

Town of Long Beach Advisory Plan Commission Minutes 4/17/17

1. The meeting was called to order at 7 PM
2. Roll call was taken and all members were present except for Rich Jersich who arrived at 7:02 PM and Nick Meyer who arrived at 7:05 PM. Present at the start of the meeting were Mike Gorman, Pete Byvoets, Erin Connelly, Doug Wickstrom, and Bob LeMay.
3. The minutes of the 2/20/17 Regular meeting of the APC were approved as were the minutes of the 4/7/17 special meeting of the APC.
4. There was no report from the Comprehensive Plan Land Preservation Subcommittee.
5. Nick Meyer reported on the Stop 24 improvements and Chastleton beautification project.
6. In old business, the Garbage Toter Ordinance was extensively discussed. Concerns expressed by commission members included the following. 1. As this is a zoning ordinance, shouldn't variance requests have to go to the BZA? 2. How long after the amendment is adopted, should it go into effect? It will require some time to disseminate the new regulations to the residents. 3. If a resident chooses to not retrieve an impounded toter, does he still get charged for garbage collection on his/her water bill? Given these concerns, it was not set for public hearing and will come back next month again under old business.
7. A public hearing was held on the Nonconforming Use Amendment. There were no public comments either in favor or opposed to the ordinance. After a brief discussion by the APC, it was moved by Pete Byvoets and seconded by Rich Jersich to send the ordinance to the town council with a favorable recommendation. The APC voted unanimously to send it to the town council with a favorable recommendation.
8. A public hearing was held on the View Protection Ordinance. There were no public comments in favor. There were several comments from residents against. Several deficiencies in the ordinance were discussed by the APC. Most notably it was pointed out that the two setbacks described in the ordinance could potentially conflict with one another creating confusion in enforcement of the ordinance. Also there were several missing words (a typographical error) in section 8 (b). Given these problems, a motion was made by Pete Byvoets and seconded by Rich Jersich to send the ordinance to the town council with an unfavorable recommendation. The APC voted unanimously to send it to the town council with an unfavorable recommendation in hopes that the town council will amend the ordinance correcting these deficiencies and send it back to the APC.
9. A public hearing was held on the Continuous Seawall Ordinance. There were no public comments in favor but numerous comments opposed including a letter from the Long Beach Community Alliance which was read. Also numerous emails sent to the APC against the ordinance were read aloud. After discussion both in favor and against the amendment by the APC, a motion was made by Pete Byvoets and seconded by Rich Jersich to send the ordinance to the town council with an unfavorable recommendation. It passed unanimously.
10. Under new business the new building codes (150) and the repeal of the duplicative sections of 154 were discussed. In view of the fact that all members of the APC had yet to review them, a motion was made by Mike Gorman and seconded by Erin Connelly to table the amendments. It was voted to continue this discussion to the next meeting.

11. Also under new business it was announced that the Beach Protection Overlay District Amendment is scheduled to be introduced at the next APC meeting and is on the town website under the APC section.
12. It was announced that the next APC meeting will be on 5/15/17 at 7 PM in the town center.
13. The meeting was adjourned at about 9:33 PM.