

City of El Paso de Robles

RESOLUTION NO: 90-08

A RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF EL PASO DE ROBLES
TO RESCIND RESOLUTIONS 89-53 AND 89-54
(HALFERTY DEVELOPMENT CO. - SOUTHWEST COMMERCIAL CENTER)

WHEREAS, on May 2, 1989, the City Council approved Resolution No. 89-53 (approving Conditional Use Permit 89002) which established a list of permissible uses within a commercial shopping center approved for construction on the Southwest corner of Niblick and South River Roads, and at that the same meeting the Council approved Resolution No. 89-54 (approving tentative map approval of Parcel Map PR 89-005) which approved the division of that same commercial land to accommodate the commercial center, and

WHEREAS, Halferty Development Co. has filed Conditional Use Permit 89023 to establish a master list of allowable uses for a proposed Neighborhood Commercial Shopping Center located on the northwest corner of South River Road and Niblick Road, and

WHEREAS, Halferty Development Co. has filed Parcel Map PR 89-418 to subdivide an approximate 19.3 acre site into 7 commercial parcels and two remainder parcels to accommodate private ownership of proposed commercial construction located on the northwest corner of South River Road and Niblick Road, and

WHEREAS, it is the intent to relocate the Neighborhood Commercial Center from the southwest to the northwest corner of Niblick and South River Roads, establishing new approvals for the northwesterly site and to rescind the previous approval on the southwesterly site, and

WHEREAS, Parcel Map PR 89-418 and Conditional Use Permit 89023 were approved through resolutions adopted by the Planning Commission on January 9, 1990, and

WHEREAS, the City Council was the last acting body on Resolutions 89-53 and 89-54, and

WHEREAS, a public hearing was conducted by the Planning Commission January 9, 1990 and the City Council on January 16, 1990, to consider facts as presented in the staff report prepared for these project sites, and to accept public testimony regarding this project proposal, and

WHEREAS, based upon the facts and analysis presented in the staff report and public testimony received, the City Council finds that under the circumstances of the particular case, the Conditional Use Permit and Parcel Map approvals for the site located on the southwestern corner of Niblick and South River Roads should be rescinded in order to maintain the health, safety, morals, comfort, convenience and general welfare of the persons residing or working in the neighborhood of such proposed project.

City of El Paso de Robles

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of El Paso De Robles does hereby:

- a. Rescind Resolution 89-53, adopted by the City Council on May 2, 1989, to approve Conditional Use Permit 89002; and
- b. Rescind Resolution 89-54, adopted by the City Council on May 2, 1989, which granted parcel map approval to tentative map PR 89-005 for the division of land on the southwest corner of Niblick and South River Roads; and

PASSED AND ADOPTED THIS 16th day of January, 1990 by the following roll call vote:

AYES: Conway, Russell and Martin

NOES: None

ABSENT: Reneau

ABSTAIN: None


MAYOR STEVEN W. MARTIN

ATTEST:


JERRY BANKSTON, CITY CLERK


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STATE OF CALIFORNIA)
COUNTY OF SAN LUIS OBISPO) ss.
CITY OF EL PASO DE ROBLES)

I, Jerry Bankston, City Clerk/~~Deputy City Clerk~~ of the City of El Paso de Robles, California, do hereby certify that the foregoing Resolution No. 90-08 was duly and regularly adopted, passed and approved by the City Council of the City of El Paso de Robles, California, at a regular meeting of said City Council held at the regular meeting place thereof, on the 16th day of January, 1990, by the following vote:

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

Dated this 16th day of January, 1990



City Clerk and Ex-Officio Clerk of the
City Council, City of El Paso de Robles,
State of California