

Albany County Planning and Zoning Commission
SPECIAL MEETING of July 14, 2021
Minutes

Staff Present: David Gertsch – Planning Director, Joe Wilmes – Assistant Planner,
Jennifer Curran – County Civil Attorney

I. CALL TO ORDER/ROLL CALL (Time 2:00)

Chairman: The Regular Meeting of the Planning and Zoning Commission will come to order.

Chairman: Will the secretary call the roll.

Vote: Mr. Hinckley: Present

Mr. Kennedy: Present

Mr. Spiegelberg: Present

Chairman Moore: Present

Ms. Hanning: Present

II. Training Presentation

Jennifer Curran, County Civil Attorney, gave the presentation.

Questions were asked throughout the presentation.

III. ADJOURNMENT

Chairman: This meeting was adjourned at 3:28 p.m.

Albany County Planning and Zoning Commission
REGULAR MEETING of July 14, 2021
Minutes

Staff Present: David Gertsch – Planning Director, Joe Wilmes – Assistant Planner,
Jennifer Curran – County Civil Attorney

I. CALL TO ORDER/ROLL CALL (Time 4:02)

Chairman: The Regular Meeting of the Planning and Zoning Commission will come to order.

Chairman: Will the secretary call the roll.

Vote: Mr. Hinckley: Present

Mr. Kennedy: Present

Mr. Spiegelberg: Present

Chairman Moore: Present

Ms. Hanning: Present

II. Approval of Agenda

Chairman: Are there any additions or deletions to the agenda for July 14, 2021?

Chair will entertain a motion to accept the agenda for July 14, 2021, as AMENDED.

Mr. Gertsch let the commission know that item B of Public Applications was being pulled from the agenda by the applicant.

Mr. Hinckley would like to have a discussion as item A in Other Items/Announcements. Moving the next meeting time to item B.

So moved by Commissioner Kennedy.

Seconded by Commissioner Spiegelberg.

The vote was unanimous

Motion carried.

III. Approval of Minutes

Chairman: Are there any corrections to the minutes for the June 9, 2021 meeting?

Chair will entertain a motion to accept the minutes for the June 9, 2021 meeting as presented/with corrections.

So moved by Commissioner Spiegelberg.

Seconded by Commissioner Hinckley.

The vote was unanimous.

Motion carried.

IV. DISCLOSURES:

Chairman: The Chair calls for any disclosures to be known.

No disclosures were made.

Chairman: The discussion will be conducted in accordance with the State Statutes, the Rules of the Planning and Zoning Commission, and other applicable laws. I would ask the individuals who address the Commission to approach the lectern, identify yourself, and state your address.

V. PUBLIC APPLICATIONS

A. Windmill Acres Subdivision Application SD-05-21

David Gertsch, Planning Director, gave the staff report.

Commissioner Spiegelberg had a question for Mr. Gertsch regarding legal access. Ms. Curran answered the question and determined that the applicant does have legal access.

Commissioner Hinckley had several questions for Mr. Gertsch regarding a road maintenance agreement, the major street plan, legal access, road construction upgrades, and letters from agencies.

Commissioner Hanning had a question for Mr. Gertsch asking if notes on the plat were legally enforceable.

JoAnn Fulton, the applicant's representative, gave a history of the application.

Commissioner Hinckley had a procedural question for Ms. Curran.

Mitch Edwards, neighboring property owner's representative, recommended denial due to the fact that he believes there is no legal access.

A motion was made by Commissioner Kennedy and seconded by Commissioner Spiegelberg to approve the Windmill Acres Subdivision Application SD-05-21 incorporating the findings of fact and conclusions of law as stated in the staff report, with sufficient evidence that there is legal access.

The vote was 4-1.

Commissioner Hinckley's reason for voting against this application was because of the city's concerns (referencing the letter in the packet) and road issues. He said that he would have preferred tabling the application.

Motion Carried.

IX. OTHER ITEMS/ANNOUNCEMENTS

A. Commissioner Hinckley Discussion.

B. Next Meeting August 11, 2021 at 4 p.m.

XI. CITIZEN COMMENTS – Non-Agenda Related Topics

XII. ADJOURNMENT

Chairman: There being no further business to conduct, the Chair would entertain a motion to adjourn the meeting.

So moved by Commissioner Kennedy.

Seconded by Commissioner Spiegelberg.

The vote was unanimous.

Motion Carried.

Meeting adjourned at 5:50 p.m.