



**4:45 p.m.**

Workshop in the County Council Chambers.

**5:30 p.m.**

Call to order

Opening remarks/Pledge – Phillip Olsen

Review and approval of agenda.

Review and approval of the minutes of the 6 September 2018 meeting.

**5:35 p.m.**

**Consent Items**

1. **Ohana Mauna Subdivision** – A request to create a new 2-lot subdivision located at 7860 N. Hwy 91, near Smithfield, in the Rural 5 (RU5) Zone.
2. **Poulsen Fryer Family Farms Subdivision 1<sup>st</sup> Amendment (formerly Fluckiger Subdivision)** – A request to amend an existing one-lot subdivision by expanding the subdivision boundary, creating two new developable lots and multiple agricultural remainders, and changing the name of the subdivision located on approximately 311.00 acres at 7641 West Highway 30, Petersboro, in the Agricultural (A10) Zone.

**Regular Action Items**

3. **Public Hearing (5:40 p.m.): Apple Goat Acres Rezone** – A request for a recommendation of approval to the County Council for a rezone of 16.78 acres, located at 4211 West 2600 North, Benson, from the Agricultural (A10) Zone to the Rural 5 (RU5) Zone.
4. **Cherry Peak Ski Area CUP 2<sup>nd</sup> Amendment** – A request for a minor change to Condition #3 from being required “prior to recordation” to “prior to construction.”
5. **Discussion:** Amendment to Title 17.07 regarding Accessory Apartments
6. **Training:** Meeting Procedures

Board Member Reports

Staff reports

Adjourn

## **PUBLIC PARTICIPATION GUIDE: PLANNING COMMISSION**

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This document is intended to guide citizens who would like to participate in a public meeting by providing information about how to effectively express your opinion on a particular matter and the general powers and limitations of the Planning Commission.

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### **WHEN SPEAKING ON AN AGENDA ITEM**

Once the Commission opens the public hearing or invites the public to comment on a public meeting agenda item, approach the podium to comment. Comments are limited to 3 minutes per person, unless extended by the Chair of the Planning Commission.

When it is your turn to speak:

1. State your name and address and the organization you represent, if applicable.
2. Indicate whether you are for or against the proposal.
3. Make your statement.
  - a. Include all pertinent facts within your knowledge;
  - b. Avoid gossip, emotion, and repetition;
  - c. Comments should be addressed to the Commission and not to individuals in the audience; the Commission will not allow discussion of complaints directed at specific individuals;
  - d. A clear, concise argument should focus on those matters related to the proposal with the facts directly tied to the decision you wish the Commission to make without repeating yourself or others who have spoken prior to your statement.

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### **LEGISLATIVE (PUBLIC HEARING) VS. ADMINISTRATIVE (PUBLIC MEETING) FUNCTIONS**

The Planning Commission has two roles: as a recommending body for items that proceed to the County Council for final action (legislative) and as a land use authority for other items that do not proceed to the County Council (administrative).

When acting in their legislative capacity, the Planning Commission has broad discretion in what their recommendation to the County Council will be and conducts a public hearing to listen to the public's opinion on the request before forwarding the item to the County Council for the final decision. Applications in this category include: Rezones & Ordinance Amendments.

When acting in their administrative capacity, the Planning Commission has little discretion and must determine whether or not the landowner's application complies with the County Code. If the application complies with the Code, the Commission must approve it regardless of their personal opinions. The Commission considers these applications during a public meeting and can decide whether to invite comment from the public, but, since it is an administrative action not a legislative one, they are not required to open it to public comment. Applications in this category include: Conditional Use Permits, Subdivisions, & Subdivision Amendments.

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### **LIMITS OF JURISDICTION**

The Planning Commission reviews land use applications for compliance with the ordinances of the County Land Use Code. Issues related to water quality, air quality, and the like are within the jurisdiction of the State and Federal government. The Commission does not have authority to alter, change, or otherwise act on issues outside of the County Land Use Code.