

Planning Commission Meeting
May 2, 2013
Verbatim Excerpt

SE 2012-PR-012 – TD BANK, NATIONAL ASSOCIATION

Decision Only During Commission Matters
(Public Hearing held on April 25, 2013)

Commissioner Lawrence: Thank you, Mr. Chairman. Let me point out that proffer language is a team effort and we have a great County staff that supports that kind of thing – “Yay team.” Before I proceed with a motion – I have a motion tonight on TD Bank, but I would like to begin by thanking Mike Lynskey of County staff and the applicant and those people who turned out to testify on the case. It has been an interesting case. Mr. Chairman, tonight we have the decision on SE 2012-PR-012 in the matter of the TD Bank. We had the public hearing last week and the decision was deferred to tonight. At the public hearing, testimony was given that, in effect, raised the question whether the application was properly made. The County Attorney has reviewed the testimony and materials furnished related to it and opines that the application is in good order. Given that, our responsibility is to assess the application according to the Comprehensive Land Use Plan and the County Zoning Ordinance and make a recommendation to the Board of Supervisors. Staff has reviewed the application and formed a positive view. I concur. Therefore, Mr. Chairman, I MOVE THAT THE PLANNING COMMISSION RECOMMEND TO THE BOARD OF SUPERVISORS THAT IT APPROVE SE 2012-PR-012, SUBJECT TO CONDITIONS CONSISTENT WITH THOSE DATED APRIL 10, 2013.

Commissioner Hart: Second.

Chairman Murphy: Seconded by Mr. Hart. Is there a discussion of the motion? All those in favor of the motion to recommend to the Board of Supervisors that it approve SE 2012-PR-012, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries.

Commissioner Hall: Abstain.

Chairman Murphy: Ms. Hall abstains.

Commissioner Lawrence: I have three more motions. I MOVE THAT THE PLANNING COMMISSION RECOMMEND A WAIVER OF LOADING SPACE REQUIREMENTS.

Commissioner Hart: Second.

Chairman Murphy: Seconded by Mr. Hart. Is there a discussion? All those in favor, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries. Same abstention.

Commissioner Hall: Abstain.

Commissioner Lawrence: I MOVE THAT THE PLANNING COMMISSION RECOMMEND A DEVIATION FROM THE TREE PRESERVATION TARGET.

Commissioner Hart: Second.

Chairman Murphy: Seconded by Mr. Hart. Discussion? All those in favor, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries.

Commissioner Hall: Abstain.

Chairman Murphy: Same abstention.

Commissioner Lawrence: Finally, I MOVE THAT THE PLANNING COMMISSION RECOMMEND A MODIFICATION OF MAJOR TRAIL REQUIREMENTS TO ACCEPT FIVE-FOOT CONCRETE SIDEWALKS.

Commissioner Hart: Second.

Chairman Murphy: Seconded by Mr. Hart. Discussion? All those in favor of that motion, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries.

Commissioner Hall: Abstain.

Chairman Murphy: Same abstention.

Commissioner Lawrence: Thank you very much, Mr. Chairman.

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(Each motion carried by a vote of 10-0-1 with Commissioner Hall abstaining; Commissioner Hurley absent from the meeting.)

JLC