

# MINUTES OF THE PLANNING AND ZONING COMMISSION

**DATE: October 27, 2011**

**TIME: 6:30 pm**

The regular meeting and public hearing of the Planning and Zoning Commission was held on the above date and time in City Council Chambers, third floor of City Hall with the following members and personnel in attendance: Shelby Lawhon (Chair); Matt Edwards (Vice Chair); Jay McClelland; Jim Hansen; Phil Young; Thomas Baird, IV; Michael MacPherson, Senior Planner; Thomas Rykowski, City Attorney; Paula Brookshire, Engineer; Sandy Goddard, Administrative Assistant. ABSENT: Jason Ray, Gloria Roling and King Coltrin.

## **ROLL CALL:**

## **APPROVAL OF MINUTES:**

The minutes of the September 29, 2011 and October 13, 2011 Planning and Zoning Commission were approved unanimously.

## **COMMUNICATIONS:**

Mr. MacPherson stated that there has been a request from City Utilities asking that item number one (1), Property Acquisition 490, located at 5900 block of S. Southwood Street, be tabled till December 8, 2011.

Mr. Baird **motioned to table** Item No. 1, Property Acquisition 490 till December 8, 2011. Mr. Young seconded the motion. The motion **carried** as follows: AYES: Lawhon, Edwards, McClelland, Hansen, Young, and Baird. NAYS: None. ABSTAIN: None. ABSENT: Roling, Ray, and Coltrin.

## **FINALIZATION AND APPROVAL OF CONSENT ITEMS:**

(These consent cases will be approved by Commission unless a Commissioner or someone else wishes to speak to them. If so, those cases will be moved to the appropriate place on the agenda and they may be spoken to, and voted on, at that time.)

## **CONSENT ITEMS:**

2. **Relinquishment Easement 768**  
(East Side 200 block of S. National)

**D&T 234, LLC**

3. **Subdivision Variance 337**  
(1505 East Independence)

**Thompson Sales Company, Inc.**

Mr. McClelland **motioned to approve** Relinquishment Easement 768 and Subdivision Variance 337. Mr. Baird seconded. The motion **carried** as follows: AYES: Lawhon, Edwards, McClelland, Hansen, Young, and Baird. NAYS: None. ABSTAIN: None. ABSENT: Roling, Ray, and Coltrin.

## **HEARINGS:**

#### **4. Vacation 748**

(East Webster, Alley south Side of 700 block)

**Drury University**

Mr. MacPherson stated the applicant is requesting to vacate a portion of public alley on the south side of the 700 block of East Webster Street. The subject alley is completely surrounded by Drury University property. The public alley was dedicated with the plat of Merriman's 2<sup>nd</sup> Addition Block A, and was platted over two year later when Merriman's 2<sup>nd</sup> Addition Amended was platted and the alley area was included in the lots that face Summit Avenue. No documentation has been located to indicate the alley has ever been vacated.

Mr. MacPherson added the proposed public alley vacation will not adversely affect public or private utilities and serves no useful purpose to the public. A cross access easement between parking lots has been provided. The proposed vacation meets the approval criteria for vacating right-of-way. Staff recommends approval.

Ms. Sarah Wilson, 901 St Louis St. stated she has been working with the applicant on the vacation request and is available for questions.

Mr. Lawhon closed the public hearing.

Mr. Edwards **motioned to approve** Vacation 748. Mr. Baird seconded. The motion **carried** as follows: AYES: Lawhon, Edwards, McClelland, Hansen, Young, and Baird. NAYS: None. ABSTAIN: None. ABSENT: Roling, Ray, and Coltrin.

#### **ANY OTHER MATTERS UNDER COMMISSION JURISDICTION**

There being no further business, the meeting was adjourned at approximately 6:40 p.m.

Michael MacPherson

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Michael MacPherson  
Principal Planner