

PLANNING AND ZONING COMMISSION

There was a meeting of the Indian River County (IRC) Planning and Zoning Commission (PZC) on Thursday, October 23, 2014 at 7:00 p.m. in the Commission Chambers of the County Administration Building, 1801 27th Street, Vero Beach, Florida. You may hear an audio of the meeting; review the meeting agenda, backup material and the minutes on the Indian River County website www.ircgov.com/Boards/PZC/2014.

Present were members: **Chairman Sam Zimmerman**, District 2 Appointee; **Charles Rednour**, District 1 Appointee; **Maria Caldarone**, District 3 Appointee; **Dr. Jonathan Day**, District 4 Appointee; Jordan **Stewart**, Member-at-Large & **Carol Johnson**, non-voting School Board Liaison.

Absent were members: **Brad Emmons**, District 5 Appointee and **Todd Brognano**, Member-at-Large (both excused).

Also present was IRC staff: Dylan Reingold, County Attorney; Stan Boling, Community Development Director; John McCoy, Chief, Current Development; and Reta Smith, Recording Secretary.

Call to Order and Pledge of Allegiance

The meeting was called to order at 7:00 p.m. and all stood for the Pledge of Allegiance.

Approval of Minutes

ON MOTION BY Mr. Stewart, SECONDED BY Dr. Day, the members voted unanimously (5-0) to approve the minutes of the meeting of September 25, 2014 as presented.

Public Hearing:

Chairman Zimmerman read the following into the record:

- A.** Consideration of Amendments to Land Development Regulations (LDRs) Chapters 901 (Definitions), 911 (Zoning), and 971 (Specific Land Use Criteria) to Establish Regulations for Medical Marijuana Treatment Centers **[Legislative]**

Mr. Stan Boling, IRC Community Development Director, explained if the medical marijuana constitutional amendment (Amendment 2) was passed by the voters on November 4, 2014 it would open up medical marijuana uses in a broad fashion, and the Board of County Commissioners (BCC) and other local governments were moving to adopt local regulations in advance of the vote in the event it was approved. He reviewed information contained in his memorandum dated October 15, 2014 and gave a PowerPoint presentation, copies of which are on file in the Commission Office.

Mr. Boling mentioned one of the parcels in the middle of the INEOS facility would fit the criteria under the proposal; however staff did not believe it was appropriate to have these sites right off of I-95 in an area that would not serve the intended population and had proposed an additional criterion that no medical marijuana treatment center be located west of 66th Avenue to keep potential sites away from I-95. He concluded with staff's recommendation that the PZC recommend that the BCC adopt the proposed ordinance.

Dr. Day wondered if there would be any State regulations that might come down that would impact any actions taken by the BCC if Amendment 2 passed. Mr. Boling related the State could pre-empt areas of regulation; however it was felt the County was in a better situation if there was something in place on the books before they passed any State rules, which would take some time.

Attorney Dylan Reingold, IRC County Attorney, agreed it was probably better to do something proactive and try to have something in place to protect the community.

Chairman Zimmerman opened the public hearing at 7:13 p.m. and since no one wished to speak, the public hearing was closed.

ON MOTION BY Dr. Day, SECONDED BY Ms. Caldarone, the members voted unanimously (5-0) to recommend that the Board of County Commissioners adopt the proposed ordinance.

Commissioner's Matters

There were none.

Planning Matters

Mr. Boling updated the members on recent action taken by the BCC on planning matters that had been before the PZC. He indicated the next meeting scheduled for November 13, 2014 would be the only one held in November and there would be one meeting held on December 11, 2014.

Mr. Boling advised the Full Gospel Assembly church had made some changes to the sound system to address the noise situation and had started organizing the parking, and they would be meeting with neighbors at a future date to discuss other issues.

Attorney's Matters

There were none.

Adjournment

There being no further business, the meeting adjourned at 7:17 p.m.

Chairman Sam Zimmerman

Date

Reta Smith, Recording Secretary

Date