

Town of Red River
Planning & Zoning Commission
March 10, 2016 Meeting
Council Chambers

1. CALL TO ORDER

Commissioner Jodee Thayer called the meeting to order at 6:03pm.

2. ROLL CALL

Commissioner Fettinger – Present

Commissioner Douglas – Present

Commissioner Brown – Present

Commissioner Wilson – Present

Commissioner Thayer – Present

Planning & Zoning Administrator Brenda J. Sloan was present and also present was Deputy Planning & Zoning Administrator, Deke Willis.

3. APPROVAL OF AGENDA – March 10, 2016

Commissioner Brown made a motion to approve the March 10, 2016 Agenda.

Commissioner Douglas seconded the motion, and the motion passed.

4. APPROVAL OF MINUTES – February 11, 2016 Meeting Minutes

Commissioner Fettinger made a motion to approve the February 11, 2016 meeting minutes. Commissioner Wilson seconded the motion and that motion passed.

5. Consideration of:

a. Conditional Use Permit – Crazy Mountain Sports – Banner

Commissioner Douglas made a motion to recommend to the Town Council to approve the Conditional Use Permit Application submitted by Randy Lyles of Crazy Mountain Sports to have a 2' by 8' banner on the front of his business thru March 31, 2016. Commissioner Fettinger seconded the motion. With no discussion a roll call vote was taken by Brenda Sloan. Commissioner Wilson – Yes, Commissioner Brown – Yes, Commissioner Thayer – Yes, Commissioner Douglas – Yes, Commissioner Fettinger – Yes. Motion passed.

b. Conditional Use Permit – Old Tymer's Café – Outside Seating Area

Commissioner Gail Douglas made a motion to recommend to the Town Council to approve the Conditional Use Permit Application submitted by Robert Banos of Olde Tymer's Café for an outside seating area from May 1, 2016 to October 15, 2016, based upon that the Ordinance allows for Temporary structures for seasonal business not to exceed 6 months. Commissioner Wilson Seconded the motion. A discussion regarding the amount of parking being taken away and access to the apartments in case of emergency was discussed. After the discussion Brenda was asked to take a roll call vote. Commissioner Brown – Yes, Commissioner Thayer – Yes, Commissioner Douglas – Yes, Commissioner Fettinger – Yes, Commissioner Wilson – Yes. Motion passed.

- c. Conditional Use Permit – Little Lizzy’s Mini Donuts – Donut Cart
Commissioner Douglas made a motion to recommend to the Town Council to approve the Conditional Use Permit Application submitted by Liz Tate of Little Lizzy’s Mini Donuts for her to operate her cart in front of the Gold Nugget from May 1, 2016 to October 15, 2016 with the conditions that the cart be setup and removed daily and that the sink setup, if required by the health inspector, be skirted. Brenda Sloan took a roll call vote. Commissioner Douglas – Yes, Commissioner Fettinger – Yes, Commissioner Wilson – Yes, Commissioner Brown – Yes, Commissioner Thayer – Yes. Motion passed.
- d. Conditional Use Permit – The Hideout
Commissioner Wilson made a motion to recommend to the Town Council that the Conditional Use Permit Application for The Hideout be postponed indefinitely until Heidi Brown submits to the Planning & Zoning Commission a new Conditional Use Permit Application with drawings for siding the metal trailer with wood or enclosing the metal trailer using the existing poles that hold the roof up, as requested by the Town Council in the letter sent to her on February 24, 2016. A discussion was had that the Planning & Zoning Commission had no response from the letter sent to Heidi Brown, as of meeting time and so there was nothing for the Commission to act upon. Brenda Sloan took a roll call vote. Commission Wilson – Yes, Commissioner Thayer – Yes, Commissioner Brown – yes, Commissioner Fettinger – Yes, Commission Douglas – Yes. Motion passed.

