

**AGENDA**

*PLANNING COMMISSION*  
SEPTEMBER 13, 2005  
7:30 P.M.

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

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**PLANNING COMMISSION**

ED STEINBECK  
CHAIRMAN

TOM FLYNN  
COMMISSIONER

JOHN HAMON  
COMMISSIONER

MARGARET HOLSTINE  
COMMISSIONER

RON JOHNSON  
COMMISSIONER

ERIC MATTKE  
CHAIRMAN PRO-TEM

MIKE MENATH  
COMMISSIONER

**CITY STAFF**

ROBERT A. LATA, AICP  
COMMUNITY DEVELOPMENT DIRECTOR

SUSAN DECARLI, AICP  
CITY PLANNER

ED GALLAGHER  
HOUSING PROGRAMS MANAGER

JOHN FALKENSTIEN, P.E.  
CITY ENGINEER

DARREN NASH  
ASSOCIATE PLANNER

DOUG MONN  
ACTING PUBLIC WORKS DIRECTOR

DITAS ESPERANZA, P.E.  
CAPITAL PROJECTS ENGINEER

**LEGAL COUNSEL**

IRIS YANG  
CITY ATTORNEY

JON SEITZ  
DEPUTY CITY ATTORNEY

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**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. 1 is proposed to be continued to the Planning Commission Meeting of Tuesday, September 27, 2005.

**PRESENTATIONS**

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**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.**

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**PUBLIC HEARINGS**

*The following item is proposed to be Opened and Continued to the Planning Commission Meeting of Tuesday, September 27, 2005.*

- 1. FILE #: **TENTATIVE PARCEL MAP PR 05-0069 and REZONE 05-004**
- APPLICATION: To consider a request to subdivide an approximate 14,000 square foot R2-B1 zoned parcel into two

lots; and to rezone the entire property in order to remove the B1 designation from the zoning designation. The Planning Commission will also be considering the content and potential application of any conditions of approval that relate to the subject application.

APPLICANT: Twin Cities Surveying on behalf of David & Lisa Brill  
LOCATION: 2945 Vine Street

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*The following item is a Continued Open Public Hearing from the Planning Commission Meeting of August 23, 2005.*

2. FILE #: **WAIVER 05-002**  
APPLICATION: To consider a request to waive the requirement for the installation of curb, gutter and sidewalk adjacent to her properties. The Planning Commission will also be considering the content and potential application of any conditions of approval that relate to the subject application.  
APPLICANT: Kathleen Bonelli  
LOCATION: Capitol Hill Drive

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3. FILE #: **PLANNED DEVELOPMENT 05-010 and CONDITIONAL USE PERMIT 05-006**  
APPLICATION: To consider a request to construct a 138 room hotel and bungalows with accessory parking lots and landscaping on a 12.6 acre site. The Planning Commission will also be considering the content and potential application of any conditions of approval that relate to the subject application.  
APPLICANT: CENCO Investment, LLC  
LOCATION: Northwest corner of Highway 46 west and South Vine Street

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4. FILE #: **CONDITIONAL USE PERMIT 05-008 AMENDMENT**  
APPLICATION: To consider a request to reduce an interior side year setback from 10 feet to 5 feet for the two story detached garage currently under construction. The

Planning Commission will also be considering the content and potential application of any conditions of approval that relate to the subject application.

APPLICANT: Warren Cardelli  
LOCATION: 130 – 17<sup>th</sup> Street

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- 5. FILE #: **PLANNED DEVELOPMENT 04-003**  
 APPLICATION: To consider a request to amend Conditions No 14 and H.10 (of the Standard Conditions) dealing with the requirement to underground the existing above-ground utilities. The Planning Commission will also be considering the content and potential application of any conditions of approval that relate to the subject application.  
 APPLICANT: North Coast Engineering on behalf of Majco, Inc. (Big Brand Tire).

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- 6. FILE #: **CODE AMENDMENT 05-002**  
 APPLICATION: To consider recommending to the City Council that the Zoning Code be amended to establish the Senior Housing Overlay Zone and zoning regulations for Senior Housing Developments.  
 APPLICANT: City initiated  
 LOCATION: Citywide

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**OTHER SCHEDULED MATTERS** --

- 7. FILE #: **ANNUAL REPORT ON THE GENERAL PLAN**  
 APPLICATION: To consider a status report on the implementation of the General Plan.  
 APPLICANT: City initiated  
 LOCATION: Citywide
- 8. FILE #: **MISC 05-007**  
 APPLICATION: Interpretation of legal non-conforming residence  
 APPLICANT: Tom Vaughan  
 LOCATION: 1230 Olive Street

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**WRITTEN CORRESPONDENCE** -- NONE

