



City of El Paso de Robles

"The Pass of the Oaks"

MINUTES OF THE REGULAR MEETING PASO ROBLES CITY COUNCIL DECEMBER 5, 1989

The City Council of the City of El Paso de Robles, meeting in regular session at 7:00 p.m. on the above date, was called to order by Mayor Steve Martin with the following Councilmembers answering roll call: Conway, Dolan, Russell and Martin; none being absent and one vacancy existing.

1. The minutes of the regular meeting of November 21, 1989 were approved upon motion by Councilman Russell, seconded by Councilman Conway and passed unanimously with the following addition to the fourth paragraph of Item 2: . . . review of circulation plan "and drainage issue:"

2. Resolution No. 89-176, RECITING THE FACT OF THE SPECIAL MUNICIPAL ELECTION HELD ON NOVEMBER 7, 1989, DECLARING THE RESULT OF SAME, was adopted upon motion by Councilman Conway and seconded by Councilman Dolan. Motion passed by the following roll call vote:

AYES: Conway, Dolan, Russell and Martin
NOES: None
ABSENT: None

3. The City Clerk, Jerry Bankston, administered the Oath of Office to Councilman Elect Jerry Reneau, who then took his seat.

4. Proclamation "American Home Week in Paso Robles, December 17-23, 1989" (sponsored by the Paso Robles Board of Realtors) was adopted upon motion by Councilman Dolan, seconded by Councilman Conway and passed unanimously.

5. The Mayor announced that it was the time and place scheduled for continued public hearing of an appeal by Central Coast Capital Corporation of Planning Commission action on Conditional Use Permit 89005. The Director of Community Development, Bob Lata, reviewed the matter which had been continued to this date for staff review of the circulation plan and the drainage issue; the City Manager presented a memorandum from the Streets and Utilities Committee which recommended adoption of the Resolution approving the CUP, with certain modifications to Exhibit "C", as set forth in said memorandum.

The Mayor opened the continued public hearing.

Mr. Newlin Hastings, representing Central Coast Capital Corp., pointed out the need for clarification of the fire access easement. There was discussion regarding the possibility of said fire access

lane becoming a public easement at such time as traffic moves from Building No. 12 required it.

The City Attorney advised that an offer of dedication for the strip at the gate location, which can be rejected without prejudice by the City, if acceptable by the applicant, could be added to Exhibit C, Item 7.

There being no further comments, either oral or written, the public hearing was closed upon motion by Councilman Dolan, seconded by Councilman Russell and passed unanimously.

The City Attorney stated that Condition No. 7 in Exhibit "C" could be modified to the effect that there will be provision to allow, at the City's discretion, the opening of the crash gate, that provision to be to the satisfaction of the City Attorney.

Councilman Russell pointed out that Condition 21. of Specific Conditions include Lots 1-10, and remainder parcels (full Fourth Street frontage) rather than Lots 1-10.

Motion by Councilman Dolan and seconded by Councilman Conway to adopt Resolution No. 89-183, ACCEPTING THE RECOMMENDATIONS OF THE STREETS AND UTILITIES COMMITTEE, APPROVE THE MASTER CONDITIONAL USE PERMIT 89005 AND ACCOMPANYING AGREEMENT AS AMENDED THIS DATE, with the suggested changes by Councilman Russell as set forth above, and the City Attorney's recommendation as to the fire access easement. Motion passed by the following roll call vote:

AYES: Dolan, Conway, Reneau, Russell and Martin
NOES: None
ABSENT: None

6. The Mayor announced that it was the time and place scheduled for continued public hearing of Resolution No. 89-177, CERTIFYING FINAL ENVIRONMENTAL IMPACT REPORT and Ordinance No. ____ N.S., ADOPTING THE BORKEY AREA SPECIFIC PLAN TEXT AND PLAN DIAGRAM, for first reading and introduction, and Resolution No. 89-178, ESTABLISHING AND ADOPTING THE SCHEDULE OF FEES FOR BORKEY AREA SPECIFIC PLAN. The Director of Community Development reviewed the matter.

The Mayor opened the continued public hearing.

Mr. Herman Schwartz, owner of a vineyard in the Whitley Gardens area, stressed the need for the City's consideration of the County's "Right to Farm" ordinance.

Messrs. Pat Mackie, Paul Borkey and Kim Girdner spoke to the matter.

There being no further comments, a final draft of minutes was moved by Councilman Russell, seconded by Councilman Dolan and passed unanimously to close the public hearing.

