

1 FRANKLIN COUNTY PLANNING AND ZONING
2 COUNTY COMMISSION
3 FRANKLIN COUNTY GOVERNMENT CENTER
4 SECOND FLOOR COMMISSION CHAMBERS
5 400 EAST LOCUST STREET
6 UNION, MISSOURI 63084
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9 TRANSCRIPT OF PROCEEDINGS
10 SEPTEMBER 27, 2018
11 (COMMENCING AT 1:30 P.M.)
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18 Reported by:
19 Patsy A. Mayberry, C. R.
20 Alaris Litigation Services
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A P P E A R A N C E

COUNTY COMMISSION MEMBERS:

TIM BRINKER, CHAIRMAN

DAVE HENSON, COMMISSIONER

TODD BOLAND, COMMISSIONER

PLANNING AND ZONING STAFF:

SCOTTIE EAGAN, DIRECTOR PLANNING AND ZONING

COUNTY LEGAL COUNSEL:

MARK PIONTEK, COUNTY ATTORNEY

ALARIS LITIGATION SERVICES:

PATSY A. MAYBERRY, C. R.

711 NORTH 11TH STREET

ST. LOUIS, MISSOURI 63101

(314) 644-2191

1 P R O C E E D I N G S

2 (SEPTEMBER 27, 2018)

3 CHAIRMAN BRINKER: It is now
4 1:30. We will begin this public hearing dated
5 September 27th of '18, calling this to order.

6 Please present the hearing procedures
7 and exhibits, Scottie.

8 MS. EAGAN: At this time, I
9 would like to place into the record the Franklin
10 County Unified Land Use Regulations as Exhibit A, the
11 official Zoning Map as Exhibit B, the official Master
12 Plan as Exhibit C, and the case file for each case as
13 Exhibit D for all the cases to be heard at this
14 hearing.

15 (Thereupon, evidence was
16 marked for identification and
17 submitted for the record as
18 Exhibits A, B, C, and D.)

19 As each case is opened, a staff report
20 will first be read by the Planning and Zoning
21 Department, followed by Commissioners' questions for
22 the staff.

23 Then if anyone in the audience would
24 like to speak or comment during the hearing, they
25 must first print their name on the sign-in sheet

1 provided, and then be sworn in.

2 When it is your turn to speak, you will
3 come to the front of the room to address the
4 Commission and only the Commission, not anyone in the
5 audience, with any questions or comments.

6 Generally the applicant is allowed to
7 speak first, followed by those in support and then
8 those opposed. The applicant may speak again after
9 comments from the general public to address any
10 questions or issues brought up during the hearing.

11 At the conclusion of all questions,
12 comments, and discussion concerning each case, the
13 public hearing for each case will conclude.

14 The decision will generally be made by
15 Commission Order at a later date during the County
16 Commission's regular meeting time.

17 This is File 180192, the Planning and
18 Zoning Department.

19 The applicant is seeking to amend the
20 Unified Land Use Regulations of Franklin County. The
21 proposal includes amendments to Article 4:
22 Applications, Permits and Hearings.

23 The only changes in Article 4 we're
24 proposing has to do with hearing actions before the
25 Planning and Zoning Commission on page 4.6, Section

1 92.

2 If you guys remember, we previously had
3 in there that each person gets five minutes for
4 testimony and that included the applicant.

5 So what we're proposing to change it to
6 is the Planning and Zoning Commission will allow up
7 to 15 minutes for the presenters of the application
8 and up to 5 minutes per witness on the presentation
9 of evidence and argument, not including the questions
10 posed by the Planning and Zoning Commission.

11 The Planning and Zoning Commission will
12 then allow a three-to-five-minute rebuttal of the
13 presenter.

14 And then the rest of it stayed the same.
15 So we're essentially allowing the applicant 15
16 minutes to present their case, and then everybody
17 else, whether they're in favor or in opposition, will
18 get 5.

19 And for some reason, I don't know why,
20 it keeps printing this way, but on page 4.9, it shows
21 that there's changes in Section 100. There are no
22 changes, and I'll try to fix it again to remove that.
23 I don't know why it keeps printing this way.

24 CHAIRMAN BRINKER: Okay. So
25 that's the only change proposed?

1 MS. EAGAN: Yes.

2 CHAIRMAN BRINKER: Can I get a
3 clarifying question for Counsel.

4 If the presenter knows that they will be
5 exceeding that 15-minute timeframe, can their
6 witnesses award them their 5 minutes of opportunity?

7 COUNTY COUNSEL PIONTEK: No,
8 but they could have -- they could have more than one
9 person speak on behalf of that application.

10 CHAIRMAN BRINKER: Okay.

11 COUNTY COUNSEL PIONTEK: So if
12 the applicant speaks for 15 minutes, somebody else
13 wants to get up and speak in favor of the proposal,
14 they can do that for another 5 minutes. Then, of
15 course, the rebuttals.

16 CHAIRMAN BRINKER: Okay.

17 Anybody in the audience wish to speak or
18 any other the Commissioners?

19 (NONE)

20 Anybody else wish to speak in favor of
21 the proposal?

22 (NONE)

23 Are there any persons present wishing to
24 speak in opposition?

25 (NONE)

1 There being none, I'll entertain a
2 motion that this hearing close.

3 COMMISSIONER HENSON: Motion
4 to adjourn.

5 COMMISSIONER BOLAND: Second.

6 CHAIRMAN BRINKER: All in
7 favor.

8 COMMISSIONER HENSON: Aye.

9 CHAIRMAN BRINKER: Aye.

10 COMMISSIONER BOLAND: Aye.

11 CHAIRMAN BRINKER: This

12 hearing is adjourned.

13 (Thereupon, the proceedings
14 concluded at 1:34 p.m.)

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1 CERTIFICATE OF REPORTER
2 I, PATSY A. MAYBERRY, Professional Court
3 Reporter and Notary Public within and for the State
4 of Missouri, before whom the foregoing proceeding was
5 taken, do hereby swear that: the aforementioned was
6 held at the time and in the place previously
7 described; the proceedings were taken down in
8 stenographic notes by me and transcribed by me, or
9 under my supervision, to the best of my ability; and
10 that the aforementioned represents a true and
11 accurate transcript of said proceedings.

12 IN WITNESS WHEREOF, I have hereunto set
13 my hand.

14

15

16

Patsy A. Mayberry, Court Reporter

17

Notary Public, State of Missouri

18

My Commission Expires:

19

August 26, 2022

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25

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