

**City of Bisbee
 Planning and Zoning Commission Special Meeting
 Via GoTo Meeting Platform
 76 Erie Street, Bisbee, Arizona 85603
 February 25, 2021, @ 5:30 pm**

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Agenda

THE ORDER OR DELETION OF ANY ITEM ON THIS AGENDA IS SUBJECT TO MODIFICATION AT THE MEETING.

Call to Order:

Roll Call - Commission Members

| | Present | Absent | Excused |
|---|----------------|---------------|----------------|
| John Balas | | | |
| Douglas Dunn | | | |
| Sandy Heusman | | | |
| Nancy Parana | | | |
| Jennifer Ryan | | | |
| Michael Schmitzer | | | |
| Mike Ablin | | | |
| Louis Pawlik – Council Liaison to the Commission | | | |
| Joe Ward – Staff Liaison to the Commission | | | |

CALL TO THE PUBLIC –

Agenda Item 1.

Introduction of New Member Mike Ablin.

Agenda Item 2.

**Public Hearing on a proposed amendment to the Zoning Code.
 Possible Recommendation to the Mayor and Council.**

Consideration of a proposed amendment to the Zoning Code to establish Article 10B-
 Recreational Marijuana Establishments and Testing Facilities.

- Call for the Staff Report
- Applicant presentation
- Declare the Public Hearing open and receive public comment
- Declare the Public Hearing closed
- Call for Commission discussion
- Call for any additional staff recommendations
- Call for a motion
- Call for discussion of motion
- Call for vote

Agenda Item 3.

Discussion regarding Auxiliary Dwelling Units.

At the last meeting Thursday, January 21, 2021 it was asked, that we ask if there was law prohibiting regulations.

Per the City Attorney: The City has broad authority to determine and regulate zoning matters. It is possible there was confusion over the regulation of ADUs and the legislation passed imposing limitations on what a city or town could do concerning short term rentals or vacation rentals such as VRBO and Air B&&B. However, even that legislation provides cities and towns the ability to adopt and enforce zoning ordinances for vacation and short-term rentals, if the ordinance is applied in the same manner as other property. The City may impose appropriate regulations and zoning requirements for ADUs.

COMMISSIONER COMMENTS:

Please refrain from any discussion, comments only.

FUTURE AGENDA ITEM SUGGESTIONS (Board members may suggest topics for future meeting agendas, but Board will not here discuss, deliberate or take any action on these topics.)

- **At the March meeting the commission will discuss a petition to increase off-street parking on upper Ok Street. A public hearing will be held once we have the survey. To decide to sell this City property.**

Adjournment:

***NEXT SCHEDULED MEETING FOR THE PLANNING AND ZONING COMMISSION
THURSDAY, MARCH 18, 2021 AT 5:30PM***

Individuals with hearing disabilities can contact the City Clerk's Office (520) 432-6012 to request an Assisted Listening Device, at least 24 hours before the meeting.

Anyone needing special accommodation to attend this meeting should contact Joe Ward at (520) 432-6015 at least twenty-four hours before the meeting.

Public documents referred to herein may be viewed during regular business hours at the City Clerk's Office at 76 Eire Street, Bisbee.

Pursuant to A.R.S. § 38-431.03(A)(3), the Board may vote to enter executive session at any point during this meeting for discussion or consultation for legal advice with its attorney(s), who may appear telephonically.