



MINUTES

**CITY PLAN COMMISSION
WEDNESDAY, JANUARY 25, 2012
CITY COUNCIL BRIEFING CENTER, LOWER LEVEL,
CITY HALL – SPOKANE, WASHINGTON**

CPC MEMBERS PRESENT: Bob Mansfield, Vice President; Mike Ekins; John Fisher; Gail Prosser; Asher Ernst; Dennis Dellwo; Kerry Brooks

CPC MEMBERS ABSENT: Karen Byrd, President; Stan Stirling; Rod Butler

LIAISON PRESENT: Mike Fagan, Council Member

LIAISON ABSENT: Kaye Straight, Community Assembly

STAFF PRESENT: Planning Services – Scott Chesney, Secretary to the Plan Commission; Pat Hall, administrative support
Legal – Tim Szambelen, Assistant City Attorney

GUESTS: Milt Rowland, former Assistant City Attorney

The Commission meeting began at 11:30 a.m. General commission business was discussed.

There was no President's report.

Scott Chesney gave the Director's report. The discussion included:

- The City has established a project management team approach regarding the Kendall Yards project. The team is being jointly run by Planning and Engineering Services. The team has identified all the various projects involved in Kendall Yards and put them into a project management matrix. A staff member from Engineering Services will be the point person.
- Campus Advantage project team related to WSU is in town. They will be at the Design Review Board meeting this evening. The discussion will surround the Jensen Byrd Building demolition and conversion to student housing. The Landmarks Commission determined the building is eligible for listing on the historic registry. The Building Official will make the determination. Financial assurance is being required before the building permit will be issued.

Councilman Fagan gave the Council report. The discussion included:

- Council will hear the Freya/Havana repaving project.
- City Council will hold its retreat on January 26.
- Campus Advantage requested the Jensen Byrd building be presented to the Landmarks Commission.

There was no Community Assembly report.

COMMISSION WORKSHOP

Adult Retail Ordinance Amendment, by Milt Rowland and Tim Szambelen.

Tim Szambelen and Milt Rowland presented for workshop, the Adult Retail Ordinance. The discussion included:

- Mr. Szambelen distributed an updated draft of the Adult Retail Ordinance. Mr. Szambelen began the discussion with a brief history of adult retail businesses in the City of Spokane.
- Mr. Rowland said the City took over the work on adult retail business in 2003 from a private attorney.
- Many adult retail businesses have a history of taking advantage of loopholes in local ordinances.
- City Legal staff talked to the neighbors to determine if they were experiencing negative secondary effects from the business.
- The current proposal will contain language for the following:
 - a) Percentage of adult-oriented inventory
 - b) Secondary effects
 - c) Non-conforming use permit
- Mike Ekins asked about enforcement of the 30% threshold and if the business had to meet the threshold only one time. Mr. Rowland stated enforcement is complaint-driven, but it would be an ongoing requirement.
- Several Plan Commission members expressed concern about the lack of an amortization period. Mr. Rowland informed the Plan Commission members that under an earlier ordinance involving adult retail establishments, the adult retail business owners were granted an amortization period to relocate.
- Mr. Rowland said what the City is trying to do is protect neighbors.

Gail Prosser made the motion to forward the Adult Retail Ordinance to public hearing on February 22, 2012. M/S by Mike Ekins. The motion passed unanimously.

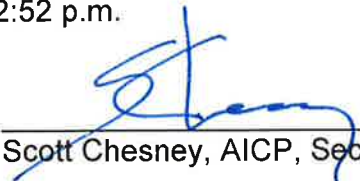
Kerry Brooks made the motion to approve the January 11, 2012 minutes. M/S by John Fisher. Passed unanimously.

PUBLIC COMMENT

Vice President Mansfield welcomed citizens and asked for public comment. Seeing none, he closed public comment.

Gail Prosser made the motion to adjourn the meeting. M/S by Dennis Dellwo. Pass unanimously.

The meeting adjourned at 12:52 p.m.



Scott Chesney, AICP, Secretary