

MINUTES
City of Newport Planning Commission
Regular Session
Newport City Hall Council Chambers by Video
September 28, 2020

Planning Commissioners Present by Video Conference: Jim Patrick, Lee Hardy, Bob Berman, Jim Hanselman, Mike Franklin, and Bill Branigan.

Planning Commissioners Absent: Gary East (*excused*).

City Staff Present: Community Development Director (CDD), Derrick Tokos; and Executive Assistant, Sherri Marineau.

1. **Call to Order & Roll Call.** Chair Patrick called the meeting to order in the City Hall Council Chambers at 7:00 p.m. On roll call, Commissioners Hardy, Berman, Hanselman, Branigan, Franklin, and Patrick were present.

2. **Approval of Minutes.**

A. Approval of the Planning Commission Work Session and Regular Session Meeting Minutes of September 14, 2020.

Hardy noted one minor correction.

MOTION was made by Commissioner Berman, seconded by Commissioner Hardy to approve the Planning Commission Work Session and Regular Session Meeting Minutes of September 14, 2020 with minor corrections. The motion carried unanimously in a voice vote.

3. **Citizen/Public Comment.** None were heard.

4. **Action Items.**

A. **File 1-VAR-20.**

Patrick asked if they could take additional testimony. Tokos reported the Commission needed to decide if they wanted to adopt the final order as drafted or not, or to add amendments. If they were included to go the applicant's direction, then they would decline to do the final order and findings then reopen the public hearing and continue it out for a date they could do a notice.

MOTION was made by Commissioner Hardy, seconded by Commissioner Berman to approve the Final Order and Findings for File 1-VAR-20 as written to deny the variance. The motion carried unanimously in a voice vote.

5. **Public Hearings.** None were heard.

6. **New Business.** None were heard.

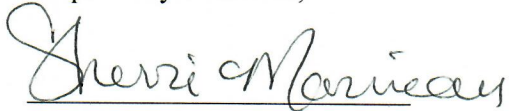
7. **Unfinished Business.** None were heard.

8. **Director Comments.** Tokos thanked the Commission for accommodating the special public hearing that would be held on Oct 15th. Berman asked for details on what the hearing was about. Tokos explained the applicant was contesting an exaction, which was the public street and stormwater

requirements. They were also asserting that this was an unconstitutional taking. The applicant first submitted this as an administrative decision where staff had to explain why they were justified. Since then the applicant had appealed. Tokos wouldn't go into details because there would be a full evidentiary hearing. A discussion ensued regarding the procedures for the hearing.

9. **Adjournment.** Having no further business, the meeting adjourned at 7:10 p.m.

Respectfully submitted,

A handwritten signature in cursive script that reads "Sherri Marineau". The signature is written in black ink and is positioned above the printed name and title.

Sherri Marineau
Executive Assistant