

EXCERPTS

PLANNING AND ZONING COMMISSION MEETING

SEPTEMBER 19, 2019

Case Number 195-2019

A request by VanMatre Law Firm (agent), on behalf of the Donna Jean Armstrong Unitrust (owner), to permanently zone 18.06 acres from County C-G (General Commercial) to 15.37 acres of City M-C (Mixed Use-Corridor) and 2.69 acres of City M-N (Mixed Use-Neighborhood), upon annexation. The subject site is located at the southwest corner of Clark Lane and St. Charles Road, and includes property addressed 5406 Clark Lane.

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

Staff report was given by Mr. Clint Smith of the Planning and Development Department. Staff recommends approval of the requested M-C and M-N permanent zoning pending annexation of the property.

MS. LOE: Thank you, Mr. Smith. Before --

MR. ZENNER: We could be -- we could be beat down enough to -- just, you know, acquiesce quickly.

MR. MACMANN: We're going to flip our vote, you know that, Pat.

MS. LOE: Before we ask any questions of staff, I'm going to ask about ex parte. Again, any Commissioners who have any ex parte on this case, if they can let us know. Mr. MacMann?

MR. MACMANN: This one and the next one, just to cover it, Mr. Hollis and I a brief conversation on other matters.

MS. LOE: Thank you. Are there any questions of staff on this case? Good job, Mr. Smith. All right. We're going to move on to public comment.

PUBLIC HEARING OPENED.

MS. LOE: If you can give us your name and address, three minutes or six minutes for a group.

MR. HOLLIS: Three is fine. Three is fine.

MS. LOE: All right.

MR. HOLLIS: Robert Hollis, 1103 East Broadway, VanMatre Law Firm, here on behalf of the applicant. And what I passed out before, if you would just flip to the next page. And I have very, very little to say about this. Hopefully, this clarifies what Madam Chair was discussing earlier, and that is the potential for split zoning, but I don't think that's going to be an issue, but -- so we've got M-C to the east, M-N, which is immediately to the east of what you just recommended for M-N, and then assuming that M-N gets approved and M-C gets approved, then it would look like this. And that's all I have. If you have any questions, I would be happy to answer them.

MS. LOE: Any questions for Mr. Hollis?

MS. RUSHING: I'm just curious. Is that lake going to disappear?

MR. HOLLIS: It's my understanding that, yes, the lake disappears.

MS. LOE: Any other questions? I see none. Thank you.

MR. HOLLIS: Thank you.

MS. LOE: Any other speakers on this case? Seeing none, I'm going to close public comment.

PUBLIC HEARING CLOSED

MS. LOE: Commissioner discussion? Ms. Russell?

MS. RUSSELL: Okay. I'll make another motion. In the Case of 195-2019, I move to approve the requested M-C and M-N permanent zoning and pending annexation of the property upon Council approval.

MR. TOOHEY: Second.

MS. LOE: Second by Mr. Toohey. We have a motion on the floor. Any discussion on that motion? I see none. Ms. Burns, may we have a roll call, please.

MS. BURNS: Yes.

Roll Call Vote (Voting "yes" is to recommend approval.) Voting Yes: Ms. Burns, Ms. Carroll, Ms. Loe, Mr. MacMann, Mr. Strodman, Ms. Rushing, Ms. Russell, Mr. Toohey. Motion carries 8-0.

MS. BURNS: Eight to zero, motion carries.

MS. LOE: Recommendation for approval will be forwarded to City Council.