plan in accordance with site plan requirements in accordance with BCC 11.150.
- a. Landscaping shall be used as a land use buffer where appropriate.
  - b. Detention basins shall be adequately landscaped and maintained. Drought tolerant landscaping for detention basins is highly encouraged.
  - c. All sloped areas shall be landscaped in accordance with adopted standards.
9. Common Open Space: No less than thirty percent (30%) of the gross project area, shall be designated for open space uses. Applicants for projects shall submit an open space plan for the type of quality open space that the project will provide. The open space plans shall be consistent with the following:
- a. Be available to everyone residing in the boundaries of a development.
  - b. May include pathways and outdoor amenities.
  - c. Excludes private balconies, decks, patio areas, recreation buildings, indoor amenities, vehicle parking, streets and streetscape sidewalks. Open space

- should be centrally located and based on existing natural features.  
d. Be clustered to create the most beneficial and efficient use of space.  
10. Amenities: Centrally located amenities shall be provided for projects such as; but

not limited to:

Community garden. Courtyard with benches. Picnic tables and barbecue area with shade structures. Swimming pool (indoor or outdoor). Sports courts (i.e., tennis, pickleball, etc). Natural open space area with benches/viewing areas and/or trails.

**SECTION 14:** **ADOPTION** “11.80.060.130 Other Requirements” of the Bluffdale Municipal Code is hereby *added* as follows:

**ADOPTION**

11.80.060.130 Other Requirements(*Added*)

- A. Signs: The following signs, and no others, are allowed in the R-SL Zone:
1. Development entrance monument signs not exceeding thirty-six (36) square feet in the area to identify the project. The entrance signs are limited in height to four feet (4') and must be approved at the time of development approval. No electronic message boards are allowed.
- B. Entry Gates: If a senior living project desires entry gates to be placed on ingress and egress points, all gates and mechanisms shall be approved by the City Fire Chief in accordance with all fire codes. Gates shall only be allowed for private streets.

**SECTION 15:** **SEVERABILITY CLAUSE** Should any part or provision of this Ordinance be declared by the courts to be unconstitutional or invalid, such decision shall not affect the validity of the Ordinances a whole or any part thereof other than the part so declared to be unconstitutional or invalid.

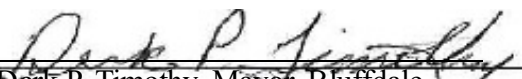
**SECTION 16:** **EFFECTIVE DATE** This Ordinance shall become effective immediately upon publication or posting as required by law.


PASSED AND ADOPTED BY THE BLUFFDALE CITY COUNCIL FEBRUARY 24, 2021.

	<b>AYE</b>	<b>NAY</b>	<b>ABSENT</b>	<b>ABSTAIN</b>
Councilmember Aston	_____	<u>  X  </u>	_____	_____
Councilmember Crockett	<u>  X  </u>	_____	_____	_____
Councilmember Gaston	_____	<u>  X  </u>	_____	_____
Councilmember Hales	<u>  X  </u>	_____	_____	_____
Councilmember Kallas	<u>  X  </u>	_____	_____	_____

Attest

Presiding Officer

  
\_\_\_\_\_  
Derk P. Timothy, Mayor, Bluffdale  
City

  
\_\_\_\_\_  
Wendy Deppe, City Recorder  
Bluffdale City

