



**PLANNING COMMISSION**  
Wednesday, September 13, 2023 6:00 P.M.  
Meeting Held Virtually

Legal Action Report

**1. Roll Call**

Meeting was called to order by Chair Casadei at **6:01 p.m.** Those present and absent were:

Present:

Serena Huaraque	Ward 1
Chuck Martin	Ward 2
Tim Kinney	Ward 2 at Large
Anna Casadei, <i>Chair</i>	Ward 4
Lexy Wellott, <i>Vice Chair</i>	Ward 4 at Large
Jay Young	Ward 5
Tim Lampo	Ward 6 at Large

Absent:

Chris Ortiz y Pino	Mayor
Patricia Schwartz	Ward 1 at Large
Jason Makansi	Ward 3
Abreeza Zegeer	Ward 3 at Large
Nicholas Pafford	Ward 5 at Large
Moniqua Lane	Ward 6

Staff Members Present:

Piroschka Glinsky, Principal Assistant City Attorney, City Attorney's Office  
Koren Manning, Deputy Director, Planning and Development Services  
Daniel Bursuck, Section Manager of Code Development, Planning and Development Services  
Carver Struve, Principal Planner, Planning and Development Services  
Mickey Peterson, Captain, Tucson Police Department

**2. Approval of Minutes/Legal Action Report – August 16, 2023** **Action**

It was moved by Commissioner Kinney, duly seconded by Vice Chair Wellot, and carried by a voice vote of 7-0 (Commissioners Ortiz y Pino, Schwartz, Makansi, Zegeer, Pafford, and Lane absent), to approve the August 16, 2023, Minutes.

**3. Smoke Shops Unified Development Code (UDC) Amendment** **Public Hearing**

Carver Struve, Planning and Development Services gave a presentation.  
Discussion held.

Public Speaker(s):

Yesenia Tracy  
Tyler Miller

Emily Bauer  
Megan Boulter

Brian Hummel  
Hilary Case

It was moved by Commissioner Martin and seconded by Vice Chair Wellott and carried by a voice vote of 7-0 (Commissioners Ortiz y Pino, Schwartz, Makansi, Zegeer, Pafford, and Lane absent), to close the public hearing.

Discussion held.

It was moved by Commissioner Martin and seconded by Commissioner Young and carried by a voice vote of 7-0 (Commissioners Ortiz y Pino, Schwartz, Makansi, Zegeer, Pafford, and Lane absent), to recommend the smoke shops UDC Amendment with the inclusion of a 500-foot setback from parks and a limit on hours of operation from 7 a.m. to 10 p.m. for new smoke shops.

**4. Food Truck Court Unified Development Code Study Session**

Daniel Bursuck, Planning and Development Services gave a presentation.

Discussion held.

It was moved by Vice Chair Wellott and seconded by Commissioner Martin and carried by a voice vote of 7-0 (Commissioners Ortiz y Pino, Schwartz, Makansi, Zegeer, Pafford, and Lane absent), to set the food truck court UDC amendment for a public hearing on October 18, 2023.

**5. PDSD Staff Announcements Information Only**

**6. Future Agenda Items Information Only**

Food Truck UDC Amendment – public hearing  
Rincon Southeast Sub-Regional Plan Amendment – study session

**7. Call to the Audience**

Public Speaker(s):

Jo Zarelli

**8. Adjournment**

Meeting adjourned at **6:24 p.m.**