



**City Planning Commission
Proposed Minutes**
Tuesday, May 23, 2023
1315 S Washington Avenue
Council Chambers – Room 205
989-754-8222

I. CALL TO ORDER/ROLL CALL

Chair Milne called the meeting to order at 6:00 p.m.

Present: Michael Foust, Floyd Kloc, Carla LaMarr, John Milne, Brenda Moore, Jack Nash,
William Ostash
Excused: Fred Czerewko
Absent: Yolanda Bland
Staff: Bob Gollin, Cassi Zimmerman, City Attorney Amy Lusk

II. APPROVAL OF MINUTES

Moved by Commissioner Moore, seconded by Commissioner Nash to approve the meeting minutes for the April 25, 2023 meeting. 7 ayes, 0 nays, 2 absent. Motion approved.

III. APPROVAL OF AGENDA

Moved by Commissioner Nash, seconded by Commissioner Moore to approve the agenda for the May 23, 2023 meeting. 7 ayes, 0 nays, 2 absent. Motion approved.

Commissioner Bland entered the meeting at 6:02 pm.

IV. NEW BUSINESS

a. Public Hearing – J23-0185 – Special Use Permit/Site Plan Review for a Marihuana Retail Establishment at 2063 E. Genesee Ave.

Chair Milne opened the public hearing and asked if anyone representing the project would like to speak. There was no representative present.

Chair Milne asked for additional comments twice more. No additional comments were given.

Motion to close the public hearing by Commissioner Foust, seconded by Commissioner Bland. 8 ayes, 0 nays, 1 absent. Motion approved.

Motion by Commissioner Ostash, second by Commissioner Bland to approve the proposed site plan for 2063 E. Genesee and issue a Special Use Permit to operate a Marihuana Retail Establishment pending the following:

1. Approval by the City of Saginaw Engineering Department; and,
2. The applicant successfully securing a Business License to operate by the City of Saginaw Clerk's office and the State.

Commissioner Moore and Nash asked for clarification on setbacks from other marihuana establishments and day care centers. Staff Gollin stated that this location meets all setback requirements. There is not an established setback from day care centers.

Commissioners discussed the commission's power to determine if this project will reasonably promote the use of land in a socially and economically desirable manner for those persons who will use the proposed land use or activity, for those landowners and residents who are adjacent, and for the city as a whole.

Motion by Commissioner Moore, seconded by Commissioner Bland to postpone this item until the next meeting. Chair Milne asked Staff Zimmerman to conduct a roll call vote.

Ayes: Bland, Foust, Kloc, Milne, Moore, Nash, Ostash

Nays: LaMarr

Absent: Czerewko

Abstain: None

Motion approved.

b. Public Hearing – Consideration of Amendment to Floodplain District Ordinance.

Chair Milne opened the public hearing and asked if anyone representing the project would like to speak. Staff Gollin gave background on and reviewed the changes proposed for the ordinance.

Chair Milne asked for additional comments twice more. No additional comments were given.

Motion by Commission Moore, seconded by Commissioner Nash to close the public hearing. 8 ayes, 0 nays, 1 absent. Motion approved.

Motion by Commission Moore, seconded by Commissioner Ostash to recommend to City Council for approval the proposed changes and final language to amend Chapter 153: Zoning Code, Section 153.521, known as the "FLOODPLAIN DISTRICT ORDINANCE".

Commissioner Kloc commented on the wording of the title of 153.509 "GENERAL PROVISIONS OF BOTH THE FLOODWAY AND FLOODWAY FRINGE AREAS". The section body eliminates all mention of the floodway and floodway fringe areas and instead refers to the Floodplain District. For cohesion and better understanding, the title of section 153.509 should be modified to "GENERAL PROVISIONS OF THE FLOODPLAIN DISTRICT".

8 ayes, 0 nays, 1 absent. Motion approved.

VII. **PUBLIC COMMENT** - None

VIII. **OLD BUSINESS** - None

IX. **ADJOURNMENT**

Motion by Commissioner Kloc, seconded by Commissioner Moore to adjourn the meeting at 6:21 p.m. 8 ayes, 0 nays, 1 absent. Motion approved.

Prepared and submitted by

Cassi Zimmerman

Director of Planning and Economic Development, City of Saginaw