RESOLUTION NO: _____99-048_____

A RESOLUTION OF THE PLANNING COMMISSION
OF THE CITY OF EL PASO DE ROBLES
APPROVING WAIVER 99001
(Pat Sheean)
APN: 025-041-014

WHEREAS, Waiver 99001 has been filed by Pat Sheean for the waiver of curb, gutter and sidewalk improvements for approximately 423 feet of property frontage on Union Road, for the 1.7 acre parcel located at 929 Walnut Drive, and

WHEREAS, Section 11.12.030.D of the Municipal Code, states that, in the event the construction of sidewalk is not feasible due to street locations, hardship due to fire or acts of God, topography or other physical factors, the planning commission, after hearing the recommendation of the city engineer, may waive, or modify the provisions of the chapters that apply to sidewalks, curb, gutters and driveway aprons, upon applications of the owner of the property or other persons to whom this chapter may apply, and

WHEREAS, at the location of where the street improvements would need to be installed, the topography drops off from Union Road anywhere from four (4) to (6) feet along the property frontage, and

WHEREAS, a public hearing was conducted by the Planning Commission July 27, 1999, to consider the facts as presented in the staff report prepared for the project, and to accept public testimony regarding this requested waiver, and

NOW, THEREFORE, BE IT RESOLVED, that based upon the facts and analysis presented in the staff report, and the provisions for waivers set out in Section 11.12.030.D of the Municipal Code, the Planning Commission of the City of El Paso de Robles does hereby approve Waiver 99001, waiving the requirement for curb, gutter and sidewalk improvements for the subject site due to the topographical constraints of the site.

PASSED AND ADOPTED THIS 27th day of July 1999, by the following Roll Call Vote:

AYES: Warnke, Tascona, Nemeth, Steinbeck, Johnson, Finigan, Ferravanti

NOES: None

ABSENT: None

ABSTAIN: None

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CHAIRMAN ED STEINBECK

ATTEST:

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ROBERT A. LATA, PLANNING COMMISSION SECRETARY

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