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## **COMMITTEE REPORTS**

9. Development Review Committee Minutes – None  
August minutes will be presented at the September 27 meeting
10. Other Committee Reports:
  - a. Parks & Recreation Advisory Committee:
  - b. PAC (Project Area Committee):
  - c. Main Street Program:
  - d. Airport Advisory Committee:

## **CDBG/REDEVELOPMENT AGENCY HOUSING PROGRAM STATUS REPORT**

### **PLANNING COMMISSION MINUTES FOR APPROVAL**

11. August 23, 2005

### **REVIEW OF CITY COUNCIL MEETING**

### **PLANNING COMMISSIONERS' COMMENTS**

## **STAFF COMMENTS**

**ADJOURNMENT** to the joint Planning Commission/City Council Breakfast Meeting of Friday, September 16, 2005 at 7:00 am at Joe's Place;

**subsequent adjournment** to the Development Review Committee Meeting of Monday, September 19, 2005 at 3:30 pm at Paso Robles City Hall, 1000 Spring Street, Paso Robles, CA 93446;

**subsequent adjournment** to the Development Review Committee Meeting of Monday, September 26, 2005 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, September 27, 2005 at 7:30 pm at Paso Robles City Hall, 1000 Spring Street, Paso Robles, CA 93446;

## **THE PASO ROBLES PLANNING ACRONYM GLOSSARY**

|                   |   |
|-------------------|---|
| <b>ADT:</b>       | Average daily trips made by vehicles or persons in a 24-hour period             |
| <b>ALUC:</b>      | Airport Land Use Commission (a County-level review body)                        |
| <b>APCD:</b>      | Air Pollution Control District  |
| <b>CC&amp;Rs:</b> | Covenants, Conditions, and Restrictions   |
| <b>CDBG:</b>      | Community Development Block Grant (Federal Program)                             |
| <b>CEQA:</b>      | California Environmental Quality Act  |
| <b>CFD:</b>       | Community Facilities District (example: A Mello-Roos CFD)                       |
| <b>CHFA:</b>      | California Housing Finance Agency   |
| <b>CIP:</b>       | Capital Improvements Program  |
| <b>CMP:</b>       | Congestion Management Plan  |
| <b>COG:</b>       | Council of Governments  |
| <b>CRA / RDA:</b> | Community Redevelopment Agency / Redevelopment Agency                           |
| <b>CUP:</b>       | Conditional Use Permit  |
| <b>dB:</b>        | Decibel (method of noise measurement)   |
| <b>DRC:</b>       | Development Review Committee  |
| <b>EIR / EIS:</b> | Environmental Impact Report (State) / E. I. Statement (Federal)                 |
| <b>ESG:</b>       | Emergency Shelter Grant (Federal Program)                                       |
| <b>FEMA:</b>      | Federal Emergency Management Agency   |
| <b>FHWA:</b>      | Federal Highway Administration  |
| <b>FIRM:</b>      | Flood Insurance Rate Map  |
| <b>FmHA:</b>      | Farmers Home Administration   |
| <b>HOME:</b>      | Home Investment Partnership Act (Federal Program for Housing)                   |
| <b>HCP:</b>       | Habitat Conservation Plan   |
| <b>HCD:</b>       | Housing & Community Development, State of California                            |
| <b>HUD:</b>       | U.S. Dept. of Housing and Urban Development                                     |
| <b>JPA:</b>       | Joint Powers Authority  |
| <b>LAFCo:</b>     | Local Agency Formation Commission   |
| <b>LOS:</b>       | Level of Service (a measurement of traffic efficiency)                          |
| <b>MOU:</b>       | Memorandum of Understanding   |
| <b>NEG DEC:</b>   | Negative Declaration  |
| <b>NEPA:</b>      | National Environmental Policy Act   |
| <b>OPA:</b>       | Owner Participation Agreement   |
| <b>OPR:</b>       | Office of Planning and Research, State of California                            |
| <b>PD / PUD:</b>  | Planned Development / Planned Unit Development                                  |
| <b>PSR:</b>       | Project Study Report  |
| <b>SOI:</b>       | Sphere of Influence   |
| <b>SRO:</b>       | Single Room Occupancy   |
| <b>TCSD:</b>      | Templeton Community Services District   |
| <b>TDM:</b>       | Transportation Demand Management  |
| <b>TDC/TDR:</b>   | Transfer of Development Credits / Transfer of Development Rights                |
| <b>TOT:</b>       | Transient Occupancy Tax   |
| <b>TSM:</b>       | Transportation Systems Management   |
| <b>UBC:</b>       | Uniform Building Code (UFC, UPC, UMC: Uniform Fire, Plumbing, Mechanical Codes) |
| <b>VMT:</b>       | 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](http://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](http://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.