



# PLANNING & ZONING COMMISSION DECISIONS

**PLANNING & ZONING COMMISSION  
REGULAR MEETING / PUBLIC HEARING  
THURSDAY, APRIL 14, 2011  
9:00 AM**

**COUNCIL CHAMBERS  
CITY HALL  
201 S. CORTEZ STREET  
PRESCOTT, ARIZONA  
(928) 777-1207**

The following decisions were made by the **PLANNING & ZONING COMMISSION** at its **REGULAR MEETING / PUBLIC HEARING** to be held on **THURSDAY, APRIL 14, 2011, at 9:00 AM** in **COUNCIL CHAMBERS, CITY HALL**, located at **201 S. CORTEZ STREET**. Notice of this meeting is given pursuant to *Arizona Revised Statutes*, Section 38-431.02.

## I. CALL TO ORDER

Chairman Menser called the meeting to order at 9:00 a.m.

## II. ATTENDANCE

### MEMBERS PRESENT

Tom Menser, Chairman  
Len Scamardo, Vice Chairman  
Joe Gardner  
Tim Greseth  
Ken Mabarak  
Don Michelman  
George Sheats

### STAFF PRESENT

George Worley, Planning Manager  
Matt Podracky, Senior Assistant City Attorney  
Ruth Hennings, Community Planner  
Richard Mastin, Development Services Manager  
Kathy Dudek, Administrative Assistant and  
Recording/Transcribing Secretary

### COUNCIL PRESENT

Marlin Kuykendall, Mayor  
Steve Blair, Councilman

## I. REGULAR ACTION ITEMS

*(May be voted on contingent upon any related public hearing items below being acted on unless otherwise noted).*

1. **Consider approval of the minutes** of the February 24, 2011 regular meeting / public hearing.

Mr. Michelman, **MOTION: to approve the minutes** of the February 24, 2011 regular meeting/public hearing. Mr. Sheats, 2<sup>nd</sup>. **Vote: 7-0.**

2. **FP11-001 – Final Plat for Dollar General creating two lots.** *Property is located generally west of Mortimer’s Nursery. APN: 106-20-241. Owner is Gary Mortimer. Applicant is Glenwood Development. Community Planner is Ruth Hennings. **\*\*This item is related to GP11-001 and RZ11-001 and will be voted on April 28, 2011\*\****

*No action taken – voting may occur on April 28, 2011 at the public hearing.*

#### **IV. PUBLIC HEARING ITEMS**

*(May be voted on today unless otherwise noted).*

3. **GP11-001 – Amending the land use designation from Medium-High Density Residential to Commercial.** *Property is located generally west of Mortimer’s Nursery. APN: 106-20-241. Owner is Gary Mortimer. Applicant is Glenwood Development. Community Planner is Ruth Hennings. (May be voted on April 28, 2011)*

*No action taken – voting may occur on April 28, 2011 at the public hearing.*

4. **RZ11-001 – Amending the zoning designation from Single-family 35 (SF-35) to Neighborhood Oriented Business (NOB).** *Property is located generally west of Mortimer’s Nursery. APN: 106-20-241. Owner is Gary Mortimer. Applicant is Glenwood Development. Community Planner is Ruth Hennings. (May be voted on April 28, 2011)*

*No action taken – voting may occur on April 28, 2011 at the public hearing.*

5. **RZ11-002 - Amending the zoning designation from Residential Office (RO) to Industrial Transition (IT).** *Property is located generally at the southwest corner of Merritt Street and 4<sup>th</sup> Street. APN: 113-01-019A. Owner/Applicant is Donald Grier. Community Planner is Ruth Hennings. (May be voted on April 28, 2011)*

*No action taken – voting may occur on April 28, 2011 at the public hearing.*

#### **V. CITY UPDATES**

Mr. Worley handed out the official interpretation signed by Tom Guice, Community Development Director regarding medical marijuana uses and the appropriate zoning categories. One of the key aspects is making the public aware of where the marijuana dispensary, infusion and growing facilities may occur. The City cannot prevent a property owner from wanting to change zoning.

#### **VI. SUMMARY OF CURRENT OR RECENT EVENTS**

*None.*

#### **VI. ADJOURNMENT**

Chairman Menser adjourned the meeting at 9:36 a.m.

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**CERTIFICATION OF POSTING OF NOTICE**

The undersigned hereby certifies that a copy of the foregoing notice was duly posted on the City's website on April 14, 2011 at 4:00 PM in accordance with the statement filed with the City Clerk's Office.



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Kathy Dudek, Administrative Assistant  
Community Development Department