Mr. John Tow, of QUAD, responded to Council questions.

It was moved by Councilman Russell and seconded by Councilman Dolan to adopt Resolution No. 89-177, certifying that the final Environmental Impact Report on the Borkey Area Specific Plan is adequate, adopting findings regarding the project's environmental effects, and adopting a statement of overriding considerations. Motion passed by the following roll call vote:

AYES: Russell, Conway, Dolan, Reneau and Martin
NOES: None
ABSENT: None

Motion of Councilman Russell and seconded by Councilman Conway that Ordinance No. _____, N.S., adopting the Borkey Area Specific Plan Text and Plan Diagram, be read by title only and introduced, including the suggested text amendments. The title was read. Motion passed by the following roll call vote:

AYES: Russell, Conway, Reneau, Dolan and Martin
NOES: None
ABSENT: None

Motion by Councilman Russell and seconded by Councilman Dolan to adopt Resolution No. 89-178, establishing and adopting the Schedule of Fees for the Borkey Area Specific Plan, as presented this date. Motion passed by the following roll call vote:

AYES: Russell, Dolan, Conway, Reneau and Martin
NOES: None
ABSENT: None

The Council stressed the need to put the developers and public on notice regarding agricultural buffers that will be necessary in future development.

7. The Mayor called a brief recess after which the meeting was reconvened with all Councilmembers present.

8. The Mayor announced that it was the time and place scheduled for continued public hearing for Ordinance No. _____, N.S., AMENDING MUNICIPAL CODE SECTIONS 21.12.080 E AND 21.22.040 G.3 REGARDING PERFORMANCE AND PARKING STANDARDS FOR MINI-STORAGE FACILITIES/CITY INITIATED. The Director of Community Development, Bob Lata, reviewed the matter. The Mayor opened the continued public hearing.

Mr. Nick Gilman, architect, addressed the Council, encouraging a 24 foot minimum driveway aisle.

There being no further comments, either oral or written, the public hearing was closed upon motion by Councilman Dolan, seconded by Councilman Conway and passed unanimously.

Councilman Russell recommended that certain building standards be incorporated into the Ordinance at this time, including a 24 foot minimum driveway aisle.

Motion by Councilman Dolan, seconded by Councilman Conway and passed unanimously, to grant an Environmental Negative Declaration for the Ordinance.

Motion by Councilman Dolan and seconded by Councilman Conway to approve Ordinance No. _____, N.S., amending Municipal Code Sections 21.21.080 E and 21.22.040 G.3 regarding performance and parking standards for mini-storage facilities, for first reading and introduction. The Ordinance was read by title only.

Motion passed by the following roll call vote:

AYES: Dolan, Reneau, Conway and Martin
NOES: Russell
ABSENT: None

9. The Mayor announced that it was the time and place scheduled for public hearing of Ordinance No. _____ N.S., AMENDING THE ZONING CODE TO REVISE CHAPTER 21.20 BY ESTABLISHING SECTION 21.20.206 WHICH WOULD SET PARAMETERS FOR GRANTING EXCEPTIONS TO R-1 SETBACK REQUIREMENTS SUBJECT TO HARDSHIP. The Director of Community Development, Bob Lata, reviewed the Ordinance. The Mayor opened the public hearing.

There being no comments, either oral or written, the public hearing was closed upon motion by Councilman Conway, seconded by Councilman Dolan and passed unanimously.

The City Attorney recommended that a criteria be included in the Ordinance whereby approval of a setback would not be detrimental to the reasonable use of the adjoining property and would not interfere with the orderly development of the neighborhood.

After discussion, it was moved by Councilman Dolan and seconded by Councilman Conway to approve first reading and introduction of Ordinance No. _____ N.S., amending the Zoning Code to revise Chapter 21.20 by establishing Section 21.20.206, which would set parameters for granting exceptions to R-1 setback requirements subject to hardship, including the amendment by the City Attorney pertaining to criteria whereby approval of a setback would not be detrimental to the reasonable use of the adjoining property and would not interfere

with the orderly development of the neighborhood. The Ordinance was read by title only.

