

AGENDA

PLANNING COMMISSION

January 14, 2003

7:30 P.M.

MEETING LOCATION: PASO ROBLES CITY HALL/LIBRARY
CONFERENCE CENTER

1000 SPRING STREET, PASO ROBLES, CALIFORNIA 93446

PLANNING COMMISSION

ED STEINBECK
CHAIRMAN

MIKE CALLOWAY
COMMISSIONER

NICK FERRAVANTI
COMMISSIONER

TOM FLYNN
COMMISSIONER

RON JOHNSON
COMMISSIONER

MARTI MUNIS KEMPER
COMMISSIONER

VALERIE WARNKE
COMMISSIONER

CITY STAFF

ROBERT A. LATA, AICP
COMMUNITY DEVELOPMENT DIRECTOR

ED GALLAGHER
HOUSING PROGRAMS MANAGER

TINA RYDER
CITY PLANNER

DARREN NASH
ASSOCIATE PLANNER

CINDY CHAMBERS
ASSOCIATE PLANNER

KERRY MARGASON
ASSOCIATE PLANNER

SIERRA RUSSELL
PLANNING INTERN

JOHN FALKENSTIEN
CITY ENGINEER

JOSEPH M. DEAKIN
PUBLIC WORKS DIRECTOR

DITAS ESPERANZA
CAPITAL PROJECTS ENGINEER

LEGAL COUNSEL

IRIS YANG
CITY ATTORNEY

JON SEITZ
DEPUTY CITY ATTORNEY

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

STAFF INTRODUCTIONS

PUBLIC COMMENTS REGARDING MATTERS NOT ON THE AGENDA

STAFF BRIEFING

AGENDA ITEMS PROPOSED TO BE TABLED OR RE-SCHEDULED: None

PRESENTATIONS: None

Planning Commission approval of a development project is one step in the process of meeting applicable legal requirements. In addition to receiving Planning Commission approvals, all development plans must comply with applicable Zoning and Building Codes. Applicants are encouraged to consult with a design professional to confirm what provisions of the Uniform Building Codes and, in particular, requirements for handicapped access will apply to your project and the design and/or financial implications of meeting these legal requirements.

All items on the Planning Commission Agenda are scheduled for action unless explicitly otherwise stated. Planning Commission Action on General Plan Amendments, Rezones, Street and Public Easement Abandonments, Street Name Changes, Code Amendments and any legislative related action is a recommendation to the City Council; the Council will hold a separate public hearing prior to taking final action. All Other Planning Commission action is final unless an appeal application, including the required fee, is filed with the Community Development Department within 15 calendar days of the date of the action. Any member of the public or the City Council may file an appeal. Please see last page of agenda for how to file an appeal.

PUBLIC HEARINGS

- 1. FILE #: **TIME EXTENSION TENTATIVE TRACT 2254**
 APPLICATION: To consider a request for a one year time extension of Tentative Tract 2254 allowing for an 85 lot residential subdivision on a 25.3 acre property. The Planning Commission will also be considering the

content and potential application of any conditions of approval that relate to the subject application.
APPLICANT: Bermant Development Company
LOCATION: Corner of Creston and Charolais Roads.

The following item is a Continued Open Public Hearing from the Planning Commission Meeting of November 12, 2002.

2. FILE #: **PLANNED DEVELOPMENT 02-004 –and-
CONDITIONAL USE PERMIT 02-007**
APPLICATION: To consider a request to construct a gas station and mini market complete with accessory uses, and to install a highway oriented pole sign. The Planning Commission will also be considering the content and potential application of any conditions of approval that relate to the subject application.
APPLICANT: George Garcia on behalf of Pfeil Murrell Enterprises, Inc.
LOCATION: Northwest corner of Highway 46 east and Golden Hill Road

Planned Development 01-014 and Tentative Tract 2435 are a Continued Open Public Hearing from the Meeting of Planning Commission Meeting of December 10, 2002. Waiver 02-009 has been added at the request of the applicant.

3. FILE #: **PLANNED DEVELOPMENT 01-014,
TENTATIVE TRACT 2435 AND WAIVER 02-009**
APPLICATION: To consider an application for a nine lot commercial subdivision including a common parking lot with eight parking spaces for the construction of eight (8) commercial condominiums in a single three-story building. The Planning Commission will also be considering the content and potential application of any conditions of approval that relate to the subject application.
APPLICANT: William Ridino
LOCATION: Northeast corner of 14th and Railroad Streets, west of the railroad right-of-way.

