

FLYING CLOUD AIRPORT JOINT AIRPORT ZONING BOARD

Monday, January 7, 2019
Eden Prairie City Center – Heritage Rooms 3 & 4
8080 Mitchell Road, Eden Prairie, MN

MEETING MINUTES

Brad Aho, Chair, convened the Flying Cloud Airport Joint Airport Zoning Board meeting at 4:03 p.m. The following were in attendance:

Members: Brad Aho, Chair
Kate Aanenson, City of Chanhassen, Board Member
Jerry McDonald, City of Chanhassen, Board Member
Julie Klima, City of Eden Prairie, Board Member
Mark Noble, City of Shakopee
Robert Barker, Flying Cloud Airport Advisory Commission, Alternate (voting)
Rick King, Metropolitan Airports Commission, Board Member
Gary Schmidt, Metropolitan Airports Commission, Alternate (voting)
Eric Weiss, City of Shakopee, Board Member

Others: Ryan Gaug, MnDOT; Neil Ralston, Andrew Hanson, Kristin Berwald; MAC Staff

1. CHAIR OPENING REMARKS

Chair Aho opened the meeting and thanked everyone for meeting to discuss MnDOT's response to the JAZB's second submittal of the Draft Flying Cloud Airport Zoning Ordinance.

2. APPROVAL OF 09-13-18 FCM JAZB MEETING MINUTES

Chair Aho then requested a motion to approve the meeting minutes from the Flying Cloud Airport Joint Airport Zoning Board meeting held on 09-13-18.

IT WAS MOVED BY KATE AANENSON, SECONDED BY JULIE KLIMA, TO APPROVE THE MINUTES OF THE SEPTEMBER 13, 2018 FLYING CLOUD AIRPORT JOINT AIRPORT ZONING BOARD MEETING, AS PRESENTED. THE MOTION CARRIED BY UNANIMOUS VOTE.

3. REVIEW AND DISCUSSION OF MNDOT RESPONSE TO 2ND SUBMITTAL MATERIALS

Chair Aho turned the meeting over to Neil Ralston, MAC Staff, who provided a review of the response to the second submittal. Mr. Ralston stated that the JAZB made a second submittal of the Draft Flying Cloud Airport Zoning Ordinance to MnDOT in late September 2018 for their review. On January 3, 2019, the JAZB received an Interim Commissioner's Order, or ICO, from MnDOT regarding the second submittal documentation. In what is essentially a conditional approval, MnDOT requested that the JAZB include the MAC-

owned “undefined land use” parcels on the southwest side of Flying Cloud Airport in JAZB Safety Zone B. Mr. Ralston stated that MAC is agreeable to this change.

Mr. Ralston reviewed Safety Zones A and B from the second submittal package and explained that the only change is the inclusion of the additional MAC-owned property in JAZB Safety Zone B. Mr. Ralston stated if the JAZB takes action this afternoon, the JAZB would be prepared to submit the Proposed Final FCM Zoning Ordinance to MnDOT in a manner that complies with the condition of the Interim Commissioner’s Order. The submittal package would include a cover letter, along with the Proposed Final Zoning Ordinance language and supporting exhibits. There would be no changes to the ordinance language, other than updating the approval blocks to reflect the year 2019. Several exhibits in the ordinance package were updated to reflect the change in the event the JAZB approved moving forward. Mr. Ralston showed slides of the updated exhibits.

4. MOTION TO APPROVE THE PROPOSED FINAL FCM ZONING ORDINANCE MATERIALS FOR SUBMISSION TO THE MNDOT COMMISSIONER OF TRANSPORTATION

Chair Aho asked Julie Klima if there were any economic impacts. Ms. Klima responded that since the parcels are owned by MAC and there are not specific plans by MAC to develop the parcels, any economic impact would be unknown. Chair Aho added that the impact would be speculative, at best. Mr. Ralston stated that Safety Zone B does allow for some development. Chair Aho stated that it was a good compromise and called for a motion.

IT WAS MOVED BY RICK KING, SECONDED BY ROBERT BARKER, TO AMEND THE DRAFT OF THE FCM ZONING ORDINANCE TO MEET MNDOT’S MODEL STANDARDS FOR PARCELS X AND Y AS SPECIFICALLY REQUESTED IN MNDOT’S INTERIM COMMISSIONER’S ORDER, AND SEND THE PROPOSED FINAL FCM ZONING ORDINANCE TO MNDOT FOR FINAL APPROVAL. THE MOTION CARRIED BY UNANIMOUS VOTE.

5. MOTION TO AUTHORIZE A SECOND PUBLIC HEARING UPON RECEIPT OF FINAL COMMISSIONER’S ORDER FROM MNDOT

Mr. Ralston explained that while the JAZB cannot technically hold the second public hearing until receiving a Final Commissioner’s Order from MnDOT, staff would like to request authorization to proceed so that there doesn’t need to be another JAZB meeting before the hearing. Chair Aho stated that made sense, and that the JAZB can schedule the meeting far enough in advance to allow time to receive a response from MnDOT.

IT WAS MOVED BY RICK KING, SECONDED BY JULIE KLIMA, TO AUTHORIZE A SECOND PUBLIC HEARING. THE MOTION CARRIED BY UNANIMOUS VOTE.

Mr. Ralston then provided a sample timeline for a second public hearing assuming that MnDOT provides a Final Commissioner’s Order later this month. The JAZB would then be

in a position to open the required 30-day public comment period in mid-February and hold the hearing itself in late February. Mr. Ralston proposed Tuesday, February 26 5-8pm as a placeholder.

11. NEXT MEETING DATE

Mr. Ralston then showed an updated JAZB meeting plan. After today, the next step is to hold the second public hearing, and then the JAZB will gather afterwards to review public comments and responses, and to adopt the Final FCM Zoning Ordinance if appropriate. Chair Aho asked for further questions.

WITH NO FURTHER BUSINESS TO DISCUSS, CHAIR AHO REQUESTED A MOTION TO ADJOURN THE MEETING. IT WAS MOVED BY JERRY MCDONALD, SECONDED BY RICK KING TO ADJOURN THE MEETING. THE MOTION CARRIED BY UNANIMOUS VOTE.

The meeting was adjourned at 4:15 p.m.