

**CITY OF CLEARWATER, SEDGWICK COUNTY, KANSAS**

**PLANNING COMMISSION MINUTES**

**SEPTEMBER 1, 2009**

The regular meeting of the City of Clearwater, Sedgwick County, Kansas, Planning Commission was held on Tuesday, September 1, 2009 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, Mike Machart, and Ryan Shackelford. Les Langston was absent. The following City staff members were present: Kent Brown, City Administrator, Jodi McBee, Deputy City Clerk, and Janet Amerine, City Attorney. Jim Frischenmeyer, citizen, also attended the meeting.

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**1. Approval of Minutes of the Meeting of August 4, 2009**

**MOTION:** The motion to approve the minutes was made by Don Berntsen seconded by Mike Machart and passed unanimously.

**2. Review Various Animal Regulations Ordinances**

City Administrator Brown stated that City Council has asked that the Planning Commission review the animal ordinance. The current ordinance lacks specifics regarding types and numbers of animals allowed in the city. Brown first asked if domestic fowl, such as chickens, geese, or ducks, should be allowed in the city. There are several residents that have domestic fowl and there are rarely any complaints. Brown stated the current ordinance states that as long as the fowl doesn't cause noise, odor, or health problem, the type or number of fowl is not an issue. After a review, the Commission agreed the domestic fowl portion of the ordinance was adequate as is. Brown next asked the Commission to review the livestock portion of the ordinance. Brown stated livestock would include sheep, goats, cattle, and horses. Brown dispersed several example animal ordinances for the Commission to review. Ryan Shackelford stated that in looking at the different ordinances, some look too complicated and would be hard to mandate or apply fairly. Commission agreed that keeping the ordinance as simple as possible would be the easiest to enforce. After review of the different examples, Commission agreed that limiting livestock to one animal per half acre would be best. The Commission agreed that no permit or license fee would be necessary for fowl or livestock. Brown stated that dogs and cats would be reviewed at the next meeting.

**5. Other Matters & Concerns**

City Administrator Brown stated he has a request from a resident who lives on a corner lot to construct a carport. The carport would be behind the 25-foot setback, but there is not enough room away from the house for the carport to be considered an accessory structure. Therefore, the resident would like to know how to build the carport in a manner consistent with the dwelling. Commission agreed that the roof and trim of the carport should be consistent with the home and at least half of the addition be connected to the house.

**6. Adjournment**

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

**CERTIFICATE**

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

I, Jodi McBee, Deputy 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 September 1 Planning Commission meeting.

Given under my hand and official seal of the City of Clearwater, this 6th day of October, 2009.

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Cheryl Wright, City Clerk