

**TOWN OF GREEN MOUNTAIN FALLS
PLANNING COMMISSION MEETING
MINUTES OF REGULAR MEETING - TUESDAY, JANUARY 12, 2010**

The meeting was called to order by Chairman Kosley at 6:00 p.m.

ATTENDANCE: Turnbull - present LoCascio - present (alternate)
 Lowndes, J. - absent Krall - present

APPROVE MINUTES FROM OCTOBER 27, 2009 M/S Turnbull/LoCascio to approve the minutes as submitted. All yea

CITIZENS INPUT: No citizen input received.

FENCE PERMIT REQUEST - 6850 HOWARD STREET: Property Owner, Trajn Boughan The applicant was present as were adjacent property owners, Susan Gee and Judy McMillan with their attorney John Cyboron. Attorney David Conley was present representing property owners, Mary Varnell and Christine Blaylock who were not present. Ms. Boughan stated that her legal advisor, Attorney Ron Frindt was not present. Boughan requested that the commissioners review her fence permit application based on her recorded survey submitted by Boundary Stone Surveying and grant approval. She stated that if there was neighbor opposition to the fence placement and the neighbors could prove her survey was incorrect, then she would have to remove the fence. Attorney John Cyboron stated that he has filed a claim for the McMillan family. Chairman Kosley recommended tabling this permit request until Tuesday, March 9, 2010. Boughan recommended tabling only until the next meeting on January 26, 2010. Kosley felt his recommendation was for the good of all parties involved at this time. He stated that if in the interim time period, neighbors could present a recorded survey disputing Boughan's application survey that would be taken in for consideration. Kosley stated that the Commission will not review verbal survey disputes among neighbors or adverse possession discussions. They would be addressing the application as it pertains to the municipal code. **M/S Turnbull/Krall to table the fence permit request for 6850 Howard Street until Tuesday, March 9, 2010 at 6:00 p.m. All yea**

Chairman Kosley reiterated to Trajn Boughan that the March 9, 2010 meeting the commissioners would verify that the recorded survey pins are in place, approve the fence design specification, and request a start and completion date.

CORRESPONDENCE - No correspondence was received that required discussion or action from the commissioners.

OLD BUSINESS - No old business was presented that required Commission discussion or action.

NEW BUSINESS - The clerk referred to the Board of Trustee Minutes from 1/05/10 where there was discussion about Medical Marijuana Dispensaries and the zoning regulations that may have to be amended to allow for this type of business. The clerk is researching information to submit to the Board outlining what other entities are doing regarding this subject. Many governing bodies have adopted a moratorium on accepting license applications for medical marijuana dispensaries until legal research is complete.

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Some government entities have adopted zoning regulations and licensing fees and procedures similar to liquor license requests. CML's website contains detailed information under "Knowledge Now", from staff attorney, Rachel Allen. It discusses constitutional Amendment 20 and dispensaries. There is a spreadsheet last updated in October 2009 listing actions taken by some Colorado municipalities.

The meeting was adjourned at 6:23 p.m.

Chairman David Kosley

ATTEST: _____
Chris Frandina, Municipal Clerk/Treasurer