

Daniel Town Council Special Meeting

Friday, August 21, 2026, at 12:00 PM
Daniel Town Office Building Conference Room
3500 S Highway 40 Ste A
Daniel, UT 84032

Special Meeting Order: A special meeting of the Town Council was ordered by Councilmembers Bennett, Walton, Grady, and Rose, along with Mayor Kohler, pursuant to Town Code 1-5-5(B). The meeting was scheduled for August 21, 2026, at 12:00 PM for the purpose of considering and adopting a Town ordinance establishing a moratorium in the P-160 zone. This order is entered into the minutes of the Town Council.

Quorum Present: Mayor Scott Kohler, Councilmembers Gary Walton, Eric Bennett, Stefanie Grady, Brooke Rose. Also present was Megan Goodrich, to record the minutes.

Members of the Public: Lisa Dinga, Gary Weight, Drew Reilly, Eric Bunker, David Dobbins, Ashlyn Reilly, Julian Stemmer, Jalayne Bassett, Jack Rose, Jeremy Charchenko, Chip Polvoorde, Nate Mitchell

Mayor Kohler called the meeting to order at 12:01 PM.

1) Public Comment

David Dobbins, with Clyde Companies, stated that in early 2026, Geneva Rock became aware of a property in Daniel for sale in a P-160 zone. Geneva Rock Products has since placed the property under contract and subsequently, on July 15, 2026, submitted applications for sand and gravel quarrying as well as crushed and broken stone quarrying. Mr. Dobbins stated that he had never been informed that the Town does not support their P-160 zoning. It has always been Geneva Rock's intent to follow and comply with the Town's zoning and applicable codes, and they anticipate a thorough review from Town staff and the Planning Commission, including public hearings where residents can provide recommendations.

Jalayne Bassett stated that, as a full-time Daniel resident, she lives in the Town to enjoy open space, agriculture, animals, wildlife, and clean air and water. She further stated that once those things are lost, it would be impossible to get them back. She is in support of a temporary moratorium in the P-160 zone while the Town finishes the General Plan, so that the code protects what makes the Daniel community special.

Chip Polvoorde stated that he supports the temporary moratorium in the P-160 zone and believes that there is an obligation to make good decisions today for the future. He

believes that the moratorium will give the Town the opportunity to review and complete the General Plan, zoning ordinances, and land-use tables. He further stated that most of the parcels in the P-160 zone are not currently 160-acre parcels, but substantially smaller. He stated that a careful review should take place in determining if the current uses are appropriate in P-160 parcels with smaller acreage. He stated that roads, neighboring properties, livestock, and sensitive areas need to be considered. He stated that much of the P-160 zones border Utah Wildlife Management Area, a tremendous natural resource, that needs to be protected. He stated that, before approving potential intensive uses, consideration needs to be taken on the impact of dust, noise, lighting, heavy equipment, traffic, on the wildlife and animals and that ground water, wells, and air quality must be protected. He further opined that rural roads were not designed to function as industrial corridors and that road capacity and safety needs to be considered.

Jack Rose would like the Town Council to set the temporary moratorium. He stated the Town has personality and people who love to be in Daniel, and he hopes that the moratorium will give the Council the chance to look at the big picture of the Town of Daniel and consider what is truly wanted in the community.

Drew Reilly purchased his property in 2018 with the plan to use it as a group or family home, which was allowed in the code at the time. He stated that the use was eliminated in 2019. He referenced a moratorium placed in 2019 for review of all conditional uses, after which the uses of personal fishing and group camping were eliminated but quarrying uses were maintained in the code. In 2024, Mr. Reilly applied to rezone from P-160 to RA-5, but his application was denied.

****Note:** Mr. Reilly subsequently sent an email to the Daniel Town Clerk clarifying and correcting his statement. The email is attached to these minutes and will be retained as a permanent part of the official meeting record.

Mr. Julian Stemmer expressed his support for the temporary moratorium.

Mr. Nate Mitchell introduced himself as a land-use attorney. He explained that, in 2025, the Utah Legislature adopted a provision limiting the discretion of local legislative bodies, such as the Town of Daniel, to regulate the mining of critical infrastructure materials, including sand, gravel, and rock, unless there is a finding that the activity poses a threat to public health or safety.

Ms. Lisa Dinga expressed her support for the moratorium. She claimed that the Town of Daniel is filled with dust particles that are harmful. She desires greater protection for local neighborhoods with air quality being a top priority.

Ms. Ashlyn Reilly questioned whether she could defer her time. Her request was denied.

Mr. Jeremy Charchenko spoke about the effects a mine would have on his property in terms of property value, safety, and overall living.

2) DO 2026-08-21 Temporary Moratorium on Development in the P-160 Preservation Zone

Mayor Kohler read the Ordinance into record.

Councilmember Bennett made a motion to adopt DO 2026-08-21 Temporary Moratorium on Development in the P-160 Preservation Zone; Councilmember Grady seconded. The roll call vote was Bennett yes, Walton yes, Grady yes, Rose yes, Kohler yes.

3) Adjourn

Councilmember Grady made a motion to adjourn the meeting; Councilmember seconded. The roll call vote was Bennett yes, Walton yes, Grady yes, Rose yes, Kohler yes.

The meeting was adjourned at 12:33 PM.

Megan Goodrich
Megan Goodrich
Clerk/Recorder

Attachment:

I would like to correct two statements from my August 21 public comment. I said that neighbors were suing me. The correct statement is that I have been threatened with litigation by neighbors.

I also referenced a November 2024 meeting. The correct meeting was the December 18, 2024 Planning Commission meeting. My reference to that meeting was only to contrast the prior support for Geneva Rock's proposed batch plant with opposition to my residential rezone and the current Geneva Rock CUP application. It was not intended to identify any particular person as having threatened litigation.

The approved December 18 minutes documenting that context are attached. Please retain this correction with the meeting record and reflect it in any summary of my comment.

Drew Reilly