

Planning Commission Meeting  
May 20, 2015  
Verbatim Excerpt

PFM AMENDMENT (SIDEWALK WAIVER PROVISIONS)

After Close of the Public Hearing

Chairman Murphy: Public hearing is closed. Ms. Hedetniemi.

Commissioner Hedetniemi: Thank you, Mr. Chairman. I want to thank members of the Commission and I want to thank Mr. Matusik, Ms. Leavitt, and Mr. Wells for responding to the questions. I think what this does is, indeed, clarify something that is long overdue in terms of helping people understand what the rights are and what we can and cannot do. Therefore, Mr. Chairman, I MOVE THAT THE PLANNING COMMISSION RECOMMEND THAT THE BOARD ADOPT THE PROPOSED AMENDMENT TO THE PUBLIC FACILITIES MANUAL REGARDING SIDEWALK MODIFICATIONS AND WAIVERS, AS SET FORTH IN STAFF'S REVISED REPORT DATED MAY 6TH, 2015, WITH STAFF'S RECOMMENDED CHANGE TO PFM SECTION 8-0101.5C DATED MAY 18<sup>TH</sup>, 2015. I-

Commissioner Litzenberger: Second.

Commissioner Hedetniemi: I FURTHER MOVE THAT THE PLANNING COMMISSION RECOMMEND TO THE BOARD THAT THE PROPOSED AMENDMENT BECOMES EFFECTIVE AT 12:01 A.M. ON JUNE 24<sup>TH</sup>, 2015 and the revised – AND THAT THE REVISED PROVISION SHALL BE APPLICABLE TO ANY SUBMISSIONS ON OR AFTER THIS DATE.

Chairman Murphy: Seconded by Mr. Litzenberger. Is there a discussion of the motion? Ms. Hurley.

Commissioner Hurley: I still don't understand. Is that sub-paragraph C in your motion? Or is – it is in the motion to include paragraph C?

Commissioner Hedetniemi: Yes.

Chairman Murphy: Further discussion? All those in favor of the motion to recommend to the Board of Supervisors that it adopt the proposed Amendment to the Public Facilities Manual dealing with sidewalk modification and waivers, as articulated – yes.

Jan Leavitt, Site Code Research and Development Branch, Land Development Services: May I ask a – clarification statement. The proposed Amendment in the motion referenced a May 6<sup>th</sup> staff report and a revised Amendment dated May 18<sup>th</sup>. That revised Amendment was distributed to the Commission. It does not include C. It strikes C.

Commissioner Hurley: That's my question. Are you striking C or leaving in C?

Commissioner de la Fe: We're being told it's being-

Ms. Leavitt: So the motion-

Commissioner Hedetniemi: If Ms. Leavitt is correct, then that's-

Ms. Leavitt: Yes, the motion you read was correct. It's the comment that you made I wanted to clarify. That – that distribution of the revised Amendment on that date-

Commissioner Hedetniemi: Strikes C.

Ms. Leavitt: -strikes C. Thank you.

Commissioner Hedetniemi: Yes. Thank you.

Commissioner Hurley: So you want to strike C?

Commissioner Hedetniemi: It is strike. It is struck.

Chairman Murphy: Yes.

Commissioner Hurley: On that basis, I will oppose the motion if it does not include C.

Chairman Murphy: All right. All those in favor of the motion, as articulated by Ms. Hedetniemi – motions, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries. Ms. Hurley votes no. Thank you so much.

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(The motion carried by a vote of 9-1. Commissioner Hurley voted in opposition. Commissioners Lawrence and Sargeant were absent from the meeting.)

JLC