

**PLANNING COMMISSION
MINUTES**

October 23, 2012

PLANNING COMMISSIONERS PRESENT: Garcia, Gregory, Holstine, Peterson, Vanderlip

ABSENT: Barth, Treatch

PUBLIC COMMENTS REGARDING MATTERS NOT ON THE AGENDA: None

STAFF BRIEFING: None

AGENDA ITEMS PROPOSED TO BE TABLED OR RE-SCHEDULED: None

PRESENTATIONS: None

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.

PUBLIC HEARINGS

1. **Conditional Use Permit 12-010 – NCI Affiliates, Inc.**
E. Gallagher, Community Development Director

For the Planning Commission to consider an application filed by NCI Affiliates, Inc. to re-establish staff training programs and executive offices within the Chestnut House located at 1434 Chestnut Street.

Options:

- a. Adopt the resolution approving the proposed Conditional Use Permit 12-010, subject to standard and site specific conditions of approval;
- b. Amend, modify, or reject the above option.

Commissioners Gregory and Vanderlip recused themselves and left the hearing room.

Opened Public Hearing.

Public Testimony: No public testimony given either in favor or opposed.

Action: A motion was made by Commissioner Peterson, seconded by Commissioner Holstine, and passed 3-0-2-2 (Commissioners Gregory and Vanderlip abstained and Commissioners Barth and Treatch absent), to continue the open public hearing to the Planning Commission meeting of Tuesday, November 13, 2012.

Commissioners Gregory and Vanderlip resumed their seats on the dais.

- 2. **Conditional Use Permit 12-009 – Sandoval (609 Creston)**
E. Gallagher, Community Development Director

For the Planning Commission to consider an application filed by Manual Salvador Sandoval to establish and operate a food cart located within the parking lot at 609 Creston Road.

Options:

- a. Adopt the resolution approving the proposed Conditional Use Permit 12-009, subject to standard and site specific conditions of approval;
- b. Amend, modify, or reject the above option.

Opened Public Hearing.

Public Testimony: In favor: Manual Sandoval, applicant
Kathy Barnett
Opposed: None

Closed Public Hearing.

Action: A motion was made by Commissioner Peterson, seconded by Commissioner Gregory, and passed 5-0-2 (Commissioners Barth and Treatch absent), to approve

Conditional Use Permit 12-009 with a revision allowing the operation hours to be 7am to 8pm daily.

3. **Street Abandonment 12-003 – Oak Park**
E. Gallagher, Community Development Director

For the Planning Commission to make the following recommendations to the City Council regarding abandonment (vacation) of a fragment of right-of-way of an alley north of 28th Street adjacent to the railroad:

- Find that the abandonment of the fragment of right-of-way on the alley north of 28th Street along the railroad is consistent with the General Plan.
- Consider approval of the proposed abandonment.

Options:

- a. Recommend that the City Council adopt the resolution approving the abandonment of the fragment of right-of-way of the alley north of 28th Street adjacent to the railroad;
- b. Amend, modify, or reject the above option.

Opened Public Hearing.

Public Testimony: No public testimony given either in favor or opposed.

Closed Public Hearing.

Action: A motion was made by Commissioner Gregory, seconded by Commissioner Peterson, and passed 5-0-2 (Commissioners Barth and Treach absent), to recommend that the City Council approve Street Abandonment 12-003 as presented.

OTHER SCHEDULED MATTERS -- NONE

WRITTEN CORRESPONDENCE – NONE

COMMITTEE REPORTS

- 4. Development Review Committee Minutes (for approval):
 - a. September 24, 2012
 - b. October 1, 2012

Action: A motion was made by Commissioner Holstine, seconded by Commissioner Gregory and passed 5-0-2 (Commissioners Barth and Treatch absent), to approve the DRC minutes above as presented.

- 5. Other Committee Reports:
 - a. Parks & Recreation Advisory Committee: No report.
 - b. Main Street Program: Commissioner Holstine provided report.
 - c. Airport Advisory Committee: No report.
 - d. Measure T Bond Oversight Committee: No report.

PLANNING COMMISSION MINUTES FOR APPROVAL

- 6. September 25, 2012

Action: A motion was made by Commissioner Holstine, seconded by Commissioner Gregory and passed 5-0-2 (Commissioners Barth and Treatch absent) to approve the Planning Commission minutes above as presented.

REVIEW OF CITY COUNCIL MEETING

- 7. October 2, 2012

Chairman Garcia provided an overview.

PLANNING COMMISSIONERS' COMMENTS

- Commissioner Peterson announced the dedication for the Paderewski monument will be held on Saturday, November 10, 2012 at 12:30pm at City Park.
- Chairman Garcia reminded everyone to vote on November 6, 2012.

STAFF COMMENTS – None

Any writing or document pertaining to an open session item on this agenda which is distributed to a majority of the Planning Commission after the posting of this agenda will be available for public inspection at the time the subject writing or document is distributed. The writing or document will be available for public review in the Community Development Department, 1000 Spring Street, Paso Robles, CA, during normal business hours, and may be posted on the City's web site at http://www.prcity.com/government/planning_commission/agendas.asp.

All persons desiring to speak on an agenda item are asked to fill out *Speaker Information Cards* and place them at the Staff Table prior to public discussion of that item. Each individual speaker will be limited to a presentation total of three (3) minutes per item.

AMERICANS WITH DISABILITIES ACT Any individual, who because of a disability needs special assistance to attend or participate in this meeting, may request assistance by contacting the City Clerk's Office (805) 237-3960. Whenever possible, requests should be made four (4) working days in advance of the meeting.

ADJOURNMENT to the Development Review Committee Meeting of Monday, October 29, 2012 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, November 5, 2012 at 3:30 pm at Paso Robles City Hall, 1000 Spring Street, Paso Robles, CA 93446;

subsequent adjournment to the City Council Meeting of Tuesday, November 6, 2012 at 7:30 pm at Paso Robles City Hall, 1000 Spring Street, Paso Robles, CA 93446;

subsequent adjournment to the Planning Commission Meeting of Tuesday, November 13, 2012 at 7:30 pm at Paso Robles City Hall, 1000 Spring Street, Paso Robles, CA 93446.

THESE MINUTES ARE NEITHER OFFICIAL NOR ARE THEY A PERMANENT PART OF THE RECORD UNTIL APPROVED BY THE PLANNING COMMISSION AT THEIR NEXT REGULAR MEETING.