

**PLANNING & ZONING MINUTES  
MARCH 15<sup>TH</sup>, 2011**

**SIGN IN**

**DAN MCDOWELL  
PAUL JACKSTADT  
BRIAN KONZEN  
JUDY WHITAKER**

**JACK JENKINS  
DAVID PARTNEY  
ED HAGNAUER**

**MCDOWELL CALLED MEETING TO ORDER.**

**MCDOWELL SAID ON THE AGENDA IS A REQUEST FOR A NEW SIGN AT 23<sup>RD</sup>, AND NAMEOKI RD FOR J.M. MOTORS. MCDOWELL TURNED MEETING OVER TO WILL WILLAREDT. WILLAREDT STATED THAT BACK IN JANUARY 6<sup>TH</sup>, 2011 MR. MYATT AND MS. HESS CAME BEFORE THE GRAPHIC REVIEW BOARD AND REQUESTED AN 8FT BY 12 FT POLL SIGN. WILLAREDT STATED THE BOARD OF REVIEW ON JAN 6<sup>TH</sup>, 2011 WOULD ALLOW THE VARIANCE AND PERMIT THE 12FT. TALL BY 8 FT. WIDE POLE SIGN AT THE CORNER OF E 23<sup>RD</sup>, ST AND NAMEOKI RD, THE EXISTING SIGN LOCATED IN THE MIDDLE OF THE CAR LOT IS TO BE TAKEN DOWN AND REMOVED. WILLAREDT ALSO STATED THAT THE CITY COUNCIL ON JAN 18<sup>TH</sup>, 2011 DENIED THE REQUEST. WILLAREDT GAVE OUT EXAMPLES OF VARIOUS SIGN AND TYPES AND THE TYPE THAT MR. MYATT WOULD LIKE TO HAVE INSTALLED.**

**MS. HESS ADDRESSED THE COUNCIL. HESS EXPLAINED THAT MYATT CAME TO HER IN OCTOBER OF 2010 STATED THAT HE HAD PURCHASED A SIGN FROM CASSENS, THEY WENT TO LOOK AND MEASURE THE SIGN. HESS STATED THAT IT IS IN THE VIOLATION OF CITY ORDINANCE THE SIGN WAS TOO BIG, SQUARE FT. IS TOO MUCH AND IT IS A POLE MOUNT NOT A MONUMENT. HESS RECOMMENDED THAT MYATT GO BEFORE THE GRAPHIC REVIEW BOARD, AND THE CITY COUNCIL. HESS STATED THAT IF MYATT WOULD HAVE TO TAKE AWAY SPOTS ON THE CAR LOT TO PUT UP THE MONUMENT STYLE SIGN, AND HE DOESN'T HAVE ENOUGH LAND TO MOVE HIS CAR LOT BACK ANY. ALSO THERE IS THE CONCERN OF SOMEONE HITTING THE SIGN COMING INTO THE LOT.**

**HESS STATE THAT THE GRAPHIC REVIEW BOARD THEY VOTED THAT MYATT COULD PUT UP A SIGN IN TURN HE WOULD HAVE TO TAKE DOWN A SIGN. HESS STATED THE COUNCIL VOTED AGAINST IT. HESS STATED THAT THERE 2 ISSUES BEFORE YOU 1. A POLE MOUNT SIGN, 2. AND THE SIZE OF THE SIGN.**

**SMALL BUSINESS OWNER ADDRESSED THE COUNCIL. BUSINESS OWNER STATED THAT HE IS CONCERNED THAT SMALL BUSINESSES ARE NOT CONSIDERED LIKE THE BIG BUSINESS IN TOWN LIKE TACO BELL, MC DONALD'S, QUICK TRIP, SHERWIN WILLIAMS. BUSINESS OWNER SAID HE DIDN'T THINK THE SIGN WOULD BE MUCH BIGGER THAN TRAFFIC SIGNS; IT WOULD UP GRADE THE CORNER.**

**MYATT HAD A PICTURE OF WHAT WAS ONCE A WHITE FENCE, HE STATED THAT IF HE HAD A SIGN ON THE GROUND SOMEONE WOULD KICK IT IN AND SOON IT WOULD LOOK LIKE THIS OLD FENCE. MYATT STATED THAT IF A SIGN WERE ON THE GROUND YOU CAN'T SEE IT. MYATT STATED THAT HE HAS SEVERAL PROPERTIES, AND REHABBED THEM AND CLEANED THEM UP. MYATT STATED THAT HE IS HERE TO ASK IF HE CAN PUT UP HIS SIGN, I WORK HERE, LIVE HERE AND SPEND MY MONEY HERE MYATT STATED HE JUST WANTS TO REPLACE HIS SIGN NOT ADD ANOTHER.**

**KAMBARIAN STATED THAT HE FELT THAT MYATT HAD DONE SIGNIFICANT IMPROVEMENTS TO THE PROPERTY; THE MAN HAS BEEN THERE FOR 50 YEARS. KAMBARIAN STATED WE SHOULD DO SOMETHING FOR OUR SMALL BUSINESSES.**

**PARTNEY STATED THAT HE AGREED WITH KAMBARIAN THAT THE WYATT HAD CLEANED UP THE CORNER, AND HE HAS BEEN UPDATED.**

**SCHMIDTKE STATED THAT IF WE DO THIS FOR HIM, THEN WHAT HAPPENS TO THE PERSON ACROSS THE STREET WHEN HE WANTS A NEW SIGN.**

