

AGENDA

PLANNING COMMISSION
OCTOBER 9, 2007
7:30 P.M.

MEETING LOCATION: PASO ROBLES CITY HALL/LIBRARY
CONFERENCE CENTER
1000 SPRING STREET, PASO ROBLES, CALIFORNIA 93446

PLANNING COMMISSION

MARGARET HOLSTINE
CHAIRMAN

TOM FLYNN
COMMISSIONER

RON JOHNSON
COMMISSIONER

JOEL PETERSON
COMMISSIONER

ED STEINBECK
COMMISSIONER

CHARLES E. TREATCH
COMMISSIONER

CHRISTIE WITHERS
COMMISSIONER

CITY STAFF

RON WHISENAND
COMMUNITY DEVELOPMENT DIRECTOR

SUSAN DECARLI, AICP
CITY PLANNER

ED GALLAGHER
CITY PLANNER

JOHN FALKENSTIEN, P.E.
CITY ENGINEER

DARREN NASH
ASSOCIATE PLANNER

DOUG MONN
PUBLIC WORKS DIRECTOR

DITAS ESPERANZA, P.E.
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AGENDA ITEMS PROPOSED TO BE TABLED OR RE-SCHEDULED -- Item No. 3 is requested by the applicant, to be withdrawn.

PRESENTATIONS

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 #: **CONDITIONAL USE PERMIT 07-006**
APPLICATION: To consider a request to approve the installation of a wireless communication facility within an existing 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: Tricia Knight on behalf of Clearwire
LOCATION: 1635 Commerce Way.

2. FILE #: **CONDITIONAL USE PERMIT 07-007**
APPLICATION: To consider a request to install a wireless communication facility on an existing property. The project would consist of installing 3 panel antennas on one of the existing sports lighting poles in the area of the existing baseball fields. The Planning Commission will also be considering the content and potential application of any conditions of approval that relate to the subject application.
APPLICANT: Tricia Knight on behalf of Clearwire
LOCATION: 801 Niblick Road (Paso Robles High School).

The following item is requested by the applicant to be withdrawn.

3. FILE #: **CONDITIONAL USE PERMIT 07-014**
APPLICATION: To consider a request to install a wireless communication facility within the existing parking lot of an office building. The wireless facility is proposed to consist of a 50-foot tall mono-pine (faux pine-tree). The Planning Commission will also be considering the content and potential application of any conditions of approval that relate to the subject application.
APPLICANT: Tricia Knight on behalf of Clearwire
LOCATION: 1249 Creston Road

OTHER SCHEDULED MATTERS

4. FILE #: **CAPITOL HILL ZONING DESIGNATION**
Discussion of R-2 density in the Capitol Hill area.

WRITTEN CORRESPONDENCE -- NONE

COMMITTEE REPORTS

- 5. Development Review Committee Minutes (for approval):
 - a. September 17, 2007
 - b. September 24, 2007

- 6. Other Committee Reports:
 - a. Parks & Recreation Advisory Committee:
 - b. PAC (Project Area Committee):
 - c. Main Street Program:
 - d. Airport Advisory Committee:
 - e. Measure T Bond Oversight Committee:

CDBG/REDEVELOPMENT AGENCY HOUSING PROGRAM STATUS REPORT

PLANNING COMMISSION MINUTES FOR APPROVAL

- 7. September 25, 2007

REVIEW OF CITY COUNCIL MEETING

October 2, 2007

PLANNING COMMISSIONERS' COMMENTS

STAFF COMMENTS

ADJOURNMENT to the Development Review Committee Meeting of Monday, October 15, 2007 at 3:30 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, October 19, 2007 at 7:00 am at Touch of Paso;

subsequent adjournment to the Development Review Committee Meeting of Monday, October 22, 2007 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, October 23, 2007, at 7:30 pm at Paso Robles City Hall, 1000 Spring Street, Paso Robles, CA 93446.

THE PASO ROBLES PLANNING ACRONYM GLOSSARY

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| 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 \$200 fee deposit as adopted by City Council Resolution No. 03-66 toward covering the City's processing costs, including required 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 the City's website at www.prcity.com, 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 check the City's website at www.prcity.com, call the Community Development Department at (805) 237-3970, or stop by City Hall at 1000 Spring Street, Paso Robles, CA 93446.