

Planning Commission Meeting
September 15, 2011
Verbatim Excerpt

SE 2011-MV-002 – MUHAMMAD T. BUTT

After the Close of the Public Hearing

Vice Chairman Alcorn: Close the public hearing; recognize Commissioner Flanagan.

Commissioner Flanagan: Thank you, Mr. Chairman. It was not my intention tonight to recommend denial for this application, as requested by the staff. It was either to move to approve or to move to defer, based upon the public hearing. And the public hearing has been most useful in this regard. So I think that in particular, one of the staff recommendations that has not been resolved is the stormwater structure. That was raised by Barbara Byron in her staff report. And there has been nothing that I've seen that has really addressed the issue associated with that ruling.

Commissioner de la Fe: Barbara Berlin.

Commissioner Flanagan: No, it's Barbara Byron. It's through Barbara Berlin.

Nicholas Rogers, Zoning Evaluation Division (ZED), Department of Planning and Zoning (DPZ): Commissioner Flanagan, you're referencing the memo from the Office of Community Revitalization and – yes.

Commissioner Flanagan: So - - and I do want to pursue that a little bit more. I just can't believe that the County has approved something that's dangerous - - you know, a hazard for that backyard. And if they have we need to take a look at, you know, what remedial things they should provide, rather than the owner. So –

Kristen Abrahamson, ZED, DPZ: We can certainly look at that. I mean, we have these structures all over the County and they are, you know, something that people buy knowing what they've got. In fact, Mr. Hart has said he's got one in his backyard. You know, we can elect to buy a house or not, that has them, and some people have had problems, but the County's not going to come in and take it out. You know –

Commissioner Flanagan: Oh, I know that. I'm just saying I just want to know, you know, what - - whether they consider this to be a hazard that requires remediation of some sort because –

Ms. Abrahamson: I'm not sure - - I'm just trying to figure out what you're looking for from us.

Commissioner Flanagan: Nothing from you on this, except that I want to have a condition –

Ms. Abrahamson: Well, that's from us. I mean, I don't know what you want us to do with it.

Commissioner Flanagan: Depending upon what the – the County staff says, it may be that the owner will agree to do something, you know, to address the concerns of the Commissioners.

Ms. Abrahamson: Okay.

Vice Chairman Alcorn: I think we have some time. And I think we're on verbatim.

Commissioner Flanagan: Anyway, right. So what I want to do is, tonight, I want to MOVE THAT THE PLANNING COMMISSION DEFER THE DECISION ONLY, WITH THE RECORD REMAINING OPEN FOR WRITTEN COMMENTS, FOR SE 2011-MV-002 TO A DATE CERTAIN OF SEPTEMBER 21, 2011.

Commissioner Litzenberger: Second.

Vice Chairman Alcorn: Seconded by Commissioner Litzenberger. Any discussion on that motion? All those in favor of deferring decision only, with the record remaining open, on SE 2011-MV-002, until a date certain of September 21st, 2011, please say aye.

Commissioners: Aye.

Vice Chairman Alcorn: All opposed? That motion carries.

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(The motion carried unanimously with Commissioners Hall and Murphy absent from the meeting.)

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