

The City of Daphne
Planning Commission Minutes
Special Called Meeting of April 9, 2019
Council Chamber, City Hall - 8:30 A.M.

Call to Order:

Chairman called the regular meeting of the City of Daphne Planning Commission to order at 8:36 a.m. The number of members present constitutes a quorum.

Call of Roll:

Members Present:

Bolton Tucker
Marybeth Bergin, Chairman
Phillip Hodgson, Vice Chairman
Andrew Prescott, Secretary
Hudson Sandefur
Chief White

Staff Present:

Jan Vallecillo, Planning Coordinator
Patrick Dungan, Attorney

The first order of business is preliminary/final plat review for Tanglewood Subdivision.

Chairman noted that the public hearing was held at the March 28, 2019 Planning Commission meeting, and there was no public participation. She stated the subdivision was rezoned to R-2, Medium Density Single Family Residential, because one of the lots did not meet the minimum width requirement.

Chairman asked for Commission questions or comments and for a motion.

A Motion was made by Mr. Prescott and **Seconded** by Mr. Sandefur **to approve Tanglewood Subdivision preliminary/final plat. There was no discussion on the motion. The Motion carried unanimously.**

The next order of business is preliminary/final plat review for J Cattle Subdivision.

Chairman noted that the public hearing was held at the March 28, 2019 Planning Commission meeting, and there was no public participation. She stated the subdivision is located in the extraterritorial planning jurisdiction, consists of four lots and a remnant parcel, and requires approval of Baldwin County.

Ms. Vallecillo stated there was public participation. Chairman responded that the President of the Avalon POA had spoken in favor of the subdivision.

Chairman asked for Commission questions or comments and a motion.

A Motion was made by Mr. Sandefur and **Seconded** by Mr. Prescott **to approve J Cattle Subdivision preliminary/final plat. There was no discussion on the motion. The Motion carried unanimously.**

The next order of business is preliminary/final plat review for HSC Johnson Road, L.L.C. Subdivision and request for street acceptance.

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Chairman noted that the public hearing was held at the March 28, 2019 Planning Commission meeting, and there was no public participation. She stated the subdivision is located southwest of Johnson Road and U.S. Highway 98, consists of one lot and an out parcel, and of which we have approved a site plan for a Tractor Supply Company.

Chairman asked for Commission questions or comments.

Mr. Prescott noted that there should be two motions for this application.

Chairman responded that the applicant is also dedicating a twenty-five foot right-of-way to the city for access.

Chairman asked for Commission questions or comments and for a motion.

A Motion was made by Mr. Hodgson and **Seconded** by Mr. Hodgson **to approve HSC Johnson Road, L.L.C. Subdivision preliminary/final plat. There was no discussion on the motion. The Motion carried unanimously.**

A Motion was made by Mr. Hodgson and **Seconded** by Mr. Sandefur **to set forth a favorable recommendation to City Council to accept the street in HSC Johnson Road, L.L.C. Subdivision. There was no discussion on the motion. The Motion carried unanimously.**

The next order of business is public participation.

Chairman asked for public participation.

None presented.

The next order of business is the attorney's report.

Mr. Dungan provided an update to the Commissioners of the status of the agenda item, Tropics Volleyball, denied by the Planning Commission on March 28, 2019 and stated the applicant has filed an appeal with the Board of Zoning Adjustment. He stated although the BZA does not have jurisdiction over the action of the Planning Commission, they do have the authority to hear an appeal with regard to the determination of an administrative official, and their position is that classification of volleyball courts as an outdoor amusement facility is incorrect.

The next order of business is commissioner's comments.

Hudson Sandefur commented based on information provided to the Commission members, he wished that he had requested to table action on the Planning Commission approval of an outdoor amusement facility for Tropics Volleyball to a meeting where more members were present.

Mr. Dungan stated there is no legal time restraint for action on the application.

The next order of business is director's comments.

None presented.

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There being no further business, the meeting was adjourned at 8:46 a.m.

Respectfully submitted by:


Jan Vallecillo, Planning Coordinator

Approved: May 23, 2019


Marybeth Bergin, Chairman