

MINUTES
Public Hearing:-Childress Lodge Application

Thursday March 27, 2014 6:00pm
DOVER CITY HALL 699 LAKESHORE AVENUE, DOVER, IDAHO

The nature of the Public hearing is to receive public testimony regarding the request by Cary Childress and Denise Travis of 227 Lakeshore Ave., Dover ID 83825-0505 who are requesting a special use permit for a residential lodge/boutique bed and breakfast at the same location for up to 8 guests and no associated special events or activities.

Present: Mayor Shaha, Councilpersons Strand, Hewitt, Brockway; Planner Bryan Quayle, City Clerk Jacquie Albright. Applicants Cary Childress & Denise Travis.

Mayor Shaha asked Council if there were any conflicts of interest amongst the Council regarding the Application. None noted.

Mayor Shaha opened the Public Hearing at 6:08pm

Planner Bryan Quayle orally presented the Childress/Travis Application and staff report for a special use permit for a Residential Lodge/ Boutique Bed and Breakfast at 277 Lakeshore Drive to accommodate up to 8 guests. The residence is currently served by Dover City water and sewer and the application was reviewed by staff for compliance. The proposal has been evaluated and conditions proposed with comparison to Talus Rock conditions. Additional conditional language was imposed by the applicants. West Side Fire District will conduct a walk through.

The Applicants gave a presentation of their proposal and asked for questions. Letter of support from Pam Aunan was included within the record. Quite residential use, specialized, no more additional building required, no boating, parking at property, mature couples, no pets, no alcohol served. No weddings or reunions. Advertising through Idaho Association of B&B.

Conditions of the permit were reviewed. Discussion: - Animal proof waste containers, rentals: e.g. bicycles, swimming safety. What happens when Childress leave-special use permits stay with the property. Council can put expiration date on the SUP and require renewal annually upon consideration of the annual required report.

PUBLIC TESTIMONY

Dave Mundell. 133 Lakeshore Ave. Owns vacant lot next door and is concerned about the noise. Thought he was moving next door to a couple and now there are 8 vacationers going to be there in the summer. Concerned about drinking & noise on the dock. David Mundell's letters are included in the Application packet supplied to Council

Jim Janish. 108 Lakeshore Ave. Dover Bay Cabins location is focused in commercial location. B&B proposed will be within a residential area. Concerned about setting precedence. Request that an annual report be given to the council regarding the B&B before a renewal of the CUP.

Jan Waldrup-Bayside Condos No objections. Thinks the B&B will be a fine addition.

REBUTTAL

Denise Travis addressed some of the neighbors' concerns. Letters of information were written to 22 neighbors regarding the proposal.

Public comment period closed at 7:10pm

Mayor Shaha;-annual renewal clause suggested by Mr. Janish might prove burdensome and expensive and currently is not required by Talus Rock. Councilperson Strand concurred. Councilman Hewitt addressed the concerns of Mr. Mundell and assured the applicants that he was comfortable with the proposal. Still concerned about the SUP being aligned solely with the property and resale. Councilperson Brockway would like to see more language regarding the succession.

Council discussed the need for attorney consultation.

MOTION:

Council person Strand moved and Council person Hewitt seconded, based on the City of Dover Comprehensive Plan, City Ordinances, application submittals, the Staff Report and testimony received at this hearing, the Special Use Permit requested by Cary Childress and Denise Travis Childress for residential lodging be approved subject to conditions and affirmative conclusions as discussed and as listed in the Staff Report and also including the same provision as Talus Rock condition number 23. Action to obtain permitting is to comply with conditions of approval. This action does not result in the taking of private property. Staff is directed to prepare the findings of fact, conclusions of law and decision based on the foregoing and present it to council for adoption.

City Council roll call vote:

Diane Brockway	<u>Aye</u>
Neal Hewitt	<u>Aye</u>
William Strand	<u>Aye</u>

All in favor none opposed. Motion passed.

Meeting closed at 7:40pm

