

RESOLUTION NO.: 030-031
A RESOLUTION OF THE PLANNING COMMISSION
OF THE CITY OF EL PASO DE ROBLES
APPROVING WAIVER 03-001
FOR 143 VINE STREET
(Vargas)
APN: 009-282-017

WHEREAS, Waiver 03-001 has been filed by Primo Vargas for the waiver of curb, gutter and sidewalk improvements for street frontage at 143 Vine Street, and

WHEREAS, Section 11.12.030.D of the Municipal Code, states that, in the event the construction of sidewalk is not feasible due to street locations, hardship due to fire or acts of God, topography or other physical factors, the Planning Commission, after hearing the recommendation of the City Engineer, may waive, or modify the provisions of the chapters that apply to sidewalks, curb, gutters and driveway aprons, upon applications of the owner of the property or other persons to whom this chapter may apply, and

WHEREAS, the requirement for sidewalk improvements at the subject property is triggered by the reconstruction of a residence that was destroyed by fire, and installation of curb, gutter and sidewalk would constitute a hardship on the applicant, and

WHEREAS, a public hearing was conducted by the Planning Commission on April 22, 2003, to consider the facts as presented in the staff report prepared for the project, and to accept public testimony regarding this requested waiver, and

NOW, THEREFORE, BE IT RESOLVED, that based upon the facts and analysis presented in the staff report, and the provisions for waivers set out in Section 11.12.030.D of the Municipal Code, the Planning Commission of the City of El Paso de Robles does hereby approve Waiver 03-001, waiving the requirement for public improvements for the subject property due to hardship associated with fire damage to the previously existing building.

PASSED AND ADOPTED THIS 22nd day of April, 2003, by the following Roll Call Vote:

AYES: Flynn, Warnke, Ferravanti, Johnson, Steinbeck, Calloway, Kemper
NOES: None
ABSENT: None
ABSTAIN: None

CHAIRMAN RON JOHNSON

ATTEST:

ROBERT A. LATA, PLANNING COMMISSION SECRETARY