**WILLAREDT STATED THIS IS NOT ABOUT THE PERSON; IT IS ABOUT THE SIGN ORDINANCE. THE ORDINANCE STATES NO POLE SIGNS. IT WOULD BE LIKE OPENING UP A CAN OF WORMS, EVERYONE WOULD WANT POLE SIGNS. WILLAREDT STATED THAT EVERY OTHER TOWN HAS GONE TO MONUMENT SIGNS.**

**KAMBARIAN SAID HE FEELS THIS SHOULD BE GRANDFATHERING, FEEL THE OWNER HAS REALLY IMPROVED HIS PROPERTY.**

**BUSINESS OWNER SAID THE CITY NEEDED TO GIVE THE BUSINESS OWNERS A BRAKE; WE ARE NOT LIKE TACO BELL AND WAL-MART.**

**MAYOR STATED THAT HE WASN'T AROUND WHEN THIS ORDINANCE WENT INTO EFFECT. MAYOR STATED THAT WE ARE NOT CHANGING A LOT JUST POSSIBLY GRANDFATHERING IN THE ONE POLE SIGN. MAYOR STATED THAT OWNER HAS REALLY IMPROVED THE PROPERTY. MAYOR STATED THAT IF IT CAME TO A VOTE, HE WOULD VOTE TO GRANDFATHER IT IN.**

**SKOKLO ASKED AGAIN WHERE THE SIGN IS GOING, AND ASKED WHAT SIGN WAS COMING DOWN, AND WHERE HIS OTHER SIGN IS MYATT EXPLAINED THAT ONE SIGN COMING DOWN, AND THE LARGER SIGN GOING UP.**

**THOMPSON ASKED ABOUT THE SIGN THAT MYATT IS TAKING DOWN.**

**HESS INDICATED THAT SIGN THAT WAS COMING DOWN IS 6FT. BY 10FT. AND THE SIGN THAT IS GOING UP WILL BE 12FT. BY 8FT., AND TAKING DOWN ONE 6FT. BY 10FT. SIGN.**

**JENKINS STATED THAT HE NOT SAYING WE NEED TO IGNORE THE ORDINANCE, WHICH NEW BUSINESSES NEED TO COMPLY. BUT COME ON ARE WE GOING TO MCDONALDS TO TAKE DOWN THEIR BIG SIGN.**

**KAMBARIAN STATED AFTER LOOKING OVER THE CITY COUNCIL MINUTES FOR JANUARY 18<sup>TH</sup>, 2011. WE ALL VOTED TO NOT**

**CONCUR WITH THE GRAPHIC VIEW BOARD NOW WHAT HAS CHANGE AT THIS TIME TO CHANGE EVERYONE'S MIND. WE HAVE A LAW ON THE BOOKS, WHAT DOES THAT SAY ABOUT THE 7 THOUSAND OTHER BOOKS WE HAVE. A LAW IS A LAW. NOW IF WE CAN GO BY THAT LAW AND SAYS IF WE ADD A GRANDFATHER CLAUSE IN THE LAW. THE WAY THAT THE ORDINANCE IS WRITTEN WE CAN NOT ALLOW A POLE SIGN. WHAT ARE WE HERE FOR AND WHAT IS OUR PURPOSE.**

**KAMBARIAN STATED 1. DOESN'T THINK THIS IS IN ALL OR NOTHING PROPOSITION. 2. TWELVE YEARS THAT HE'S BEEN HERE WE HAVE RECONSIDERED ISSUES, BECAUSE SOME KIND OF GREAT GOOD WOULD BENEFIT FROM IT. WHY HAVE REVIEWS, IF WE ARE JUST GOING TO SAY NO. I WASN'T THAT KNOWLEDGEABLE ABOUT THE SITUATION, THE MAYORS POINT WAS WELL MADE THE COMMITTEE MORE OR LESS SAID THIS IS WHAT WE WANT TO DO, MOST OF GO ALONG WITH THE COMMITTEE. KAMBARIAN STATED THAT HE HAS HEARD SOME VERY GOOD OBJECTIONS, IF WE ARE GOING TO BE CONSISTENT, WITH THE CORE OF WHAT WE DOING HERE BUT ALSO THE CORE OF WHAT WE DO IS DECIDING WHAT THE GREATER GOOD IS. KAMBARIAN STATED HE DOESN'T THINK THAT IT IS BOGUS TO SAY THAT IT IS GRANDFATHERED IN. KAMBARIAN STATED THAT MYATT IS REPLACING A SIGN WITH A BIGGER SIGN AND TAKING DOWN ONE SIGN. MY CONCERN WOULD ALWAYS BE IF THOSE PROPERTIES CHANGE HANDS AND THE NEW OWNER WOULD LIKE TO PUT UP A POLE SIGN, WE WOULD HAVE TO GO THROUGH THIS PROCESS AGAIN. KAMBARIAN STATED THE THIS IS NOT DESTROYING OR DOING AWAY WITH THIS PARTICULAR ORDINANCE.**

**MOTION BY MCDOWELL, SECOND BY SMITH TO ALLOW THE SIGN, AND BRING IT UP ON COUNCIL FLOOR FOR A VOTE. MOTION CARRIED.**

**MOTION BY SMITH SECOND, BY MCDOWELL TO ADJOURN. MOTION CARRIED.**

**MEETING ADJOURNED.**

