

**MINUTES OF THE DOÑA ANA COUNTY
PLANNING AND ZONING COMMISSION**

October 11, 2018

CALL TO ORDER

09:33:34

Chair Acosta called the Regular Meeting of the Planning and Zoning Commission to order at 9:01 a.m., Thursday, October 11, 2018 in the County Commissioners Chambers, Doña Ana County Government Center, 845 N. Motel Blvd., Las Cruces, New Mexico.

1. ROLL CALL

09:04:00

Mel Acosta –Chair – Present
Robert Czerniak-Vice Chair - Absent
Tom Phillips – Secretary - Present
Ken Thurston – Commissioner - Absent
Bruce Jackson – Commissioner - Present
Bill Shattuck – Commissioner - Present
John Townsend –Commissioner – Present

2. APPROVAL OR CHANGES TO THE AGENDA

Time: 09:04:50

Time: 09:05:35

Tom Phillips: I recommend approval to the agenda as presented.

Motion: Tom Phillips
Second: John Townsend

The motion passed by a vote of “ayes” from all Commissioners present.

3. APPROVAL OF MINUTES: Regular Meetings of August 9 & 23, 2018

09:05:53

Tom Phillips: I think the changes to the minutes more accurately reflect what was said during that meeting and I recommend the approval of both sets of minutes.

Motion: Tom Phillips
Second: Bill Shattuck

	Yes	No	
Commissioner Bruce Jackson	x		
Commissioner Bill Shattuck	x		
Commissioner Tom Phillips	x		
Commissioner John Townsend	x		
Chair Mel Acosta	x		

The motion passed by a vote of “ayes” from all Commissioners present.

4. Old Business:

09:06:51

None.

5. New Business:

09:06:57

a. **Case # AP18-004:** Submitted by Oscar Espino, an Appeal of a decision by the Zoning Administrator denying a Mobile Home Installation Permit # 876, for the installation of a 56' X 27' sq. ft. manufactured home in a T5 (Town Center) Zone. Pursuant to § 350-501. A. (1) (e) of the Unified Development Code, the T5 Zone consists of higher-density mixed-use buildings that accommodates retail, offices, townhouses and apartments. The property address is 328 Chaparral Drive and is located within Township 26 South, Range 3 East, Section 26, recorded in the Office of the Doña Ana County Clerk on March 5, 2015, under Instrument # 1504585, and can be further identified by Parcel # R1719387.

Luis Marmolejo presented the case and public input was heard from the applicant, Oscar Espino and State Representative for District 53 Rick Little.

Tom Phillips: In front of us is a decision to accept, deny, or revise the zoning administrator's decision. I would be glad to make a motion to have a final discussion and vote.

Time: 09:57:06

Tom Phillips: I will make the motion to reverse the zoning administrator's decision based on the findings of facts, the staff presentation, and the appellant's testimony.

Bill Shattuck: I will second that with a slight amendment that the zoning administrator look at possibly rezoning some of the T5 area that is so large maybe to T4 as a future note to maybe try to resolve this type of problem. I second the motion and leave that as a recommendation to the zoning administrator.

Tom Phillips: I just want to clarify that I do think the motion should be a very clean one that is we are just going to accept the administrator's decision. I do not agree with including a zoning component to it because that is not in front of us to address is zoning in this hearing.

Bill Shattuck: My second is to his motion without my comment in regards to zoning.

Luis Marmolejo: For clarification, for record reversing, the decision of zoning administrator will essentially move to approve the MHIP.

Motion: Tom Phillips

Second: Bill Shattuck

	Yes	No	\
Commissioner Bruce Jackson	x		
Commissioner Bill Shattuck	x		
Commissioner Tom Phillips		x	
Commissioner John Townsend	x		
Chair Mel Acosta	x		

The motion passed by a vote of 4-1 "ayes" from all Commissioners present

Time: 09:59:31

6. Committee Reports

10:02:03

None.

7. Administrative Approvals September 2018
10:02:12

Luis Marmolejo: Presented the Administrative Approvals for September 2018

8. Staff Input
10:04:58
None.

9. Commission Input
10:05:03

Bill Shattuck: I just want to mention that I think you should look in to the T4 in that area we were discussing earlier

Luis Marmolejo: I will bring that up to my Chief Planner and Interim Director. We are looking at additional zoning changes and amendments. Chaparral is their own community and we recognize that that there is further tweaking to the zoning map that justifies it by going back and looking at it again.

10. ADJOURNMENT
10:06:45

Officer: Planning and Zoning Commission

The minutes contained herein are not verbatim. They summarize the actions and decisions of the Planning and Zoning Commission. For full verbatim minutes, please reference the recording on the County website located at: <https://donaanacounty.org/pz/video>.