

RESOLUTION NO: 07-0026

**A RESOLUTION OF THE PLANNING COMMISSION
OF THE CITY OF PASO ROBLES
RECOMMENDING ADOPTION OF A NEGATIVE DECLARATION FOR
REZONE 06-003 AND PLANNED DEVELOPMENT 06-015
1028 21ST STREET, APN 008-247-003**

APPLICANT – SUNDANCE ENTERPRISES

WHEREAS, Rezone 06-003 and Planned Development 06-015 has been filed by Sundance Enterprises; and

WHEREAS, Rezone 06-003 is a request to rezone property from Multi-Family Residential (R-3) to Commercial Service Mixed-Use Overlay (CS-MU), and Planned Development 06-015 is a proposal to construct a mixed-use project with seven apartments and 1,240 s.f. of commercial space; and

WHEREAS, the proposed rezone of the subject property would bring the zoning into consistency with the General Plan land use designation of Commercial Service Mixed-Use Overlay (CS-MU); and

WHEREAS, pursuant to the Statutes and Guidelines of the California Environmental Quality Act (CEQA), and the City's Procedures for Implementing CEQA, an Initial Study and a Draft Negative Declaration was prepared and circulated for public review and comment; and

WHEREAS, no public comments or responses were received in regard to the Draft Negative Declaration and Initial Study, included in Exhibit A; and

WHEREAS, Public Notice of the proposed Draft Negative Declaration was posted as required by Section 21092 of the Public Resources Code; and

WHEREAS, a public hearing was conducted by the Planning Commission on February 27, 2007 to consider the Initial Study, the proposed Negative Declaration prepared for the proposed project, and to accept public testimony on the Planned Development and environmental determination; and

WHEREAS, based on the information and analysis contained in the Initial Study prepared for this project and testimony received as a result of the public notice, the Planning Commission finds that there is no substantial evidence that there would be a significant impact on the environment as a result of the development and operation of the proposed project.

NOW, THEREFORE, BE IT RESOLVED, by the Planning Commission of the City of El Paso de Robles, based on its independent judgment, that it does hereby recommend the City Council adopt a Negative Declaration for Rezone 06-003 and Planned Development 06-015 in accordance with the Statutes

and Guidelines of the California Environmental Quality Act (CEQA) and the City's Procedures for Implementing CEQA.

PASSED AND ADOPTED THIS 27th day of February, 2007, by the following roll call vote:

AYES: Menath, Treach, Johnson, Steinbeck, Holstine

NOES: Flynn

ABSENT: Withers

ABSTAIN: None

CHAIRMAN MARGARET HOLSTINE

ATTEST:

RON WHISENAND, PLANNING COMMISSION SECRETARY