



**PLANNING & ZONING BOARD/LOCAL PLANNING AGENCY
REGULAR MEETING AT TOWN HALL
4802 N. OCEAN BLVD., BRINY BREEZES, FL 33435
SEPTEMBER 29, 2016, 4:00 P.M.**

MINUTES

- I. Call to Order, Pledge of Allegiance, and Roll Call:** Chairman Lower called the meeting to order at 4:00 p.m. and led the Pledge of Allegiance. Deputy Town Clerk Cooper called the roll: Jerry Lower, Jim Phillippi, Kris Weir, Billy Armstrong and John Skrandel were present; Angela Usher non-attending member.
- II. Additions, Withdrawals, Deferrals, and Arrangement of Agenda Items:** None
- III. Ex-Parte Communications:** None
- IV. Minutes for Approval:** MOTION to approve minutes of Planning & Zoning Meeting March 3, 2016 made and seconded (Phillippi/Armstrong). After a call for public comment, motion passed unanimously.
- V. Announcements:** None
- VI. Correspondence:** None
- VII. Reports:**
 - a. **Briny Breezes, Inc.:** None.
 - b. **Chairman, Planning & Zoning Board, Jerry Lower:** None
 - c. **Members, Planning & Zoning Board:** None
 - d. **Attorney John Skrandel:** None
- VIII. Items for Board Action at Public Hearing:**
 - a. Consideration and public input on proposed ordinance of the Town Council of Briny Breezes establishing a temporary 1 year moratorium, which can be reduced by Town Council on the submittal, processing, and issuance of local business tax receipts certificates of use and/or land use or zoning approvals or development orders for cannabis cultivation facilities, dispensing facilities, dispensing organizations, and medical marijuana treatment centers.
 - b. Attorney Skrandel stated currently there are no regulations regarding cannabis. A new law is pending to legalize medical cannabis. Eventually it is expected to pass. Currently they are not asking to legalize but allow medical use only. Current proposed ordinance is to just memorialize and no consideration until final regulations are in place. Planning and Zoning will need to meet again in the future to recommend regulations.

General discussion on proposed ordinance, impacts, and other. Other neighboring communities have decided on a 1 year moratorium. Bobby Jurovaty asked Attorney Skrandel if BBI can restrict this type of activity because it isn't protected class. MOTION to recommend to Town Council (Phillippi/Weir). After a call for public comment, motion passed unanimously.

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- IX. Items for Board Discussion:** Discussion on proposal to develop Section 5. Must be in compliance with comprehensive plan. Jerry was approached by a Modular Building Company and an invitation was given to visit the facility in West Palm Beach, to see the model. In addition, they offered to put a model in Briny Breezes. Attorney Skrandel will confirm how best to plan presentation and a Field Trip for the Planning and Zoning
- X. Public Comments:** Ira Friedman discussed proposal to develop Section 5. This must be in compliance with the comprehensive plan.
- XI. Adjournment:** MOTION to adjourn was made and seconded (Phillippi/Armstrong) at 4:57 PM. After a call for comment, motion passed unanimously.

Jerry Lower, Chairman (District III)

Billy Armstrong, Vice Chair (District II)

Jim Phillippi, District I

TOWN SEAL

Kris Weir, District IV

Victoria Penaldea, At Large

ATTEST:

Jackie Ermola, Deputy Town Clerk

For relevant testimony, discussion, or oral reports, etc. please refer to the audio CD available at the Town Hall.