

CITY OF CLEARWATER, SEDGWICK COUNTY, KANSAS

PLANNING COMMISSION MINUTES

November 6, 2007

The regular meeting of the City of Clearwater, Sedgwick County, Kansas, Planning Commission was held on Tuesday, November 6, 2007 at 7:00 p.m., in the Clearwater City Council Chamber, City Hall at 129 E. Ross Avenue, Clearwater, Kansas.

The following members were present: Lonnie Stieben, George Rudy, Don Berntsen, Ryan Shackelford, Mike Machart, and Les Langston. The following City staff members were present: Cheryl Wright, City Clerk and Janet Amerine, City Attorney.

1. Approval of Minutes of the Meeting of October 2, 2007

City Attorney Amerine suggested a couple of changes to the minutes. Mike Machart requested that a statement be added to the minutes. "All of Clearwater has 12 ½ ft. side yard setbacks with the exception of Chisholm Ridge, which has 10 ft. side yard setbacks.

MOTION: The motion to approve the minutes was made by Les Langston, seconded by Don Berntsen and passed unanimously.

2. Review of Parking Ordinance – City Attorney Amerine

City Attorney Amerine stated that during a Council meeting Mayor Justice directed her to talk to the Planning Commission concerning the Parking Ordinance. The Mayor and Council are concerned that people are getting away with receiving a notice of a parking violation, and then the vehicle, trailer, or etc. are moved and before long it is back to the same place and then another notice is issued. Mayor Justice directed Amerine to look to see if the Parking Ordinance could be handled in the same manner as the Weed Ordinance in regards to violation notice. The Weed Ordinance provides for 1 warning or notice of violation, after that an additional notice is not required before additional action is taken. Amerine stated that she met with Police Chief Demars and in looking at the STO (Standard Traffic Ordinance) there is a notice for parking of disabled or other vehicles. The window is 48 hours after notice to remove the vehicle. During the discussion between Amerine & Demars it was discovered that the Police Department is only using the STO and not the Parking Ordinance. Amerine stated that there is nothing in the Parking Ordinance that says a warning ticket or notice has to be issued for violations. The Police Department is giving a warning as a courtesy. Amerine stated that the Mayor or Planning Commission couldn't tell

the Police Department what to do, as they have to be autonomous. Chief Demars understands that the Council wants the Parking Ordinance enforced and the biggest offenders are people owning utility trailers. Amerine stated that Demars is going to direct his officer to mark the tires and to take pictures, which will have a date stamp on the picture. If the vehicle were not moved then a ticket would be issued. Amerine stated that she does not recommend any changes to the Parking Ordinance. The change that should help enforce the Parking Ordinance is for the Police Department to change their procedures. After a brief discussion, the Planning Commission agreed not to change the Parking Ordinance and let the change in police policy take care of the problem. Lonnie Stieben stated that the Parking Ordinance in Section 10.20.141 should be changed to add the angle parking on Ross Avenue in front of City Park.

3. Adjournment

With there being no further business to come before the Commission, Mike Machart made a motion to adjourn the meeting. The motion was seconded by George Rudy and passed unanimously.

CERTIFICATE

State of Kansas }
County of Sedgwick }
City of Clearwater }

I, Cheryl Wright, City Clerk of the City of Clearwater, Sedgwick County, Kansas, hereby certify that the foregoing is a true and correct copy of the approved minutes of the November 6 Planning Commission meeting.

Given under my hand and official seal of the City of Clearwater, this 4th day of December 2007.

Cheryl S. Wright, City Clerk

