



TOWN OF MIAMI

Minutes

SPECIAL MEETING & PUBLIC HEARING MINUTES OF THE PLANNING AND ZONING COMMISSION WEDNESDAY, May 5, 2021 AT 3:00 PM

MIAMI TOWN COUNCIL CHAMBERS
500 W. SULLIVAN STREET, MIAMI, ARIZONA 85539

1. CALL TO ORDER: 3:16 pm

2. ROLL CALL OF COMMISSION MEMBERS:

Michael Twenty-Three – Present

Ray Webb – Absent

Delvan Hayward – Present

Brenda McLaughlin – Present

Rosemary Castaneda – Present

3. SCHEDULED DISCUSSION/POSSIBLE ACTION: 3:18pm

A. Planning and Zoning Meeting Schedule for 2021.

Discussion regarding meeting schedule.

Commission agreed will have meetings on a as needed basis.

4. PUBLIC HEARING:

a) Open Public Hearing. 3:18 pm

b) Public comments regarding the following land use regulations:

An Ordinance of the Town Council of the Town of Miami, Arizona, declaring the document entitled “Recreational Marijuana Updates, 2020” as a public record; adopting the “Recreational Marijuana Updates, 2020” by reference, amending the Code of the Town of Miami, Arizona, Title 17, Zoning, Chapter 17.04 Introductory Provisions and Definitions, Section 17.04.030 Definitions; Chapter 17.32 C Commercial District by amending Section 17.32.020 Use Regulations and adopting a new Section 17.32.070 Recreational Marijuana; amending Chapter 17.36 L-I Light Industrial District by adopting a new Section 17.36.060 Recreational Marijuana Facilities Regulations; all related to the regulation of recreational marijuana including setting forth definitions; regulating marijuana establishments and marijuana testing facilities; prohibiting marijuana on public property; establishing regulations for personal use at an individual’s primary residence; imposing fees; providing for repeal of conflicting ordinances; providing for severability; and providing for penalties. The effect of the ordinance will be to adopt regulations in response to the “Smart and

Safe Arizona Act" that has been certified as Proposition 207 and placed on the November 3, 2020 General Election Ballot.

Commission has asked code enforcement officer and town clerk if they received any comments regarding the agenda items. Both said "no"

c) Close Public Hearing. **3:21 pm.**

d) Review and Possible Recommendation to Town Council of Title 17 of Zoning Code Regarding Town of Miami Recreational Marijuana Ordinance.

*The commission had open discussion regarding Dual Licensing vs just recreational marijuana licensing. Discussion and comments regarding removing Town Code Section 17.32.070 items A and B. Discussion regarding marijuana testing facilities and what they are. Brief discussion regarding the impact of striking the Dual Licensing facility restriction will have on the Town of Miami. Discussion regarding location restrictions in regards to other marijuana dispensary or offsite cultivation sites. Right now, it is 500 feet and they would not be opposed to reducing it to 0'. Discussion regarding how close a recreational marijuana store can be to a public or private park: right now, it is limited to 500' and they would not be oppose to reducing it to 200'.

Delvan Hayward moved to recommend to the Miami Council to strike the Dual Licensing requirement in the Town Code and reduce the 500' restriction in regards to other medical marijuana dispensary or offsite cultivation site to 0" and to reduce the 500' restriction in regards to public or private parks to 200'. Seconded by Michael Twenty-three, Vote 4 in favor and 1 excused. PASSED.

Commission would like to see the draft ordinance that will be presented to Council for consideration.

5. REQUESTS TO STAFF FOR THE PLACEMENT OF ITEMS ON FUTURE PLANNING & ZONING COMMISSION AGENDAS:

None.

6. ADJOURNMENT: 3:52 pm.