

City of New Plymouth
Planning and Zoning Commission
7 pm
23 March 2009

A public hearing was held before New Plymouth Planning & Zoning Commission at the New Plymouth City Hall on 23 March 2009 at 7:04 pm. Vice Chairperson Balcer and commission members Williamson, Scheihing and Allen were in attendance. Commissioners Byers and Tegethoff were absent. Staff member Leon K. Jensen, acting secretary of the commission was also present.

Guests present included Vanessa Maillard and Sherry Maillard.

Commissioner Williamson moved to approve the agenda, seconded by Commission Nay. Voting was unanimous in favor.

Vanessa Maillard – Conditional Use Permit Application for a Day Care:

A public hearing was held regarding Vanessa Maillard for a Conditional Use Permit Application for daycare. The staff report was presented by staff. It was not stated how many children may be in attendance. Also noted was the space requirement. There is not a fence in the back yard. Ms. Mallaird has not obtained a permit from the health department. She did not know the square footage of the back year. There was no opposition from the public regarding the request.

A motion was made to close the public hearing by Commissioner Nay, seconded by Commissioner Williamson. The voting was unanimous in favor.

The regular meeting of the New Plymouth Planning and Zoning Commission was held at the New Plymouth City Hall on Monday, March 23, 2009 at approximately 7:30 p.m. Vice Chairperson Balcer and commission members Williamson, Scheihing and Nay were in attendance. Commissioners Byers and Tegethoff were absent. Staff member Leon K. Jensen, acting secretary of the commission was also present.

Guests present included Vanessa Maillard and Sherry Maillard.

Commissioner Williamson moved to approve the agenda for the public meeting. The motion was seconded by Commissioner Nay. Voting was unanimous in favor.

The minutes were presented to the Commission. **Commissioner Nay moved to approve the minutes for February 23, 2009 as presented. The motion was seconded by Commissioner Williamson.** The voting was unanimous in favor.

Old Business:

None was presented

New Business:

- a. **Commissioner Williamson moved to approve the conditional use permit for a daycare located at 607 Colton with the following conditions, seconded by Commissioner Scheihing; voting unanimous in favor.**
 1. A health department permit is required before operation may begin.
 2. A fire department permit is required before the operation may begin.
 3. No more children will be allowed to attend than what space is available and in accordance with city code.
 4. Measurements of the property shall be provided to the city clerk so that available square footage is known.
 5. The applicant must meet the qualifications of the State of Idaho.
 6. The conditional use permit shall be granted for one year at which time the applicant shall return and answer questions as well as provide an update to the planning and zoning commission.
- b. Discussion was held regarding absence of applicants when their public hearing is held. The commission agreed with legal counsel stating that no approval of a conditional use permit is required when an applicant fails to appear and the commission has no basis on which to make a decision.
- c. Discussion was held regarding the Industrial Zone uses at the north end of town in the vicinity of Highway 30. It appears that a rezone is in order and the commission decided to wait until a full quorum is on hand to discuss the matter next month, April 2009.
- d. Election of officers was tabled until next month's planning and zoning meeting in anticipation of having a full quorum present.

Commissioner Nay moved that the meeting be adjourned. The motion was seconded by Commissioner Williamson. The voting was unanimous in favor.

The meeting adjourned at approximately 7:50 pm.

Eileen Balcer, Vice Chair

Leon K. Jensen, Secretary