

**NORMAN PLANNING COMMISSION
REGULAR SESSION MINUTES**

NOVEMBER 8, 2018

The Planning Commission of the City of Norman, Cleveland County, State of Oklahoma, met in Regular Session in the Council Chambers of the Norman Municipal Building, 201 West Gray Street, on the 8th day of November, 2018. Notice and agenda of the meeting were posted at the Norman Municipal Building and online at <http://www.normanok.gov/content/boards-commissions> at least twenty-four hours prior to the beginning of the meeting.

Vice Chairman Tom Knotts called the meeting to order at 6:30 p.m.

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Item No. 1, being:

ROLL CALL

MEMBERS PRESENT

Sandy Bahan
Nouman Jan
Tom Knotts
Dave Boeck
Erin Williford
Andy Sherrer

MEMBERS ABSENT

Chris Lewis
Neil Robinson
Lark Zink

A quorum was present.

STAFF MEMBERS PRESENT

Jane Hudson, Interim Director, Planning &
Community Development
Janay Greenlee, Planner II
Roné Tromble, Recording Secretary
Ken Danner, Subdivision Development
Manager
Elisabeth Muckala, Assistant City Attorney
Kathryn Walker, Assistant City Attorney
Bryce Holland, Multimedia Specialist
Terry Floyd, Development Coordinator

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Item No. 11, being:

O-1819-17 -- AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTION 10-203.1, IN ARTICLE II OF CHAPTER 10 (HEALTH AND SAFETY); AMENDING SECTION 13-108, IN ARTICLE I OF CHAPTER 13 (LICENSES AND OCCUPATIONS); ENACTING ARTICLE XXXIV, INCLUDING SECTIONS 13-3401 THROUGH 13-3407, IN CHAPTER 13 (LICENSES AND OCCUPATIONS); AMENDING SECTIONS 420.1 (A-1, GENERAL AGRICULTURAL DISTRICT), 420.2 (A-2, RURAL AGRICULTURAL DISTRICT), 422.7 (RO, RESIDENCE-OFFICE DISTRICT), 422.9 (O-1, OFFICE INSTITUTIONAL DISTRICT), 423.1 (CO, SUBURBAN OFFICE COMMERCIAL DISTRICT), 423.2 (C-1, LOCAL COMMERCIAL DISTRICT), 424.1 (C-2, GENERAL COMMERCIAL DISTRICT), 424.2 (TC, TOURIST COMMERCIAL DISTRICT), 424.3 (CR, RURAL COMMERCIAL DISTRICT), 425.1 (C-3, INTENSIVE COMMERCIAL DISTRICT), 426.1 (I-1, LIGHT INDUSTRIAL DISTRICT), 428.1 (M-1, RESTRICTED INDUSTRIAL DISTRICT), 429 (MUD, MIXED USE DEVELOPMENT DISTRICT), ALL IN ARTICLE XI OF CHAPTER 22 (ZONING ORDINANCE); AMENDING SECTION 434.1 (SPECIAL USES) AND SECTION 438.1 (HOME OCCUPATIONS), BOTH IN ARTICLE XII OF CHAPTER 22 (ZONING ORDINANCE); AND AMENDING SECTION 450 (DEFINITIONS), IN ARTICLE XIV OF CHAPTER 22 (ZONING ORDINANCE); ALL IN ORDER TO ESTABLISH A PUBLIC NUISANCE AS TO THE CREATION AND FAILURE TO PREVENT THE EMANATION OF NOXIOUS ODORS, LIGHT OR NOISE BEYOND PROPERTY BOUNDARIES, TO ESTABLISH BUSINESS LICENSING FOR MARIJUANA ESTABLISHMENTS AS PERMITTED BY STATE LAW, TO ADD PERMITTED AND SPECIAL USES TO THE ZONING ORDINANCE TO ALLOW FOR THE LOCATION OF MARIJUANA ESTABLISHMENTS IN CONFORMANCE WITH STATE LAW, AND TO ADD DEFINITIONS AND OTHER RELATED PROVISIONS; AND PROVIDING FOR THE SEVERABILITY THEREOF.

ITEMS SUBMITTED FOR THE RECORD:

1. Staff Report
2. Annotated Ordinance No. O-1819-17

PRESENTATION BY STAFF:

1. Jane Hudson reviewed the staff report, a copy of which is filed with the minutes. She noted that there were errors in the printed staff report. Staff supports and recommends approval of Ordinance No. O-1819-17.

2. Mr. Sherrer asked how we've approached alcohol in the past. We have had special uses for bars and taverns in the commercial zoning categories. This is going to be a permitted business.

Ms. Hudson – A bar in the commercial district is a special use. But for dispensing it would be a permitted use in commercial areas.

Mr. Sherrer – So you could argue that within this particular ordinance we would be more lenient to marijuana related businesses than we would to alcohol related businesses. I'm not unsupportive of that; I just wanted to make sure I was clear on understanding the definitions of how we've approached this. I think a lot of it is because of the lack of clarity from the State.

3. Mr. Jan – I have a comment as well. How are we going to enforce this? Or how is the City going to enforce this? For bars, you need to have some place proper. I mean, anybody who has the license can technically open his jacket and sell it.

Mr. Boeck – It doesn't say that at all.

Mr. Jan – There is no definition how the dispensary is going to look.

Mr. Knotts – It would have to be licensed by the State.

Mr. Boeck – And that whole licensure process requires a building.

AUDIENCE PARTICIPATION:

None

DISCUSSION AND ACTION BY THE PLANNING COMMISSION:

*Erin Williford moved to recommend adoption of Ordinance No. O-1819-17 to City Council.
Sandy Bahan seconded the motion.*

There being no further discussion, a vote on the motion was taken with the following result:

YEAS	Sandy Bahan, Tom Knotts, Dave Boeck, Erin Williford, Andy Sherrer
NAYES	Nouman Jan
MEMBERS ABSENT	Chris Lewis, Neil Robinson, Lark Zink

Ms. Tromble announced that the motion, to recommend adoption of Ordinance No. O-1819-17 to City Council, passed by a vote of 5-1.

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