

**TOWN OF PATAGONIA
PLANNING AND ZONING COMMITTEE
SPECIAL MEETING MINUTES
APRIL 23, 2012
6:00 P.M.**

1. CALL TO ORDER. The meeting was called to order by Chairman Budd at 6:02
Members present included Chairman Budd and Members Gilbert, Munroe, Stabile and Murrietta.
Members absent: Coleman and Pendleton. Staff present: Town Manager Teel, Deputy Clerk Van Nest

2. CORRECTION AND/OR APPROVAL OF MINUTES OF THE PLANNING AND ZONING MEETING(S) AND HEARINGS.

A) SPECIAL MEETING APRIL 16TH, 2012 – 6:00 PM Member Gilbert questioned the wording of the recommendations to Mayor and Council included as item 4 under “specific recommendations”. After discussion it was agreed that Item 4 should be deleted.

Motion: Member Gilbert moved to APPROVE THE MINUTES OF THE SPECIAL MEETING OF APRIL 16, 2012 WITH CORRECTION BY DELETING ITEM 4 UNDER SPECIFIC RECOMMENDATIONS..

Second: Member Stabile

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

Ayes: Chairman Budd, Members Stabile, Gilbert, Murrietta, and Munroe

Nays: None

Absent: Member Coleman and Pendleton

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 commented on the need for a dark sky ordinance and stated she was glad to see it on the agenda.

5. Review and possible action related to recommendations on the clarification, or modification of Town Code, Chapters 7 and 14.

Chairman Budd circulated a worksheet he had prepared with “areas of concern” from Town Code Chapter 14 for discussion.

The first item discussed was 14-1-2-D concerning members missing meetings. After discussion the following language was selected: “If a committee member misses more than three consecutive meetings or more than five meetings, without notifying the Chairman in advance, their membership in the committee is terminated.”

Motion: Member Stabile moved to APPROVE THE RECOMMENDED LANGUAGE AS STATED ABOVE.

Second: Member Gilbert

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

Ayes: Chairman Budd, Members Stabile, Gilbert, Murrietta, and Munroe

Nays: None

Absent: Member Coleman and Pendleton

The next discussion was Section 14-1-5, Under Item B it was agreed to check and see if a copy of bylaws and rules of procedure could be found.

Next was Item C, clarification of vote required for official actions.

Motion: Member Gilbert moved to RECOMMEND THE ITEM READ “A MAJORITY OF THE COMMITTEE SHALL CONSTITUTE A QUORUM AND A MAJORITY VOTE OF THE COMMITTEE MEMBERS PRESENT SHALL BE REQUIRED FOR ANY OFFICIAL ACTION.

Second: Member Stabile

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

Ayes: Chairman Budd, Members Stabile, Gilbert, Murrietta, and Munroe

Nays: None

Absent: Member Coleman and Pendleton

Next was Item 14-1-7-B-2

Motion: Member Gilbert moved to RECOMMEND THE ITEM READ “RECOMMEND TO THE COUNCIL THE ADOPTION OR AMENDMENT OF ZONING REGULATIONS OR OTHER LAND USE REGULATIONS AND MAPS AS THE COMMITTEE MAY DEEM APPROPRIATE”

Second: Member Murrietta

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

Ayes: Chairman Budd, Members Stabile, Gilbert, Murrietta, and Munroe

Nays: None

Absent: Member Coleman and Pendleton

Next was discussion of 14-2-A. This section is being redrafted by the Town Attorney so no further action was taken pending receipt of the attorney’s draft.

Next was discussion of 14-2-B concerning application

Motion: Member Munroe moved to RECOMMEND THE ITEM READ “. . . APPLICATIONS SHALL BE MADE BY THE PROPERTY OWNER OR EQUITABLE OWNER, WITH THE CONCURRENCE OF THE OWNER, INTENDING TO COMPLETED THE PLANS TENDERED IN THE APPLICATION”

Second: Member Murrietta

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

Ayes: Chairman Budd, Members Stabile, Gilbert, Murrietta, and Munroe

Nays: None

Absent: Member Coleman and Pendleton

Next was item 14-2-C-3

Motion: Member Munroe moved to RECOMMEND THE ITEM READ “. . . IN RECOMMENDING A USE PERMIT BE APPROVED, THE COMMITTEE IN CONSULTATION WITH THE TOWN MANAGER, MAY ATTACH REQUIREMENTS AND CONDITIONS WITH RESPECT TO LOCATION, CONSTRUCTION, ARCHITECTURE, SITE LAYOUT, MAINTENANCE AND OPERATION, IN ADDITION TO THOSE EXPRESSLY STIPULATED IN THE ORDINANCE, AS IT DEEMS NECESSARY FOR THE PROTECTION OF ADJACENT PROPERTIES AND THE PUBLIC INTEREST. ”

Second: Member Gilbert

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

Ayes: Chairman Budd, Members Stabile, Gilbert, Murrietta, and Munroe

Nays: None

Absent: Member Coleman and Pendleton

Next was 14-2-E Development and Time Limits.

Motion: Member Munroe moved to RECOMMEND THE ITEM READ “IF SAID DEVELOPMENT IS NOT COMMENCED WITHIN TWO (2) YEARS OF THE ISSUANCE OF THE USE PERMIT, SAID USE PERMIT SHALL EXPIRE WITHOUT FURTHER NOTICE.”

Second: Member Murrietta

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

Ayes: Chairman Budd, Members Stabile, Gilbert, Murrietta, and Munroe

Nays: None

Absent: Member Coleman and Pendleton

Next was Article 14-3 Town Plan.

Motion: Member Gilbert moved to RECOMMEND THE WORDS “GENERAL ZONING REGULATIONS” IN BOTH (A.) AND (B.) BE REPLACED WITH THE WORDS “GENERAL LAND USE RECOMMENDATIONS”

Second: Member Murrietta

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

Ayes: Chairman Budd, Members Stabile, Gilbert, Murrietta, and Munroe

Nays: None

Absent: Member Coleman and Pendleton

6. A review of the Circulation recommendations in the Town Plan, with discussion and possible action on further specific recommendations. This item was deferred to a future meeting.
7. Preliminary discussion of 'dark sky' ordinances as they may be applicable to the Town of Patagonia. After a discussion of some of the existing Ordinances including Flagstaff's and Coconino County's it was agreed to review Santa Cruz County's for the next meeting.
8. DISCUSSION AND POSSIBLE ACTION ON SCHEDULING THE NEXT PLANNING AND ZONING COMMITTEE MEETING.

Motion: Member Stabile moved to SCHEDULE THE NEXT MEETING FOR MAY 7 AT 6 P.M.”

Second: Member Gilbert

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

Ayes: Chairman Budd, Members Stabile, Gilbert, Murrietta, and Munroe

Nays: None

Absent: Member Coleman and Pendleton

9. SUGGESTIONS FOR FUTURE AGENDA.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). Code enforcement was suggested as an item for future review and discussion.

10. ADJOURNMENT.

Motion: Member Stabile moved to ADJOURN THE MEETING

Second: Member Gilbert

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

Ayes: Chairman Budd, Members Stabile, Gilbert, Murrietta, and Munroe

Nays: None

Absent: Member Coleman and Pendleton

The meeting was adjourned at 7:36 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 April 23, 2012 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