

Planning Commission Meeting  
September 24, 2015  
Verbatim Excerpt

SE 2015-MV-007 – FELECIA HAYES, SARATOGA LEARNING CENTER

After Close of the Public Hearing

Chairman Murphy: The public hearing is closed. Mr. Flanagan.

Commissioner Flanagan: Thank you, Mr. Chairman. Oops. Thank you, Mr. Chairman. I – we didn't have any testimony, either in favor or opposed. But you all received an email yesterday from the neighbor of Ms. Hayes that indicated that he has been bothered by parking, evidently, from the current users of the daycare center. And so, consequently, he has been informed that his remedy will be to – make that any violations of the conditions – I just want to be sure that the owner's aware that we have a condition that all drop-off and all pick-ups must be on the property and not on the public street, particularly in front of Mr. – I think his name is Thomas – Mr. Thomas' address. And I want to be sure that the operator is aware that he has the telephone number and the name of the Zoning Enforcement Officer and it will be up to him if he has any concerns in the future. So I want to be sure that you're aware of that tonight. Is that – are you aware of that?

Felecia Hayes, Applicant/Title Owner: Yes.

Commissioner Flanagan: You are? Yes, if you'd come forward.

Ms. Hayes: Yes sir.

Commissioner Flanagan: You are aware that-

Ms. Hayes: Yes.

Commissioner Flanagan: And I know he has no objection to the – your current, you know, use of the property in this regard. But he was concerned about increasing it up to 12 – whether that might, you know, trigger additional parking congestion that – so, consequently, he's going to be very observant of that. And I wanted to be sure that you're aware of that. And I'm satisfied that he has a remedy, you know, to take care of that particular condition. Okay?

Ms. Hayes: Okay.

Commissioner Flanagan: Thank you. While I'm there, the – the conditions were amended, as of this evening, to preclude the use of the underside of the deck by the daycare children. And you're aware of that? And you're in agreement with that-

Ms. Hayes: Yes sir.

Commissioner Flanagan: -that change to the conditions. And the other condition about the fact that they are not to have any use of the deck or the hot tub that's on that deck?

Ms. Hayes: Yes sir.

Commissioner Flanagan: Okay. Thank you very much. You can be seated.

Ms. Hayes: Thank you.

Commissioner Flanagan: With that, Mr. Chairman, I MOVE THAT THE PLANNING COMMISSION RECOMMEND TO THE BOARD OF SUPERVISORS APPROVAL OF SE 2015-MV-007, SUBJECT TO THE CONDITIONS NOW DATED SEPTEMBER 23, 2015.

Commissioner Hedetniemi: Second.

Chairman Murphy: Seconded by – Ms. Strandlie? Who seconded?

Commissioner de la Fe: Hedetniemi.

Chairman Murphy: Oh, Ms. Hedetniemi. I'm sorry. All those in favor of the motion to recommend to the – is there a discussion of the motion?

Commissioner Sargeant: Mr. Chairman, can I-

Chairman Murphy: Yes.

Commissioner Sargeant: -ask one question for clarification?

Chairman Murphy: Sure.

Commissioner Sargeant: How does staff anticipate that the confirmation will come for the issues that have not been resolved yet?

Carmen Bishop, Zoning Evaluation Division, Department of Planning and Zoning: The issues related to the electrical service panel has been resolved and the –

Chairman Murphy: We just lost the microphone.

Ms. Bishop: Sorry.

Chairman Murphy: Okay.

Ms. Bishop: Okay. I think we're back. There's no light bulb here – I just would like to note – to tell me whether or not the microphone is on or off. But anyways, the issues with the electrical service panel have been resolved. The hot tub and the deck inspections are pending and the applicant is actively working with our inspections department to see that through.

Commissioner Sargeant: Okay. Thank you.

Chairman Murphy: Okay.

Commissioner Flanagan: And I also can add to that – that the applicant has been most diligent about pursuing these changes requested by the staff. It's been the staff that's been negligent in getting out there to confirm so I didn't want to delay getting to the –

Commissioner de la Fe: Not the current staff.

Commissioner Flanagan: Not the – not the – you know, well I – our electrical inspectors are the ones who have been – haven't had the opportunity to get back out there and make the final inspection. They were scheduled to go out on – before this meeting, but they're going to do it now after the meeting.

Chairman Murphy: Yes, Ms. Bishop almost fell off the chair over there. All those in favor of the motion to recommend to the Board of Supervisors that it approve SE 2015-MV-007, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries. Thank you very much. Thank you, Ms. Hayes.

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(The motion carried by a vote of 9-0. Commissioners Lawrence, Litzenberger, Ulfelder were absent from the meeting.)

JLC