6. STAFF REPORT

Brenda Sloan discussed the following items in her staff report:

- a. On 2/17/16 she responded via e-mail to Mr. Henderson’s request for a zoning statement and waiver regarding the Bull of the Woods Saloon. Brenda stated that she sent him the zoning statement and that Georgiana had furnished her with a copy of a waiver used previously for liquor license change.
- b. On 2/17/16 she received a call with a complaint about a property in Young’s Ranch that is advertising at De Markt about a monthly rental in the “mother in law” quarters of the home. She stated that she thought the home was built with 2 kitchens which is against the covenants. I advised that the Town does not enforce covenants, only the Town’s Ordinances. The Commission advised Brenda to go to Der Markt and check the flyer and call the person advertising the room for rent.
- c. On 2/23/15 Brenda attended the Town Council meeting where Town Council Meeting where the Council approve the Recommendation to grant a height variance to Courtney Henderson , 201 E. River Street for a height of his new building of 69ft. Which is 4 feet more than the current Ordinance allows. The Council denied the recommendations to approve the Conditional Use Permit Application for The Hideout as it does not meet the current ordinance that says all buildings must be wood sided. The council recommended that this item go back to the P & Z Commission and that a letter be written to Heidi Bowen stating that she must supply drawings of a building enclosure or siding for her metal trailer and it must meet the ordinance. Heidi must supply the P & Z Commission with

the drawing of either wood siding or enclose the trailer using the existing pillars for the roof cover, with windows cut out and submit the plans along with the Conditional Use Permit Application to P & Z and then to the Town Council for approval. The Public Hearing to amend Ordinance 2000-5 Article 5, Section E Item 1 and Article 25, Enforcement, Section A with the verbiage of appointing a P & Z Administrator and a P & Z Deputy Administrator. It passed and will be in effect 5 days after being signed. The Council also approved a motion to Advertise for Public Hearings, to be held at the March Council Meeting for the New Sign Ordinance and the New Building Permit Fee Schedule.

- d. On 2/25/16 Brenda received a call from a man that lives up Bitter Creek asking what he needed to do so that he could do an interior remodeling to his home.
- e. On 2/26/16 Brenda met with a man who wants to build a garage by his home on Viva Del Trail. She also met with the owner of the Bull O the Woods to discuss their remodeling plans and adding on to the building.
- f. On 3/1/16 Brenda received a call from a man wanting to know why the Town is allowing a used car lot on Main Street.
- g. On 3/2/16 Brenda received a call from a man that want to put up a Beef Jerky stand and wanted to know what he needed to do. Brenda went over the Conditional use Permit Application with him.

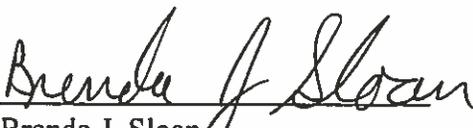
7. OTHER

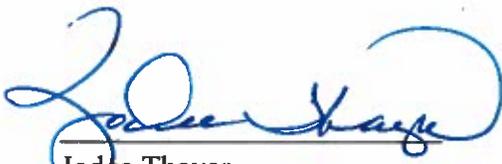
Commissioner Fettinger brought up the new law signed by the governor regarding ATVs. Commissioner Thayer and Brenda stated that P & Z does not have anything to do with the writing of this ordinance for the Town. That is something that will need to be handled by the Marshal's office and the Town Council. Commissioner Thayer asked Brenda if she knew that Stephen Daugherty was renting out his home on VRBO nightly. Brenda stated that she had been notified by Georgiana that this was going on, but that the Mayor had instructed her not to pursue the issue until someone living in that area made a complaint and that Brenda was not to solicit a complaint. Commissioner Wilson stated that now that Brenda has been notified by the Commission of this Ordinance Violation that she needed to send a letter to Mr. Daugherty notifying him that he is violation of the Town's Ordinance.

8. ADJOURNMENT

With no further business, Commissioner Thayer adjourned the meeting at 7:14pm.

Respectfully Submitted,


Brenda J. Sloan
Planning & Zoning Administrator


Jodee Thayer
Chairperson – P & Z Commission