

**KANAB CITY COUNCIL MEETING
SPECIAL WORK MEETING
MARCH 12, 2018
KANAB CITY LIBRARY**

PRESENT: Mayor Robert D. Houston, Council Members Byard Kershaw, Michael East, Brent Chamberlain, and Jeff Yates, Planning Commission Members Celeste Meyeres, Melvin Watson, Arlon Chamberlain, Marty Ott, Joan Thacher, and Breck Judd, Beautification Committee Members Donna Huntsman, Rich Csenge, and Jonna Depeyer, Recorder Joe Decker, Ben Dalton, Superintendent of Schools, and Tana Seaford, City Treasurer RaeLene Johnson, Attorney Jeff Stott and Mike Reynolds, Land Use Coordinator. Council Member Joe B. Wright excused.

Mayor Robert D. Houston called the meeting to order and roll call was taken. Prayer was offered by Brent Chamberlain and the pledge was led by Byard Kershaw.

APPROVAL OF AGENDA: A motion was made by Council Member Kershaw and 2nd by Council Member Chamberlain to approve the agenda for March 12th. Motion passed unanimously. Council Member Joe B. Wright absent.

WORK MEETING/PROPOSED NIGHT SKY ORDINANCE: Mr. Ben Dalton, Superintendent of Schools was introduced as the leader of the presentation and discussion. Mr. Rich Csenge showed a couple of short videos from Central Idaho Dark Skies Review and light pollution.

Section 1. Mayor Houston stated he didn't think that this Ordinance would promote astro-tourism.

Section 2. Mayor Houston didn't think any of these lighting zones are relevant. They need to correlate with the City's present zones. Donna Huntsman said it could be connected to the C1 and C2 zones. Mayor Houston stated that ordinances have to be short and simple, so they can't be misunderstood. Mr. Watson agreed that the lighting zones need to match the current zones. Council Member Kershaw agreed using the existing zones instead of LZ1, LZ2 and LZ3. Joe Decker said it needs to be determined if this lighting requirement is going to be an ordinance or a policy.

Section 3. Mayor Houston had concerns about making all residents comply. He doesn't think the City is ready. Mr. Watson felt that only new construction moving forward should be required to be made to conform. He suggests striking the work **all** on line 41 and 45. Council Member Chamberlain suggested coming back to these line items after going through the whole

document. Rich Csenge said the amortization would address these concerns. Celeste Meyeres didn't feel line 47 is enforceable or realistic about times of outdoor lighting. Council Member Kershaw felt that light trespassing should be worked out between neighbors. Council Member East said that there should be safety provisions. Safety trumps dark skies. Mayor Houston said that street lights will be expensive to comply for the City. Dan McClendon with Garkane Energy felt that when lights are broken, they can be replaced with new LED ones. If all the lights were replaced, it would take about 5 years to recoup the cost. Mayor felt it was an economic decision. Arlon Chamberlain felt that #16 needed clarification about outdoor lighting consisting of only one light fixture. Council Member Kershaw stated there needed to be clarification on #69. Donna Huntsman felt this was a flexible issue. Mr. Watson also felt it was an enforcement issue. Council Member Chamberlain stated that businesses that are open 24 hours could dim their lights after 11:00. Celeste Meyeres felt that those who are non-compliant should reduce their lighting by 50% not those who have already reduced their lighting. On #76 Council Member Chamberlain felt that color temperature lamps make a big difference. Rich Csenge stated that the medical profession has studied and recommended the maximum correlated color temperature stay below 3,000. Council Member East said that when we are talking about personal property rights, he feels anyone should be able to do what they want with their own property.

Section 4. #80 Mayor Houston wants to strike street lighting. He doesn't feel that the City has control with street lighting. #83 it was suggested that Tiny House Parks be eliminated. It was mentioned there was concern about decorating lighting not being allowed. #99 Council Member Kershaw wanted to eliminate the wording "light shall not be directly visible from any other property." Mayor Houston felt that this needs to be re-written concerning reflecting or refracting optics in the fixture. Council Member East said that this requirement should vary for those who have corporate logos. Mayor suggested taking this out of the ordinance because it is already included in the sign ordinance.

Section 5. Breck Judd recommended removing Section 5. Council Member Chamberlain wanted to change the wording to new construction or replacement.

Section 6. It was suggested that Amortization be removed. Council Member Kershaw wanted to know who was going to enforce the ordinance. It was determined that this be reviewed after zones are determined.

Section 7. Council Member Kershaw was concerned with flagpoles. He said no one was going to tell him how to light his flag. Celeste Meyeres stated that flagpoles should be eliminated here because it is covered in line 49. Rich Csenge explained the reason for #231 is to prevent

the Las Vegas look. It was suggested to review the wording. Mayor Houston said lines #231-232 needs to be re-worded.

Section 8. Everyone agreed that lines 239-247 are okay. Lines 248-254 needs clarification. Specifics for mitigation need to be defined.

Section 9. Council Member Kershaw wants to strike B & C. Rich Csenge stated that if there is no amortization, there will not be any need for an audit. He said that in order for the City to be designated as a Dark Sky City, most of these items need to be included in the Ordinance.

Section 10. These items will be covered by City Review when accepting subdivisions. Street lights are required by code for cross sections of a subdivision, but other sections are up to the developer. It was determined to compare with the current ordinance to see if it needs to be included.

A motion to adjourn was made by Council Member Chamberlain and 2nd by Council Member Kershaw. Motion passed unanimously. Council Member Wright absent.

MAYOR ROBERT D. HOUSTON

RECORDER JOE DECKER