

**MINUTES OF THE SEPTEMBER 29, 2016
REGULAR MEETING
GREEN COVE SPRINGS PLANNING AND ZONING BOARD**



CALL TO ORDER

The regularly scheduled meeting of the Green Cove Springs Planning and Zoning Board was held on Thursday, September 29, 2016 in the City Council Chambers, 321 Walnut Street, Green Cove Springs, Florida.

Vice-Chairman Haddock called the meeting of the Planning and Zoning Board to order at 5:00 p.m.

ROLL CALL

Board Members Present: Henrietta Francis
Ed Gaw
Sara Spurrier
Marilyn Haddock, Vice-Chairman

Staff Members Present: Danielle Judd, City Manager
Janis Fleet, Development Services Director
Kimberley Farnsworth, Clerk Typist

Board Members Absent: Robert Lewis

Staff Members Absent: L.J. Arnold, III, City Attorney

ELECTION OF CHAIR AND VICE-CHAIR

A MOTION WAS MADE BY BOARD MEMBER SPURRIER TO ELECT VICE-CHAIRMAN HADDOCK AS THE NEW CHAIRMAN AND BOARD MEMBER FRANCIS AS THE NEW VICE-CHAIRMAN. THE MOTION WAS SECONDED BY BOARD MEMBER GAW. THE MOTION WAS APPROVED BY THE FOLLOWING ROLL CALL VOTE: AYES – BOARD MEMBERS FRANCIS, GAW, SPURRIER, AND VICE-CHAIRMAN HADDOCK.

APPROVAL OF MINUTES

A MOTION WAS MADE BY BOARD MEMBER SPURRIER TO APPROVE THE MINUTES FROM THE JUNE 23, 2016 AND JULY 28, 2016 MEETINGS. THE MOTION WAS SECONDED BY CHAIRMAN HADDOCK. THE MOTION WAS APPROVED BY THE FOLLOWING ROLL CALL VOTE: AYES – BOARD MEMBERS GAW AND SPURRIER, VICE-CHAIRMAN FRANCIS AND CHAIRMAN HADDOCK.

PUBLIC HEARING

1. AN ORDINANCE IMPOSING A TEMPORARY MORATORIUM ON THE OPERATION OF MEDICAL MARIJUANA TREATMENT CENTERS AND LICENSED DISPENSING ORGANIZATIONS WITHIN THE CITY OF GREEN COVE SPRINGS FOR A PERIOD OF ONE (1) YEAR UNLESS RESCINDED OR EXTENDED BY A SUBSEQUENT ORDINANCE, OR BY A SUBSEQUENT AMENDMENT TO THE CITY'S LAND DEVELOPMENT REGULATIONS REGARDING THE REGULATIONS OF MARIJUANA TREATMENT CENTERS AND LICENSED DISPENSING ORGANIZATIONS; PROVIDING FOR REPEALER, SEVERABILITY AND SETTING AN EFFECTIVE DATE.

Ms. Fleet introduced the item explaining that this Ordinance will give the City one (1) year to study and come back to the Board with a recommendation for an ordinance. She also gave a brief description of what other surrounding communities are doing on the issue. Ms. Fleet stated that should the Constitutional amendment pass at the next election, and if there is no ordinance or moratorium in place, then potentially these treatment centers and dispensing organizations could go anywhere within the city.

Chairman Haddock opened the public hearing. There being no public at the meeting to address the item, Chairman Haddock closed the public hearing.

Ms. Spurrier asked if doctors were prescribing this in our area and if it is illegal. Vice-Chairman Francis stated the doctors cannot prescribe it, they can only make a recommendation. The patient would have to register with the Department of Health and get a registration card. Vice-Chairman Francis went on to explain how the growing and distributing is working in the state of Florida.

Mr. Gaw commented that the state of Colorado had received \$66 million in taxes from selling the legalized marijuana.

Ms. Spurrier asked if this ordinance will be limited to medical marijuana only. Ms. Fleet stated at this time this ordinance is not limited to medical marijuana.

A MOTION WAS MADE BY VICE-CHAIRMAN FRANCIS TO RECOMMEND TO THE CITY COUNCIL THE ORDINANCE IMPOSING A TEMPORARY MORATORIUM ON THE OPERATION OF MEDICAL MARIJUANA TREATMENT CENTERS AND LICENSED DISPENSING ORGANIZATIONS WITHIN THE CITY OF GREEN COVE SPRINGS FOR A PERIOD OF ONE (1) YEAR UNLESS RESCINDED OR EXTENDED BY A SUBSEQUENT ORDINANCE, OR BY A SUBSEQUENT AMENDMENT TO THE CITY'S LAND DEVELOPMENT REGULATIONS REGARDING THE REGULATIONS OF MARIJUANA TREATMENT CENTER AND LICENSED DISPENSING ORGANIZATIONS; PROVIDING FOR REPEALER, SEVERABILITY AND SETTING AN IMMEDIATE EFFECTIVE DATE. THE MOTION WAS SECONDED BY BOARD MEMBER GAW. THE MOTION WAS APPROVED BY THE FOLLOWING ROLL CALL: AYES – BOARD MEMBERS GAW AND SPURRIER, VICE-CHAIRMAN FRANCIS AND CHAIRMAN HADDOCK. NAYS – NONE.

- 2. AN ORDINANCE IF THE CITY OF GREEN COVE SPRINGS, FLORIDA, AMENDING CITY CODE SECTION 102-418(d), MODIFYING HOURS OR OPERATION FOR THE SALE, CONSUMPTION AND SERVING OF ALCOHOL BEVERAGES; PROVIDING FOR REPEALER, SEVERABILITY AND SETTING AN EFFECTIVE DATE.**

Ms. Fleet introduced the item.

Chairman Haddock opened the public hearing. There being no public at the meeting to address the item, Chairman Haddock closed the public hearing.

Vice-Chairman Francis stated that by not being able to sell alcohol early on Sundays, puts those businesses at a competitive disadvantage just by being in the City limits. Ms. Spurrier added that this change is inevitable, Mr. Gaw agreed.

A MOTION WAS MADE BY BOARD MEMBER SPURRIER TO RECOMMEND TO THE CITY COUNCIL AN ORDINANCE OF THE CITY COUNCIL AN ORDINANCE OF THE CITY OF GREEN COVE SPRINGS, FLORIDA, AMENDING CITY CODE SECTION 102-418(d), MODIFYING HOURS OF OPERATION FOR THE SALE, CONSUMPTION AND SERVING OF ALCOHOLIC BEVERAGES; PROVIDING FOR REPEALER, SEVERABILITY AND SETTING AN EFFECTIVE DATE. THE MOTION WAS SECONDED BY VICE-CHAIRMAN FRANCIS. THE MOTION WAS APPROVED BY THE FOLLOWING ROLL CALL: AYES – BOARD MEMBERS GAW AND SPURRIER, VICE-CHAIRMAN FRANCIS AND CHAIRMAN HADDOCK. NAYS – NONE.

BOARD DISCUSSION / COMMENTS

Ms. Francis inquired about the status of Zaxby's. Ms. Fleet stated they currently have a lawsuit with the residents behind the property and that Zaxby's will not purchase the property until the lawsuit is resolved.

Ms. Spurrier asked about the outer beltway. Ms. Fleet went over some of the details regarding the beltway.

ADJOURNMENT

There being no further business to come before the Planning and Zoning Board, this meeting was adjourned at 6:03 p.m.

City of Green Cove Springs, Florida

Marilyn Haddock, Chairman

Janis K. Fleet, AICP
Development Services Director