

PLANNING AND ZONING COMMISSION MEETING MINUTES

TUESDAY, NOVEMBER 17, 2020



1. CALL TO ORDER AND ROLL CALL

Chairperson Lindsay Hardy called the regular meeting to order at 5:02 p.m. A roll call was taken, and Planning Commission members present were Rebecca Smith, Jared Barnes, Donna Lang, Sara Lanious, and Steve Nusbaum. Also present were Town Planner David McWilliams, Planning Director Matt Pielsticker, and Haley Cramer with Garfield Hecht.

2. APPROVAL OF AGENDA

Action: Commissioner Barnes motioned to approve the agenda. Commissioner Lang seconded the motion and it carried unanimously 6-0.

3. DISCLOSURE OF ANY CONFLICTS OF INTEREST OR EX-PARTE COMMUNICATION RELATED TO AGENDA ITEMS

Commissioners Smith noted a conflict with item 4.2. Commissioner Hardy motioned to accept the conflict. Commissioner Lanious seconded the motion and it carried unanimously 5-0.

Commissioner Hardy noted a conflict with item 4.2. Commissioner Nusbaum motioned to accept the conflict. Commissioner Lanious seconded the motion and it carried unanimously 5-0.

4. BUSINESS ITEMS

4.1. 4311 EAGLEBEND DRIVE – TRACT A AND LOT 1 FILING 2 EAGLEBEND SUBDIVISION – PUBLIC HEARING – PROPOSAL TO AMEND THE SIZE OF TRACT A AND LOT 1 AND REVISE THE LOT LINES OF LOT 1 TO ACCOMMODATE AN ADDITION. (TOWN PLANNER DAVID MCWILLIAMS & ANGELO VERALDI AND JENNA SKINNER)

At roughly 5:36 the meeting connection was interrupted. The meeting was restarted once all the Commissioners and the public returned, roughly at 5:44, and Jena Skinner continued her presentation.

Public Comment: Walter Dandy commented on the application.

Action: Commissioner Barnes motioned to continue the item to December 15, 2020. Commissioner Smith seconded the motion and it carried unanimously 6-0.

4.2. 42 RIVERFRONT LANE – LOT 1 RIVERFRONT SUBDIVISION – PUBLIC HEARING – PROPOSAL FOR DIRT STORAGE ASSOCIATED WITH CONSTRUCTION FOR THE WINTER. (TOWN PLANNER DAVID MCWILLIAMS & ANDY HALMINSKI WITH EVANS CHAFFEE)

Action: Commissioner Nusbaum motioned to approve the item with the following findings and conditions:

Findings:

1. The application qualifies as a Temporary Use Permit subject to review according to §7.16.020 of the Development Code;
2. The application is complete;
3. The application provides sufficient information to allow PZC to determine that the application complies with the relevant review criteria;
4. The application complies with the goals and policies of the Avon Comprehensive Plan; and
5. There is no extra demand for public services or infrastructure exceeding current capacity by the application.

Conditions:

1. The approval is valid until May 15, 2021;
2. The site shall be restored to original grade and vegetation once the dirt is moved; and
3. Silt fencing is required around the entire pile, except for the entry; and
4. This temporary application is associated with the Riverfront Lot 6 and 7 buildings – permits RBP20004-20007. Successful maintenance of Lot 1 is required for continued Town administration of these permits.

Commissioner Lanious seconded the motion and it carried unanimously 4-0.
Commissioner Smith left the meeting.

4.3. UNADDRESSED SWIFT GULCH ROAD - TRACT E FILING, 3 VILLAGE AT AVON SUBDIVISION – PUBLIC HEARING – PROPOSAL FOR SNOW STORAGE ASSOCIATED WITH CONSTRUCTION FOR THE WINTER. (TOWN PLANNER DAVID MCWILLIAMS & JEFF SCHNEIDER WITH ERWSD)

Action: Commissioner Nusbaum motioned to approve the item with the following findings and conditions:

Findings:

1. The application qualifies as a Temporary Use Permit subject to review according to §7.16.020 of the Development Code;
2. The application is complete;
3. The application provides sufficient information to allow PZC to determine that the application complies with the relevant review criteria;
4. The application complies with the goals and policies of the Avon Comprehensive Plan; and
5. There is no extra demand for public services or infrastructure exceeding current capacity by the application.

Conditions:

1. The approval is valid for one calendar year, with the condition that Staff approve the mitigation efforts conducted in spring 2021;
2. The site shall be restored to original grade and vegetation; and
3. Access to the site is only allowed from the east. Snow storage vehicles must go east on US 6 to Post Boulevard to access the site.

Commissioner Nusbaum seconded the motion and it carried unanimously 5-0.

4.4. 82 BEAVER CREEK BOULEVARD – TRACT Q BLOCK 2 BENCHMARK AT BEAVER CREEK SUBDIVISION – PUBLIC HEARING – PROPOSAL FOR OUTDOOR SEATING AND DINING, OCCUPYING TWO (2) PARKING SPACES IN THE JUNCTION BUILDING PARKING LOT FOR THE WINTER. (TOWN PLANNER DAVID MCWILLIAMS & KERRI THELEN WITH EIN PROSIT)

Action: Commissioner Nusbaum motioned to approve the item with the following findings and conditions:

Findings:

1. The application qualifies as a Temporary Use Permit subject to review according to §7.16.020 of the Development Code;
2. The application is complete;
3. The application provides sufficient information to allow PZC to determine that the application

complies with the relevant review criteria;

4. The application complies with the goals and policies of the Avon Comprehensive Plan; and
5. There is no extra demand for public services or infrastructure exceeding current capacity by the application.

Conditions:

1. The approval is valid until November 17, 2021, or occupancy of the old Montana's Restaurant location, whichever is sooner; and
2. A liquor license modification will be approved before serving clients in the temporary area.

Commissioner Nusbaum seconded the motion and it carried unanimously 5-0.

5. CONSENT AGENDA

5.1. OCTOBER 6, 2020 MEETING MINUTES

5.2. MNR20038 & AEC20007 MINOR DEVELOPMENT PLAN AND ALTERNATIVE EQUIVALENT COMPLIANCE 5161 LONGSUN LANE

5.3. CONDITIONS OF APPROVAL – MJR2005 – 4.1. 358 & 368 RIVERFRONT LANE LANDSCAPING

Action: Commissioner Barnes motioned to approve the consent agenda. Commissioner Nusbaum seconded the motion and it carried unanimously 5-0.

6. STAFF UPDATES

Staff mentioned some software updates, future meeting items, and development projects in Town.

7. ADJOURN

There being no further business before the Commission adjourned the meeting at 7:20 p.m.

These meeting minutes are only a summary of the proceedings of the meeting. They are not intended to be comprehensive or to include each statement, person speaking or to portray with complete accuracy. The most accurate records of the meeting are the audio of the meeting, which is housed in the Town Clerk's office.

RESPECTFULLY SUBMITTED:

David McWilliams, Town Planner

APPROVED:

Lindsay Hardy, Chairperson