

The regular meeting of the Hayden Planning Commission was called to order by Vice Chair Amy Williams at 7:04 p.m. Other members present were Donna Hellyer and Tim Frentress. Town Manager, David Torgler, and Town Clerk, Sharon Johnson were also in attendance. There were 25 public attendees.

Moment of Silence and Pledge of Allegiance Vice Chair Williams asked for a moment of silence and led the Pledge of Allegiance.

Consideration of Minutes Tim Frentress moved to approve the minutes for the regular meeting held on April 23, 2015 as written. Donna Hellyer seconded. Voice vote. Frentress aye, Hellyer aye, Williams aye. Motion carried.

Public Comments None.

New Business None.

Old Business

Public Hearing: Ordinance 666 Marijuana Grow Facilities Vice Chair Amy Williams opened the Public Hearing at 7:06 pm. Ten (10) members of the audience addressed the planning commissioners. Five (5) speakers spoke against a Marijuana Grow Facility in the Town of Hayden. Three (3) speakers spoke in favor of a Marijuana Grow Facility in the Town of Hayden. Four (4) speakers recommended that it go to ballot and let the registered voters of Hayden decide if there should be a Marijuana Grow Facility in the Town of Hayden. Sylvia Walker, 402 High Meadow Ct., Jackie Heuer, 411 High Meadow Ct., Brian Hoza, 295 Harvest Dr., Dennis and Karen O'Neill, 485 Washington St., Larry Pederson, 304 Lilac Ct., Michelle Hoza, 295 Harvest Dr., Douglas Zirkel, 304 Harvest Dr., Brenda Whiteside, 581 ½ E. Lincoln Ave., and Frank Case, 581 E. Jefferson Ave. of Hayden addressed the Hayden Planning Commission. Lyndsey Shaw, 23195 Schussmark Tr. Unit A of Oak Creek also addressed the Hayden Planning Commission. Many concerns and benefits were addressed. Speakers were concerned with the handling of plant waste as it is considered toxic, necessity of more law enforcement to ensure compliance with regulations, the need to regulate the home grown as well, the distance from schools, childcare facilities and youth facilities. Concerns were expressed on the social and behavioral impact on the community both youth and adult and the message we are sending to our youth. "Small picture good for business. Large picture bad for the community." The fact that it is legal does not make it good for the community. Not considered a good image for the town. Those speakers in favor of a grow facility sited the economic benefits of revenue and job creation. They don't see the negative image or the image changing, still have School Sports,

Hayden Speedway and Triple Crown. The one common item voiced is that decision to have a grow facility should left up to the people of the town and not the Hayden Planning Commission or Town Council. Vice Chair Williams closed the Public Hearing at 7:53 p.m.

**Decision: Ordinance 666
Marijuana Grow
Facilities**

David Torgler presented the changes in Ordinance 666 as directed from the last Planning Commission meeting, 1. The Planning Commission was looking for a distance the marijuana cultivation facility should be from a childcare facility, school or park. A school and park were easily noted, the childcare facility will be defined as it is in our ordinance based on state licensing. The survey completed indicated that 500 feet or 1000 feet was the distance requirement used. Typically in the smaller towns 500 feet was used due to geographical constraints and was in alignment with liquor license requirements. 2. The language on odor was amended to add "is not detected by a person with a normal sense of smell at the exterior of the premises". 3. Restrict the co-op cultivation to twelve plants, any more would define them as a retail/commercial cultivation and would need to comply with Ordinance 666. The Planning Commission discussed the issues regarding the cultivation facility and Ordinance 666. Amy Williams moved to recommend to the Town Council to approve marijuana cultivation facilities within the Town of Hayden in accordance with the draft Ordinance No. 666. The motion died for lack of a second. Tim Frentress moved to recommend to the Town Council to not approve marijuana cultivation facilities within the Town of Hayden in accordance with the draft Ordinance No. 666. Donna Hellyer seconded. Voice vote. Frentress – aye. Hellyer – aye. Williams – nay. Motion carried. Amy Williams moved to recommend to the Town Council should they not approve marijuana cultivation facilities within the Town of Hayden, to approve Ordinance 666 or similar Ordinance to regulate the co-op cultivation facilities within the Town of Hayden. Voice vote. Frentress – aye. Hellyer – aye. Williams – aye. Motion carried.

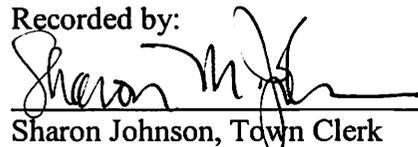
**Staff and
Commission
Member Reports**

David informed the Planning Commission that the planner was looking at a property subdivision and the Yampa Valley Regional Airport Master Plan and would need to meet in June.

Adjournment

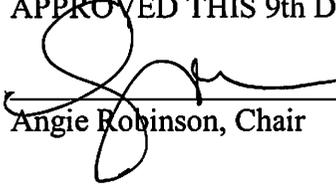
Vice Chair Williams adjourned the meeting at 8:18 p.m.

Recorded by:



Sharon Johnson, Town Clerk

APPROVED THIS 9th DAY OF July, 2015.



Angie Robinson, Chair

