

**EXCERPTS**  
**PLANNING AND ZONING COMMISSION MEETING**  
**COLUMBIA CITY HALL COUNCIL CHAMBER**  
**701 EAST BROADWAY, COLUMBIA, MO**  
**DECEMBER 10, 2020**

**Case Number 27-2021**

**A request by Crockett Engineering (agent), on behalf of Seventh Street Properties of Columbia and Hulett Descendants, LLC (owners), seeking approval of a replat of The Backyard to be known as "The Backyard, Plat No. 2" and a design adjustment to waive the required 10' utility easement dedication on Sixth and Seventh Streets. The property is zoned M-DT (Mixed Use-Downtown) and is addressed 120 S. Sixth Street and 119 S. Seventh Street.**

MS. LOE: May we have a staff report, please.

Staff report was given by Ms. Rachel Bacon of the Planning and Development Department. Staff recommends:

1. Approval of the design adjustment to Section 29-5.1(g)(4) pertaining to utility easements dedication; and
2. Approval of the final plat subject to technical corrections prior to forwarding to City Council.

MS. LOE: Thank you, Ms. Bacon. Prior to moving to Commissioner questions for staff, I would like to ask any Commissioner who has had any ex parte related to this case to please share that so all Commissioners have the benefit of the same information in front of us. Seeing none. Are there any questions for staff? I see none. Oh, Mr. Stanton?

MR. STANTON: If my colleagues don't have any other questions, I would entertain a motion.

MS. LOE: Well, I think we need to do public comments first.

MR. STANTON: Oh, I'm sorry.

MS. LOE: We are in --

MS. BURNS: I like the way you think.

MS. LOE: -- the mode now. Before we do that motion, we're going to open the floor to public comments.

MR. STANTON: Okay.

**PUBLIC HEARING OPENED**

MS. LOE: If anyone does have any comments they would like to make on this case, please come up. I see none.

**PUBLIC HEARING CLOSED**

MS. LOE: Which opens the floor to you, Mr. Stanton.

MR. STANTON: As it relates to the Backyard, Plat No. 2, final plat design adjustment --

MR. MACMANN: I have a question, Mr. Stanton. I'll save it till after you -- when we discuss the motion.

MS. LOE: We move on to questions on the motion. Okay.

MR. STANTON: Case number 27-2021, I move to approve the requested design adjustments to Section -- as it relates to Section 29-5.1(g)(4) pertaining to the dedication of utility easements. Are we doing two?

MS. LOE: We're doing two.

MR. STANTON: Okay.

MS. BURNS: Second.

MS. LOE: Second by Ms. Burns. We have a motion on the floor. Any questions on that motion?  
Mr. MacMann?

MR. MACMANN: I have a comment on this motion. I'm not opposed to this project. I'm not opposed to this concept necessarily. We still have an NBT problem that needs to be fixed and because of that, I'm going to keep voting no on these. Because we haven't addressed this issue, it's going to keep coming up, and as I said last time -- I think it might have been Mr. Crockett who was involved -- I wouldn't give one developer or agent something and then we turn somebody else down because we haven't rectified the issue. That said, I'm done.

MS. LOE: Any additional comments, discussion? Seeing none. May we have roll call, please, Ms. Carroll.

**Roll Call Vote (Voting "yes" is to recommend approval.) Voting Yes: Mr. Toohey, Ms. Burns, Ms. Carroll, Ms. Loe, Mr. Stanton, Ms. Geuea Jones, Ms. Rushing. Voting No: Mr. MacMann. Motion carries 7-1.**

MS. CARROLL: That is seven to approve, one to deny. The motion carries.

MR. STANTON: Okay. As it relates to Case 27-2021, Backyard Plat No. 2, final plat, and design adjustment, I move to approve the final plat subject to technical corrections prior to forwarding to City Council.

MS. BURNS: Second.

MS. LOE: Second by Ms. Burns. Motion on the floor. Any discussion on that motion? Seeing none. May we have roll call, please, Ms. Carroll.

**Roll Call Vote (Voting "yes" is to recommend approval.) Voting Yes: Mr. Toohey, Ms. Burns, Ms. Carroll, Ms. Loe, Mr. Stanton, Ms. Geuea Jones, Ms. Rushing. Voting No: Mr. MacMann. Motion carries 7-1.**

MS. CARROLL: The vote is seven to one; motion carries.

MS. LOE: Thank you. Recommendation for approval on the requested design adjustment and final plat subject to technical corrections will be forwarded to City Council.