

## City of Buckley

### Planning Commission Minutes

August 21, 2017

Vice-Chairperson Harris called meeting to order at 7:05 PM. The following members were present: Garland and Helmer were present. McPhail came at 7:06 PM. Frame was absent and excused.

#### Setbacks to Marijuana Facilities Ordinance

Thompson stated this is the same as was decided upon at the last meeting and she went over those changes with the Commission. Garland had two questions, on is in the last whereas paragraph, you have both approve and deny, and is that standard? Thompson stated she doesn't know what is going to be asked, she is not assuming that the Commission will approve it or deny it. In the first definition, "day care, child care center", why do we have to ascertain distances under WAC 314-55-010 will be used, didn't we adopt that definition. Thompson stated know what they had in their definition was licensed day care and we wanted our code to apply to all day cares whether they were licensed or not. Helmer had a review for him as to how we let ourselves to go from our original 400 feet for a day care facility to 100 feet. There was a brief discussion about this again for clarification. **Garland moved to send the Ordinance as written to Public Hearing on September 11, 2017. Harris seconded the motion and the motion carried.** Garland stated he will not be at the meeting on September 11, 2017.

#### Chapter 20.02 & 20.24 proposed revision to Chapter 20.01

Thompson stated section 1.01.060 the Municipal Code definitions, we will be renumbering them. There have been some definitions that have been added and modified. The worksheet that was sent out is on appeals. Garland stated he has a comment and a question. Under 20.01.260 (4) under the proposed, where it states the appeal must be received by 4:00 pm on the last business day, he feels it should be must be received no later than 4:00 pm. The question he had is under the appeal procedures, when it is appealed to Superior Court do the City still post notices. Thompson stated no. He said it should then say all appeal hearings not filed in Superior Court shall be published. Thompson changed the wording to no judicial appeal hearings. Thompson asked if this was sufficient for the reasonable person to file an appeal. The Commission felt it was. Garland stated the only thing he is concerned with is if the appeal fee is enough to discourage frivolous filings. Thompson stated there is a filing fee

listed in the fee schedule. Thompson stated she has not heard from the City Attorney on this yet but when she does she will put this in Ordinance form.

**New/Old Business:**

Thompson stated the anomaly ordinance she has done nothing on so we probably won't have one this year. Once we are done with Title 20, we can update SEPA and the subdivision regulations and start on Shorelines. There is addition for adding administrative variances that has been requested by the Administration. We need to create a flexible lot ordinance for the Subdivision code. We need to remove the cottage housing and clustering development that we do have and combine them into a Planned Unit Development (PUD) ordinance.

**The next meeting will be September 11, 2017 at 7:00 PM.**

With nothing further the meeting was adjourned at 7:43 PM.



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Mark McPhail, Chairperson