

**MINUTES
PLANNING BOARD
TUESDAY, AUGUST 11, 2014
6:50 PM
HOOD ROOM, MATTHEWS TOWN HALL**

PRESENT: Chair Tom Lawing; Members Rob Markiewitz, Steve Lee, David Pratt, Gary Turner, Eric Welsh, Eric Johnson; Alternate Member Barbara Dement; Planning Director Kathi Ingrish.

ABSENT: Alternate Member Michael Ham; Youth Voice Brian Lee.

Chairman Tom Lawing called the meeting to order at 6:55 p.m.

ADMINISTRATIVE AMENDMENT REQUEST FROM ACTS

Three members explained their specific conflicts of interest, and were excused from participating in discussion and voting on this item. Gary Turner owns and lives adjacent to the land where the proposed new street connection would be built. Eric Welsh stated that ACTS is a current client of the law firm that he works for. Barbara Dement is employed by ACTS.

The remaining Planning Board members considered the Administrative Amendment request from ACTS for additional language to be added to Conditional Note #34 for the Village at Plantation Estates. Note #34 explains the commitments for a street extension in Hampton Green subdivision to Fullwood Lane, to be constructed by the Petitioner (ACTS). The proposed additional language reads:

"The deadline for the Petitioner to install the connector road (prior to issuance of the first Certificate of Occupancy for the Village at Plantation Estates) will be postponed if a legal action is commenced that seeks to enjoin installation or use of the connector road. If such legal action is resolved (through a condemnation or otherwise) so as to allow for installation and use of the connector road, then the Petitioner must thereafter complete installation of the connector road as soon as reasonably possible. "

Members were unsure how the phrase "reasonably possible" might be construed and felt it could be reworded.

Because this note involves a new street connection for the neighborhood of Hampton Green, Planning Board understands the need to allow Town Board to participate in any revisions. Planning Board therefore prefers to refer this request to Town Board, as provided for in the UDO at §155.401.5.

Rob Markiewitz moved to refer the Administrative Amendment to Town Board. The motion was seconded by David Pratt and the motion passed unanimously 5-0.

ADJOURNMENT

A motion to adjourn was made by David Pratt, seconded by Tom Lawing. The motion was unanimously approved. The meeting adjourned at 7:00 PM.

Respectfully submitted,



Mary Jo Gollnitz
Zoning Technician/Deputy Town Clerk

APPROVED 8/26/2014