

INDIANOLA PLANNING AND ZONING COMMISSION
REGULAR MEETING
MAY 23, 2017
6:00 P.M.

The meeting was called to order by Chairperson Joe Butler and on roll call the following members were present:

Joe Butler
Al Farris
Ron Fridley
Cindy Johnson
Becky Needles
Doug Opie
Josh Rabe
Sarah Ritchie
Misty Soldwisch

Also present: Lee Adams, Brenda Easter, Matt Lane, Brian and Christie Poindexter, Mindi Robinson and Chuck Burgin.

Rabe stated the signature line for Chairperson Butler was incorrect. Mindi stated the correction had been made. The minutes of the May 9, 2017 meeting were approved on a motion made by Rabe and seconded by Soldwisch. Question was called for and on voice vote Chairperson Butler declared the motion carried unanimously.

Consider an amendment to C-2 (Highway Commercial) to allow the sale of consumer fireworks as a permitted use with special requirements.

Butler informed the audience that the Planning and Zoning Commission was discussing the location requirements at this meeting and City Council was discussing fireworks use at their meeting in the Council Chambers.

Chuck stated the new law allows cities to opt out on permitting the use of fireworks within the community but may not opt out of allowing the sale of fireworks, however zoning is permitted to regulate the sales. Council gave direction limiting the sale of fireworks to C-2 (Highway Commercial) zoning only.

Listed below are the special requirements drafted by the City Attorney. Commission discussed each special requirement in detail, including parking stall requirements, parking surface requirements, minimum footage requirements from other structures versus property lines and signage. It was stated that the State Fire Marshal will provide additional requirements. Below is a consensus of the special requirement amendments.

Special Requirements:

- A. Operator shall provide proof of licensure by the State Fire Marshal. – no change

- B. For a facility occurring within a permanent structure, the allowable dates of operation shall be between June 1st through July 8th (38 total days) and between December 10th and January 23rd (25 total days). – no change
- C. For a facility occurring within a temporary structure, the allowable dates of operation shall be between June 13th through July 8th (26 total days). – no change
- D. The facility shall be located:
 - a. A minimum of 100 feet from public park and biking/walking trail property lines and residential structure.
 - b. A minimum of 200 feet from the following structures:
 - i. Fuel pumps or fuel containers,
 - ii. Schools,
 - iii. Churches.
- E. For a facility located within a permanent structure, the facility shall not be located in a multiple-tenant building and shall be located in a stand-alone structure that shall have a minimum of 50 feet of separation from adjacent structures. – no change
- F. All signage shall comply with City of Indianola Sign Code. – future changes may be necessary to increase the maximum number of days for temporary signage.
- G. Parking for the facility must be provided at a 1 space to 100 square feet of floor area for the first 2,000 square feet of floor area, and 1 space per 200 square feet for the floor area in excess of 2,000 square feet. – changed from 1 to 200 square feet of floor area
- H. For a facility occurring in a temporary structure, required parking for the other uses on the site shall not be occupied by the temporary structure. – no change
- I. The facility shall comply with all applicable Building and Fire Codes. – no change
- J. A site plan shall be submitted for approval in accordance with the Building Code and applicant shall be charged a \$100 site plan review fee. – no change

Audience discussion included concerns of the 200' requirement adjacent to residential zoning, gravel parking requirements and allowing tents as temporary structures.

A motion was made by Farris and seconded by Opie to amend C-2 (Highway Commercial) zoning to allow the sale of consumer fireworks as a permitted use with special requirements subject to Commission changes. Question was called for and on voice vote Chairperson Butler declared the motion carried.

Other Business:

Chuck informed Commission that two rezoning requests would be considered at the June 13, 2017 Planning and Zoning Commission meeting.

Meeting adjourned on a motion by Rabe and seconded by Soldwisch.

Joe Butler, Chairperson

Mindi Robinson