4. FILE #: **PLANNED DEVELOPMENT 02-002 AND
CONDITIONAL USE PERMIT 02-027**
APPLICATION: To consider a request to establish a winery and ancillary uses in the Parks and Open Space Zoning District. The Planning Commission will also be considering the content and potential application of any conditions of approval that relate to the subject application.
APPLICANT: Vina Robles, Inc.
LOCATION: South of Highway 46 east, east of Mill Road, west of and adjacent to Hunter Ranch Golf Course.

5. FILE #: **PLANNED DEVELOPMENT 02-008,
CONDITIONAL USE PERMIT 02-016 AND
STREET ABANDONMENT 02-005**
APPLICATION: To consider a request to construct a 2,303 square foot building for a Jiffy Lube Facility. The Planning Commission will also be considering the content and potential application of any conditions of approval that relate to the subject application.
APPLICANT: Pults and Associates
LOCATION: southeast corner of Oak Hill Road and South River Road, across South River Road from Wal*Mart.

6. FILE #: **CONDITIONAL USE PERMIT 02-011**
APPLICATION: To consider a request to establish a 2-unit multi-family complex. The Planning Commission will also be considering the content and potential application of any conditions of approval that relate to the subject application.
APPLICANT: Mike Vickers
LOCATION: 1126 – 19th Street

The following item is a Continued Open Public Hearing from the Planning Commission Meeting of December 10, 2002.

7. FILE #: **CODE AMENDMENT 02-007**
APPLICATION: To consider recommending to the City Council, 1) adopting a Negative Declaration per the provisions of CEQA; and 2) approving a proposed zoning code amendment to refine the City's regulations regarding signage including by not limited to non-

commercial signs and abatement of non-conforming signs.
APPLICANT: City initiated
LOCATION: Citywide

OTHER SCHEDULED MATTERS

8. SUBJECT: DESIGNATION OF GENERAL PLAN AD HOC COMMITTEE REPRESENTATIVES

9. SUBJECT: DESIGNATION OF DEVELOPMENT REVIEW COMMITTEE REPRESENTATIVE AND ALTERNATES

10. SUBJECT: CITY COUNCIL GOALS

11. SUBJECT: SETBACK REDUCTION IN RELATION TO OAK TREE
APPLICANT: DARRYL TODD
LOCATION: 515 RED RIVER ROAD

WRITTEN CORRESPONDENCE

12. SUBJECT: NEW BROWN ACT AND CONFLICT OF INTEREST LAWS

COMMITTEE REPORTS

- 13. Development Review Committee Minutes (for approval):
 - a. December 2, 2002
 - b. December 9, 2002
 - c. December 16, 2002
 - d. December 23, 2002
 - e. December 30, 2002

14. Other Committee Reports:
 - a. Parks & Recreation Advisory Committee:
 - b. PAC (Project Area Committee):
 - c. Main Street Program:

CDBG/REDEVELOPMENT AGENCY HOUSING PROGRAM STATUS REPORT

PLANNING COMMISSION MINUTES FOR APPROVAL

15. December 10, 2002

REVIEW OF CITY COUNCIL MEETING

PLANNING COMMISSIONERS' COMMENTS

STAFF COMMENTS

Planning Commissioner's Institute, March 20-22, 2003, San Diego, CA

ADJOURNMENT to the General Plan Environmental Impact Report Public Scoping Meeting of Wednesday, January 15, 2003 at 7:00 pm at Paso Robles City Hall, 1000 Spring Street, Paso Robles, CA 93446;

Subsequent adjournment to the joint Planning Commission/City Council Breakfast Meeting of Friday, January 17, 2003 at 7:00 am at Joe's Place;

subsequent adjournment to the Development Review Committee Meeting of Tuesday, January 21, 2003 at 3:30 pm at Paso Robles City Hall, 1000 Spring Street, Paso Robles, CA 93446;

subsequent adjournment to the Planning Commission Reorganization Dinner of Sunday, January 26, 2003 at 6:00 pm at Alloro;

subsequent adjournment to the Development Review Committee Meeting of Monday, January 27, 2003 at 3:30 pm at Paso Robles City Hall, 1000 Spring Street, Paso Robles, CA 93446;

subsequent adjournment to the Planning Commission Meeting of Tuesday, January 28, 2003 at 7:30 pm at the City Hall/Library Conference Center, 1000 Spring Street, Paso Robles, CA 93446.