Motion passed by the following roll call vote:

AYES: Dolan, Conway, Reneau and Martin
NOES: Russell
ABSENT: None

10. The Consent Calendar was approved upon motion by Councilman Conway and seconded by Councilman Dolan, together with the findings and recommendations set forth therein, waiving the reading of resolutions and ordinances. Motion passed by the following roll call vote:

AYES: Conway, Dolan, Reneau, Russell and Martin
NOES: None
ABSENT: None

Those items on the Consent Calendar are as follows:

A. Ordinance No. 586 N.S., REPEALING MUNICIPAL CODE SECTION 21.15.040 AND ADOPTING NEW PROVISIONS PERTAINING TO DEMOLITION OF BUILDINGS AND STRUCTURES (Second Reading and Adoption), adopted unanimously.

B. Resolution No. 89-179, APPROVING FINAL TRACT MAP AND AUTHORIZING EXECUTION AND RECORDATION OF SUBDIVISION AGREEMENT AND FINAL TRACT MAP FOR TRACT 1499/WEDDLE, adopted unanimously.

C. Resolution No. 89-180, ACCEPTING PUBLIC IMPROVEMENTS FOR MAINTENANCE IN PHASE I TRACT 1508/BONITA AMERICAN, adopted unanimously.

D. Resolution No. 89-181, ACCEPTING OFFER TO DEDICATE A PORTION OF LOT B-1 FOR GOLDEN HILL ROAD (PIONEER ROAD), adopted unanimously.

E. Approval of Progress Payment No. 1 to A and J Sanchez Company, Inc. For Union Road Water Main Extension, approved unanimously.

F. Approval of Agricultural Burn Permit For Airport Farm Lease Property, approved unanimously.

G. Approval of Progress Payment No. 1 (Final) to Union Asphalt, Inc., for Airport Paving Project, DPW 89-07, approved unanimously.

P. Approval of Addendum to Consultant Services Contract With Avery and Associates to Expand Scope of Service to Include Analysis of Management and Departmental Organization. approved unanimously.

I. Approve Otto Sharp Trust Fund Allocation. approved unanimously.

11. The Pre-check Register for November 29 and December 1, 1989 in the amount of \$1,005,668.18 was approved upon motion by Councilman Russell and seconded by Councilman Dolan. Motion passed by the following roll call vote:

AYES: Russell (abstaining on T001440), Dolan, Conway, Reneau and Martin
NOES: None
ABSENT: None

12. Resolution No. 89-182, APPROVING APPROPRIATION, AWARDED BID AND AUTHORIZING RETENTION OF PROJECT INSPECTOR FOR MEADOWLARK SEWER MAIN PROJECT, was reviewed by the City Manager.

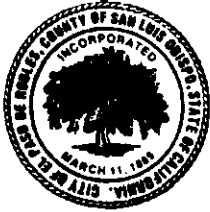
Motion by Councilman Russell and seconded by Councilman Dolan to adopt Resolution No. 89-182, awarding the bid for construction of the Meadowlark Sewer Main project to Colich and Sons in the amount of \$1,288,847.00, the retention and execution of Consultant Services Agreement for on-site project inspection, not to exceed \$20,000.00, and approve an appropriation of \$700,000.00 from Fund No. 221-Sewer Connections, to provide for construction contract, project inspection, property acquisitions, survey staking and limited contingency fund. Motion passed by the following roll call vote:

AYES: Russell, Dolan, Conway, Reneau and Martin
NOES: None
ABSENT: None

13. The City Manager advised Council of the request of the Superintendent of Paso Robles Public Schools for the City to appoint two members of the Council to serve on the City/School Liaison Committee. The Mayor appointed Councilmembers Conway and Dolan to the Committee.

14. There being no further business, it was moved by Councilman Russell, seconded by Councilman Reneau and passed unanimously to adjourn to December 13, 1989 at 7:00 p.m. in the White Oak Room at Centennial Park, 600 Nickerson Drive, Paso Robles, California 93446.

THESE MINUTES ARE NOT OFFICIAL NOR A PERMANENT PART OF THE RECORDS UNTIL APPROVED BY THE CITY COUNCIL AT THEIR NEXT REGULAR MEETING.



City of El Paso de Robles

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NOTICE OF ADJOURNMENT

YOU ARE HEREBY NOTIFIED that the meeting of the City Council of the City of El Paso de Robles, California, held on December 5, 1989 at 7:00 p.m. in the Council Chambers, City Hall, 1030 Spring Street, Paso Robles, California 93446, has been adjourned to December 13, 1989 at 7:00 p.m. in the WhiteOak Room, Centennial Park, 600 Nickerson, Paso Robles, California 93446.

Date: December 5, 1989

CITY COUNCIL OF THE CITY OF EL PASO DE ROBLES

BY:

Dawn Hudson
DEPUTY CITY CLERK