



City of Newberry

Special Planning & Zoning Board

Wednesday, September 23, 2020
6:00 PM

Planning & Economic Development Department
In the Little Red School House at 25815 SW 2nd Avenue
25440 W Newberry Road, Newberry, FL 32669
(352) 472-5440

MINUTES

CALL TO ORDER

Mayor Marlowe called the meeting to order at 6:00 PM.

QUORUM CHECK

PRESENT

Chair Jessica Baker

Vice Chair Linda Woodcock

Board Member Bill Conrad

Board Member Gavin Johnson

Board Member Naim Erched

Mayor, Non-voting, Ex Officio Jordan Marlowe

Bryan Thomas, AICP, Department Director, Planning and Economic Development

Wendy V. Kinser-Maxwell, AICP, Principal Planner

Dallas M. Lee, Department Director, Finance & Administration

Jeannene Mironack, Staff Assistant

Rich Maltby, Folds, Walker & Maltby, LLC

APPROVAL OF AGENDA

Motion made by Board Member Erched, Seconded by Chair Baker.

Voting Yea: Chair Baker, Vice Chair Woodcock, Board Member Johnson, Board Member Erched

Vote unrecorded due to technical difficulty: Board Member Conrad

PLEDGE OF ALLEGIANCE

OLD BUSINESS

1. Public Hearing regarding application for a Special Temporary Use Permit for a Sister Hazel concert at Thee Mine on October 23, 2020.

Quasi-Judicial Public Hearing: Resolution 2020-46/STUP 20-03, an application for a special permit for a temporary use to allow a one-time outdoor concert, as provided in "Section 14.10.1. Temporary use permits issued by city commission" of the City of Newberry Land

Development Regulations, to be held October 23, 2020, on property approximately 216 acres in size, located near the Alachua County/Gilchrist County Line and the southeast corner of West Newberry Road/SR 26 and SW 298th Street (Gilchrist County Road 2085/SE 90th Avenue).

Attorney Maltby read the Item Title.

Attorney Maltby then swore in Bryan Thomas, AICP, Department Director, Planning and Economic Development, City of Newberry; Wendy V. Kinser-Maxwell, AICP, Principal Planner, City of Newberry; Jeannene Mironack, Staff Assistant for the City of Newberry; Phil Benito, Applicant's Agent; and Lt. Jayson Levy, Alachua Sheriff's Office.

Mayor Marlowe asked the Board members if they had conducted ex parte communications regarding this application. Each of the Board members reported that they had no ex parte communication regarding this application.

Mayor Marlowe stated there were no Third-Party Intervenor.

Bryan Thomas, AICP, Department Director, Planning and Economic Development, presented the staff overview.

Phil Benito, Applicant's Agent, spoke.

Bryan Thomas, AICP, Department Director, Planning and Economic Development, presented the staff report, and recommendation.

Mayor Marlowe asked there was any Public Comment. There was none.

Mayor Marlowe asked if Phil Benito if he wanted to cross-examine staff. There was no response. Mayor Marlowe asked if staff wanted to cross-examine the applicant. There was no response.

Mayor Marlowe asked if any Board Member had questions. Discussion ensued.

Board Member Erched left the meeting at 6:40 PM.

Mayor Marlowe asked the participants had any final arguments. There were none.

Attorney Maltby advised that members must vote based on substantial and competent evidence.

Board Member Conrad moved to recommend approval of the Application to the City Commission with staff's recommended conditions and requiring that the City be included as an Additional Insured on the event's General Liability Policy. The motion was seconded by Vice Chair Woodcock.

Voting Yea: Chair Baker, Vice Chair Woodcock, Board Member Conrad, Board Member Johnson

TOPICS FROM MEMBERS FOR DISCUSSION

Vice Chair Woodcock requested that staff agenda a discussion of the City's Landscaping Standards for the November or December PZ meeting.

Mayor Marlowe asked staff for an update on the Tiny House Codes. Wendy V. Kinser-Maxwell will email him draft language.

ADJOURN

The meeting adjourned at 7:01 PM.

Copies of any agenda attachments are available for public inspection at the Planning Department, located at 25815 SW 2nd Avenue, Newberry, Florida, during regular business hours.

NOTIFICATION: All persons are advised that if they decide to appeal any decision made at the above referenced public hearings, they will need a record of the proceeding, and that, for such purpose, they may need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be based. In accordance with the Americans with Disabilities Act, persons with disabilities needing a special accommodation for attendance at this meeting should contact MV Transportation, Inc. at (352) 375-2784, no later than 72 hours prior to the proceedings. If hearing impaired, call the Florida Relay System at (800) 955-8770.

APPROVED