

**TOWN OF PATAGONIA
PLANNING AND ZONING COMMITTEE
SPECIAL MEETING MINUTES
NOVEMBER 12TH, 2012
6:00 P.M.**

1. CALL TO ORDER. The meeting was called to order by vice chairman Pendleton at 6:00 p.m. Members present were Vice chairman Pendleton and members Stabile, Evans, Munroe, Murrietta. Members absent were Chairman Budd. Staff present Town Manager Teel.
2. CORRECTION AND/OR APPROVAL OF MINUTES OF THE PLANNING AND ZONING MEETING.

A) SPECIAL MEETING OCTOBER 8, 2012 – 6:00 PM

MOTION BY MEMBER STABILE TO APPROVE THE MINUTES OF THE SPECIAL MEETING OF OCTOBER 8, 2012

Seconded by Member MURRIETTA

Vote: Motion was approved by a vote of 5-0- with the members voting as follows:

Ayes: Munroe, Evans, Pendleton, Murrietta, Stabile

Nays, None

Absent: Budd

3. REQUESTS FROM THE TOWN COUNCIL. None
4. COMMUNITY INPUT: SUBJECT TO REASONABLE TIME AND MANNER RESTRICTIONS, AT THIS TIME MEMBERS OF THE PUBLIC MAY COMMENT ON ANYTHING UNDER THE PURVIEW OF THE PLANNING AND ZONING COMMITTEE. PURSUANT TO THE ARIZONA OPEN MEETING LAW, AT THE CONCLUSION OF THIS AGENDA ITEM, INDIVIDUAL MEMBERS OF THE COMMITTEE MAY RESPOND TO CRITICISM MADE BY THOSE WHO HAVE ADDRESSED THE COMMITTEE, MAY ASK STAFF TO REVIEW THE MATTER, OR MAY ASK THE MATTER BE PLACED ON A FUTURE AGENDA. Cornelia O'Connor was present and spoke about the work of the Tree and Park Committee which she chairs and their plan for park improvements which is posted on the Town website. She reported that the Senior Center had just approved a donation of \$250 for an additional garden in the park.
5. DISCUSSION AND POSSIBLE ACTION ON MODELS OF A DARK SKY ORDINANCE AND ITS POSSIBLE APPLICABILITY TO PATAGONIA. Mr. Stabile commented that a continuing concern has been the question of enforcement. After some discussion it was determined that the item should be postponed until the next meeting and everyone furnished with copies of the Santa Cruz County Ordinance to study before the meeting.

MOTION BY MEMBER STABILE TO POSTPONE FURTHER ACTION UNTIL THE NEXT MEETING TO GIVE EVERYON A CHANCE TO STUDY THE SANTA CRUZ COUNTY ORDINANCE.

Seconded by Member MUNROE

Vote: Motion was approved by a vote of 5-0- with the members voting as follows:

Ayes: Munroe, Evans, Pendleton, Murrietta, Stabile

Nays, None

Absent: Budd

6. DISCUSSION AND POSSIBLE ACTION ON A RESOLUTION CONCERNED WITH PROTECTING THE LOCAL ENVIRONMENT, PRESENTED BY MEMBER STABILE.

Mr. Stabile described the background of the situation which caused him to draft the proposed resolution and asked that it be amended to include Red Rock Canyon Wash in addition to Harshaw Creek as areas to be studied for flow rates.

MOTION BY MEMBER MUNROE TO APPROVE THE RESOLUTION AS AMENDED AND SEND IT TO MAYOR AND COUNCIL

Seconded by Member MURRIETTA

Vote: Motion was approved by a vote of 5-0- with the members voting as follows:

Ayes: Munroe, Evans, Pendleton, Murrietta, Stabile

Nays, None

Absent: Budd

The resolution as amended and adopted reads:

RESOLVED: *That the Town of Patagonia will oppose any mining project even in the exploratory stage, in the Patagonia Mountains unless the following safety criteria has been met:*

- *A detailed water study is performed, paid for by the company that wishes to begin exploratory drilling projects in the Patagonia Mountains. The Town would choose the firm who would undertake the project and have complete control over all information provided by the firm. The study would include a base line test of the amount of heavy metals that are in Harshaw Creek and Red Rock Canyon wash and the adjoining wash coming from Red Mountain. The study must also include an estimated flow rate coming from Harshaw Creek before it meets with Sonoita Creek and the Town wells.*
- *Should the water studies indicate that the flow rate of Harshaw Creek can not support the water usage proposed in a plan of operations for exploratory drilling, or in a mine plan of operations for an open-pit or underground mine of any one company, the cumulative effects of other mining projects that might come into operation must also be taken into account. Said company must voluntarily limit water usage or make other arrangements to gain access to water for their operations that would not impair the Town's water supply.*
- *Any mining company that wishes to mine in the Town's watershed must agree not to process minerals on site with either Sodium Cyanide or Sulphuric Acid.*
- *Any mining company that wishes to mine must have a plan for an alternate route for the coming and going of all truck traffic so that it does not pass through the Town of Patagonia.*

7. DISCUSSION ON A PLAN TO INVITE COORDINATION OF THE VARIOUS GROUPS INTERESTED IN IMPROVING THE CENTRAL TOWN PARK AND OTHER COMMUNITY OWNED SPACES.

After a discussion of the current process as described by Ms. O'Connor which involves approval by Mayor and Council of any major projects and comments concerning the columns which are from an earlier time, it was agreed the no further plan is required.

MOTION BY MEMBER EVANS THAT THE COORDINATION IS BEING WELL HANDLED BY THE TREE AND PARK COMMITTEE WITH OVERSIGHT FROM TOWN COUNCIL AND NO FURTHER PROCESS IS REQUIRED.

Seconded by Member MUNROE

Vote: Motion was approved by a vote of 5-0- with the members voting as follows:

Ayes: Munroe, Evans, Pendleton, Murrietta, Stabile

Nays, None

Absent: Budd

8. FUTURE AGENDA ITEMS: AT THIS TIME MEMBERS OF THE COMMITTEE MAY BRING FORTH TOPICS OF AGENDA ITEMS FOR THE NEXT SPECIAL MEETING. THE COMMITTEE MAY NOT DISCUSS, DELIBERATE OR TAKE ANY ACTION ON THE SUBSTANCE OF THE TOPICS OTHER THAN TO INCLUDE THEM ON A FUTURE AGENDA. A.R.S. §38-431.02(H). Mr. Evans inquired as to the status of the noise regulations discussed previously. Mr. Teel reported that they are in a “final draft” to be reviewed by Council at their next workshop for possible presentation and adoption.
9. ADJOURNMENT.

MOTION BY MEMBER MUNROE TO ADJOURN THE MEETING.

Seconded by Member MURRIETTA

Vote: Motion was approved by a vote of 5-0- with the members voting as follows:

Ayes: Munroe, Evans, Pendleton, Murrietta, Stabile

Nays, None

Absent: Budd

The meeting was adjourned at 6:32 p.m.

I hereby certify that the foregoing minutes are a true and accurate copy of the minutes of a Patagonia Planning and Zoning Committee meeting held on November 12, 3012 at 6:00 p.m. I further certify that the meeting was duly called, held and that a quorum was present.

Attest: Town Manager

Approved: Chairman