THE PASO ROBLES PLANNING ACRONYM GLOSSARY

ADT:	Average daily trips made by vehicles or persons in a 24-hour period
ALUC:	Airport Land Use Commission (a County-level review body)
APCD:	Air Pollution Control District
CC&Rs:	Covenants, Conditions, and Restrictions
CDBG:	Community Development Block Grant (Federal Program)
CEQA:	California Environmental Quality Act
CFD:	Community Facilities District (example: A Mello-Roos CFD)
CHFA:	California Housing Finance Agency
CIP:	Capital Improvements Program
CMP:	Congestion Management Plan
COG:	Council of Governments
CRA / RDA:	Community Redevelopment Agency / Redevelopment Agency
CUP:	Conditional Use Permit
dB:	Decibel (method of noise measurement)
DRC:	Development Review Committee
EIR / EIS:	Environmental Impact Report (State) / E. I. Statement (Federal)
ESG:	Emergency Shelter Grant (Federal Program)
FEMA:	Federal Emergency Management Agency
FHWA:	Federal Highway Administration
FIRM:	Flood Insurance Rate Map
FmHA:	Farmers Home Administration
HOME:	Home Investment Partnership Act (Federal Program for Housing)
HCP:	Habitat Conservation Plan
HCD:	Housing & Community Development, State of California
HUD:	U.S. Dept. of Housing and Urban Development
JPA:	Joint Powers Authority
LAFCo:	Local Agency Formation Commission
LOS:	Level of Service (a measurement of traffic efficiency)
MOU:	Memorandum of Understanding
NEG DEC:	Negative Declaration
NEPA:	National Environmental Policy Act
OPA:	Owner Participation Agreement
OPR:	Office of Planning and Research, State of California
PD / PUD:	Planned Development / Planned Unit Development
PSR:	Project Study Report
SOI:	Sphere of Influence
SRO:	Single Room Occupancy
TCSD:	Templeton Community Services District
TDM:	Transportation Demand Management
TDC/TDR:	Transfer of Development Credits / Transfer of Development Rights
TOT:	Transient Occupancy Tax
TSM:	Transportation Systems Management
UBC:	Uniform Building Code (UFC, UPC, UMC: Uniform Fire, Plumbing, Mechanical Codes)
VMT:	Vehicle Miles Traveled

Planning Related Appeal Process

Decisions or determinations by the City's staff, Development Review Committee (DRC) or Planning Commission can be appealed by any interested person (applicant, neighbor, public official, or other interested party). The appeal process is described by Chapter 21.23.A of the City's Municipal Code, and is summarized as follows:

- a. An appeal of a staff determination or interpretation will be heard by the Planning Commission. There is no charge to the appealing party.
- b. The DRC is a subcommittee of the Planning Commission. Their role is to review design details as outlined in Chapter 21.23 B of the Municipal Code. Any decision, determination or recommendation of the DRC may be appealed to the full Planning Commission. There is no charge to the appealing party. In the absence of an appeal to the City Council, the Planning Commission is the final authority on Lot Line Adjustments, Parcel and Subdivision Maps, Conditional Use Permits, Planned Developments, design details and Zoning Code interpretations. Decisions and determinations by the Planning Commission are appeal able to the City Council. Appeals to the City Council require a \$100. deposit toward covering the City's processing costs, including required a public notice(s).

When must an appeal be filed?

An appeal must be filed within fifteen (15) calendar days of the decision. Upon receipt of an appeal, the matter will be scheduled for consideration before the appeal body as soon as feasible. Appeal applications can be obtained from anyone in the Community Development Department or by calling (805) 237-3970.

What is the effect of filing an appeal?

If an appeal is filed, the body considering the appeal will consider the request as if it were a new application. Opportunities will be provided for all interested parties to speak and/or provide evidence to support approval or denial of the appeal.

There is no penalty for filing an appeal. The City cannot and will not penalize anyone for filing an appeal. Each application for a land use or other entitlement is handled on a "first-come-first- served" basis. (The City keeps a "log" of applications filed, and any of the public is welcome to confirm the order of processing for each application.)

How Can I Get More Information on Appeals?

Please call the Community Development Department at (805) 237-3970, or stop by City Hall at 1000 Spring Street, Paso Robles, CA 93446.