



SPECIAL COUNCIL MEETING & PUBLIC HEARING
TUESDAY, NOVEMBER 15TH, 2022 @ 6:00 p.m.

MINUTES

Present: Mayor Eskridge and Councilors, Glass, Parkin, and Bledsoe. Councilor Hoffman absent. Staff Deputy Clerk-Camp, and City Planner-Marley.

Others present: see attached sign in sheet and Zoom attendance report

CALL TO ORDER, PLEDGE OF ALLEGIANCE, ROLL CALL – Mayor Eskridge called the meeting to order at 6:00 p.m., Councilor Parkin led pledge of allegiance. Roll call for attendance made.

I. PUBLIC HEARING

1) File AM23-22 Parks & Recreation Facilities Zoning Code Amendment – Mayor opened the public hearing at 6:00 pm. Marley read the legal notice. There were no conflicts of interest or disclosures. Marley presented the file summary and slides. Mayor asked for Council questions at 6:26 pm. Parkin asked if changes to the daylight hours limit a material change. Marley confirmed and stated that daylight hour restrictions are included in the amendment due to potential noise and its effect on the neighborhood. Marley presented a handout regarding proposed minor changes and reviewed. Mayor opened public comment at 6:33 pm. Neutral- Jason Welker, Pend Oreille Pedalers, stated that KLT (Pine Street Woods) is classified as a high intensity park, and reviewed the written comment he previously submitted. Welker expressed his concerns regarding e-bikes, grading of land, and daylight hour restrictions. Welker stated that limiting daytime hours limits conflicts with working hours and will be hard to enforce. Bledsoe asked if there is a way to mitigate after dark parking. Welker stated that Pine Street Woods closes their gate at night, but there is not currently a gate at the entrance to Vtt. Mayor stated that he has safety concerns regarding e-bikes. Welker informed Council that Vtt has an e-bike policy. Neutral- Julie Meyer, Vtt property owner, expressed her concerns regarding daylight hour restrictions stating that trail signs at Vtt are now reflective for dark hours. Meyer suggested daylight hour restrictions be up to the property owner and mentioned an allowance of three hours before and after dark. Neutral- Regan Plumb, KLT, expressed her concerns regarding daylight hour restrictions stating that it would exclude a lot of the working class. Plumb reassured Council that allowing activity before and after daylight poses no risk to the City and very little risk to the property owners. Welker suggested replacing daylight hours with Dover's noise ordinance and removing any reference of daylight hours completely as KLT and Vtt are both private property. Neutral- Steven Meyer, Vtt, expressed his concerns regarding daylight hours and e-bike restrictions. Mayor closed public comment at 7:07 pm and acknowledged public concerns. Marley clarified that if Council prefers to have her further edit non-materialistic changes, Council could possibly consider this matter at the December 8th Council meeting. Material changes would have to be re-advertised but could still meet a legal notice deadline in time for the December 8th meeting, she said. Mayor closed the public hearing and reconvened the regular Council meeting at 7:15pm.

II. BUSINESS ITEMS [Business items may be **Action Items]**

1) Proposed Ordinance and Ordinance Summary for AM23-22, Parks & Recreation Facilities Zoning Code Amendment – Parkin informed Council that some of the concerns tonight were also brought up in previous deliberations regarding Pine Street Woods. Parkin discussed changing operation hours to ½ hour before sunrise and after sunset, and expressed that neighboring residents concerns at previous meetings were their dogs barking from surrounding noise and disturbing their rest. Bledsoe expressed that she felt KLT and Vtt are the ideal place for E bike use. Bledsoe sympathized with the working citizens stating that restricting use to daylight only is an unfair disadvantage and stated that daylight hour restrictions would be difficult to enforce. Glass suggested changing daylight hour restrictions to one hour before and after sunrise/sunset. Parkin stated that he wants recreational parks to still have to come to the City for alcoholic beverage permits, retail sales, and special events. Bledsoe noted that the suggested hour changes would potentially leave recreational facilities open until 10pm in the summer and asked if it

As approved at Council meeting held December 8th, 2022

would be possible to adjust hours separately for winter and summer. **Parkin moved** to dispense with the rules for reading the ordinance on three different days and call for one reading of the proposed ordinance by title alone, pursuant to Idaho Code §50-902. **2nd by Glass.** Marley read the Ordinance by short title. **Roll call vote:** Bledsoe-nay, Parkin-aye, Glass-aye, Hoffman-absent. **Motion passed. Parkin moved** to adopt the proposed Ordinance, an amendment to Dover City Code, Title 12, amending Chapters 3, 5, 7, and Appendix D regarding Parks and 4 Recreation Facilities, File AM23-22, as written finding that it IS in accord with the adopted policies of the City of Dover comprehensive plan and Dover City Code, as enumerated in the findings and standards, as presented in the staff report. Parkin confirmed no minor revisions are included in his motion. **2nd by Glass. Roll call vote:** Bledsoe-nay, Parkin-aye, Glass-aye, Hoffman-absent. **Motion passed. Parkin moved** to approve the summary of the proposed Ordinance, as presented, and authorize the publication of this summary in accord with Idaho Code §50-901A. **2nd by Glass. Roll call vote:** Bledsoe-nay, Parkin-aye, Glass-aye, Hoffman-absent. **Motion passed.** Mayor acknowledged public concerns and asked the Planner if the public would have the opportunity to request an amendment in the future. Marley confirmed that City law allows the public to request amendments to ordinances.

2) Request for Reconsideration of Council Decision Regarding BP2021050, Manning Building permit Advisory Only – Marley presented a summary of the request, stating that this item is informational only, and to expect reconsideration for the Manning building to be addressed in the near future at an upcoming Council meeting.

III. ADJOURNMENT Bledsoe motioned Council adjourn at 7:51pm. 2nd by Glass. All in Favor.