

**⌘ Minutes ⌘**  
**Regular Meeting**  
**Albany County Planning and Zoning Commission**  
**November 18, 2015**

**Albany County Commissioner's Room**

A regular meeting of the Albany County Planning and Zoning Commission was held on November 18, 2015, at 7:00 p.m. in the Albany County Board of County Commissioner's Meeting Room in the Albany County Courthouse.

**I. PLEDGE OF ALLEGIANCE**

**II. CALL TO ORDER/ROLL CALL**

**Members present:** Brett Moline, David Cunningham, Carl Miller, Shaun Moore and John Spiegelberg

**Staff present:** David Gertsch, Susan Adler

**County Engineer:** None

**Albany County Attorney Liaison:** Peggy Trent

**Board of County Commissioners' Liaison:** None

**Public Present:** Terri Jones, Kimberly Starkey, Bob Starkey and Tom Schmidt

**III. APPROVAL OF AGENDA** – Chairman Moline indicated he would entertain a motion to accept the agenda as presented. **Mr. Spiegelberg made a motion to approve the November 18, 2015, Planning and Zoning Commission Meeting agenda as presented. Mr. Miller seconded the motion. Motion carried on voice vote.**

**IV. APPROVAL OF MINUTES** – The Planning and Zoning Commission Secretary requested the approval of the minutes be postponed due to the hard copy being omitted from the packet.

**V. DISCLOSURES** – None

**VI. PUBLIC APPLICATIONS**

**A. Branch Trust Subdivision Preliminary Plat (SD-04-15)** – Staff indicated there was a problem with the notice requirement and the public hearing was scheduled for this meeting, but the discussion and vote would need to take place in December.

The Chairman announced that the public hearing was open for anyone wishing to speak for or against the Branch Trust Subdivision.

There were no public comments and the Chairman closed the public hearing.

## VII. CURRENT PLANNING PROJECTS

**A. Discussion on Zoning Resolution Amendment** - David Gertsch, Planning Director, indicated there had been a request to amend the Wind Energy Regulations concerning safety lighting. He explained Albany County required audio visual warning systems. An AVWS replaces the typical red flashing lights required by the Federal Aviation Administration. The AVWS keeps the red lights off until an aircraft is nearby and radar technology is used to detect nearby aircraft and the blinking lights come on and a message is sent to the aircraft's radio warning them of the nearby obstacles. Since this system is manufactured by one company and with little information on costs of the systems it does not see prudent to require the AVWS. Option one would be to change the word "shall" to "may" and insert "If required," at the beginning of the next sentence. The second option is to make the changes suggested in option one and at the end of second sentence insert "in order to mitigate light impacts to nearby residential areas." After discussion, **Mr. Moore made a motion to go with option 2. Mr. Miller seconded the motion. Motion carried on voice vote with Mr. Spiegelberg voting against.** After further discussion, **Mr. Miller made a motion to forward to the Board of County Commissioners a recommendation for adoption of the Zoning Resolution amendments regarding the Wind Energy Safety Lighting as presented in Option 2 of the staff report. Mr. Moore seconded the motion. Motion carried on voice vote the Mr. Spiegelberg voting against.**

**B. Extraterritorial Discussion** – Peggy Trent, Albany County Attorney, presented the Planning and Zoning Commission with a power point presentation explaining the one mile outside the City limits jurisdiction. Kimberly Starkey, Bob Starkey, Terri Jones and Tom Schmidt addressed the Commissions with comments.

## IX. OTHER ITEMS/ANNOUNCEMENTS

### X. PUBLIC COMMENT

### XI. ADJOURNMENT

Chairman Moline adjourned the meeting at 8:32 p.m.

Minutes taken by Susan Adler, Administrative Assistant/Assistant Planner