

MINUTE Tuesday, May 29, 2012

Land Use Committee

6:08 PM

Carnegie Town

Hall

235 West 10th

Street

Members Present: Council Member Kermit L. Staggers, Council Member Rex Rolwing, Council Member Kenny Anderson Jr., and Council Member Dean Karsky

Members Absent: None

Staff Present: Jim David, Legislative Operations Manager; David Bixler, Budget Analyst; and Denise D. Tucker, CMC, Assistant City Clerk

Guests: Cheryl Rath, Gerald Gerken, Jeanne Gerken, Sue Aguilar, Michelle Erpenbach, Jim Entenman, Mike Cooper, David Loveland, and Sarah Reinecke

### 1. Call To Order

Land Use Committee Chair Rex Rolwing called the meeting to order at 6:08 p.m.

### 2. Approval of Minutes

#### A. Monday, April 30, 2012

A motion was made by Kenny Anderson Jr. and seconded by Dean Karsky to approve the minutes of Monday, April 30, 2012.

Vote to approve: Roll Call: Yeses, Kermit L Staggers, Rex Rolwing, Kenny Anderson Jr., Dean Karsky, 4. Noes, 0.

Motion Passed.

### 3. Discussion

#### A. Addition of Country Clubs as an Allowed Land Use by David Loveland, Urban Planner

Loveland said they wanted to introduce an ordinance that would add a definition for Country Club into the City's Zoning ordinance, and place it in specific Zoning Districts. This is a request from the private sector. They have had discussions with both Westward Ho and Minnehaha Country Clubs, regarding off-sale alcohol purchases. Both clubs, were grandfathered, and currently provide on-sale alcohol sales. The clubs are currently in a RC, Recreation Conservation District, where there is no provisions for land use, which allows retail sales or alcohol sales. The ordinance change would bring the existing land uses into compliance with the City's Zoning Ordinance.

Loveland explained different locations in the Zoning Ordinances where Country Club could be placed. Discussion followed.

Anderson Jr. asked if the Country Clubs were for profit or non-profit entities, and if they were paying sales tax. He asked what the benefits would be for allowing off-sale alcohol purchases.

Staggers asked what the difference is between a private club and a country club. Discussion followed.

Rolfing asked Loveland how the new State laws, allowing open bottles to be sealed and taken with the patron, would affect this. Discussion followed.

Karsky asked how a change in Zoning for the Country Clubs would affect property taxes. Loveland said they wouldn't change Zoning classification. Discussion followed.

Anderson Jr. said he would like to table the item and bring it back, to the Land Use Committee, next month. He said this would allow time to speak to the City Attorney and gather some answers. Rolfing asked for the item to be brought back to the meeting of Tuesday, June 26, 2012.

#### 4. Open Discussion

Rolfing said the Urban Ag Committee is moving along with the Animal ordinance. He said the process will take some time.

Anderson Jr. asked if a motion needed to be made regarding the Country Club ordinance. Discussion followed.

Mike Cooper, Director of Planning and Building Services, provided an update on the new public hearing process for Planning and Zoning items. Discussion followed. Cooper will return in August with a one year update.

Denise D. Tucker, Assistant City Clerk, clarified the process for laying an item on the table.

A motion was made by Kenny Anderson Jr. and seconded by Kermit L Staggers to table the discussion until the Land Use Committee Meeting on Tuesday, June 26, 2012.

Vote to table: Roll Call: Yeses, Kermit L. Staggers, Rex Rolfing, Kenny Anderson Jr., Dean Karsky, 4. Noes, 0.  
Motion Passed.

#### 5. Adjournment

Rolfing adjourned the meeting at 6:29 p.m.

Denise D. Tucker, CMC

Assistant City Clerk