

**Minutes of the Regular Meeting
LANSING PLANNING BOARD
6:30 p.m., Main Level
Fire Station #1, Community Room
120 E. Shiawassee Street
Tuesday, January 5, 2010**

1. OPENING SESSION

The meeting was called to order at 6:30 p.m. by Chairman Frederick

- A. Roll call: Present: Frederick, Tobe, Ruge and Graham
- B. Staff Attending: Stachowiak and Stanley
- C. Excused Absences: Williams, Cox

2. APPROVAL OF AGENDA

Ms. Graham made a motion, seconded by Ms. Tobe to approve the agenda as written. On a voice vote (4-0), the motion carried.

3. COMMUNICATIONS - None

4. HEARINGS

A. Zoning Ordinance Amendments - Cabaret Parking

The proposed Zoning Ordinance amendment was developed by the City Attorney's Office in response to issues that the police department has been experiencing with certain cabarets in the city. This amendment requires that all parking for cabaret patrons be provided on the site containing the cabaret. All other uses in the city will still be permitted to provide their required parking either on-site or within 300 feet of the site.

Mr. Ruge asked about the definition of a cabaret.

Ms. Stachowiak stated that it is an establishment that provides food and drink but also provides singing and dancing. She said that the amendments will not apply to the downtown (G-1, Business district). Ms. Stachowiak said that the city requires approval of a license by the City in order to operate a cabaret. By containing all cabaret activities, including parking, to a particular site, the city will be better able to hold the cabaret owner partially responsible for the illegal activities of its patrons. She also

said that existing cabarets will be considered legally nonconforming as far as these new requirements are concerned.

Mr. Ruge asked if the city has received any communications regarding the amendments.

Ms. Stachowiak said that a notice was published in the newspaper and no comments have been received.

Mr. Ruge said that he would like to hear from those who will be affected by this change.

Ms. Stachowiak said that it will only affect future cabaret owners. She also said that the Board of Zoning Appeals can always grant a variance from these requirements if there is a unique situation that warrants relief from the new provisions.

Ms. Graham asked about the Temple Club.

Ms. Stachowiak said that the Temple Club will not only be in the proposed overlay district, it is also zoned "G-1" Business district, which has no parking requirements.

Seeing no one else wishing to comment, Mr. Frederick closed the public hearing.

5. COMMENTS FROM THE AUDIENCE - None

6. RECESS was not taken by the Board.

7. BUSINESS SESSION

A. Consent Items

1. Minutes for Approval: December 1, 2009

The minutes of December 1, 2009 were approved without objection.

2. Zoning Ordinance Amendments - Cabaret Parking

Zoning Ordinance Amendments - Cabaret Parking was approved without objection.

B. Committee Reports -None

1. ZONING AND ORDINANCE COMMITTEE
2. URBAN DEVELOPMENT COMMITTEE
3. COMMITTEE OF THE WHOLE
4. EXECUTIVE COMMITTEE

C. Old Business**D. Pending Items: Future action required**

1. Zoning and Ordinance Committee
2. Urban Development Committee
 - a. Master Plan Project
3. Committee of the Whole
 - a. SLU-5-2008, 528 N. Pine Street
4. Planning Board

8. NEW BUSINESS - None**9. REPORT FROM PLANNING MANAGER - None****10. COMMENTS FROM CHAIRPERSON - None****11. COMMENTS FROM BOARD MEMBERS**

Ms. Tobe requested an excused absence from the January 19, 2010 meeting.

Mr. Ruge made a motion, seconded by Ms. Graham to approve an excused absence for Ms. Tobe from the January 19, 2010 meeting. On a voice vote (4-0), the motion carried unanimously.

12. BOARD MEMBER CODE ENFORCEMENT NOTIFICATION REPORTS

- a. Dollar Store - Willow Street & MLK Blvd. - landscaping & buffering (May 20, 2003)
- b. W. Willow Street - Grace Tabernacle Church - no landscaping (May 4, 2004)
- c. 2702 S. Cedar Street - no landscaping (May 18, 2004)
- d. 2410 S. Pennsylvania Ave. - no landscaping (November 3, 2004)
- e. The Firm – review requirements for fenced outdoor patio (December 5, 2006)
- f. Washington Square Tavern – permanent outdoor patio & inadequate room on the sidewalk (November 20, 2007)

13. ADJOURNMENT - Meeting was adjourned at 6:43 p.m.

Respectfully submitted,

William C. Rieske
Secretary, Planning Board