

RESOLUTION NO. 99-074
A RESOLUTION OF THE PLANNING COMMISSION
OF THE CITY OF EL PASO DE ROBLES
TO APPROVE CONDITIONAL USE PERMIT 99008
(Highway 46 Partners)
APN: 025-403-055

WHEREAS, CUP 99008 has been filed by Newlin Hastings on behalf of Highway 46 Partners, for the development of a new 14,000 square foot commercial facility with outdoor storage areas, located at 2323 Tuley Court, at the end of Tuley Court fronting on to Highway 46 East, and

WHEREAS, the planned development and Conditional Use Permit items were continued open public hearings from the Planning Commission Hearing of October 12, 1999, and

WHEREAS, the items were continued from the October 12, 1999 meeting because of an error by the Tribune regarding the publishing of the Negative Declaration public noticing, and

WHEREAS, Conditional Use Permit 99008 has also been filed as required by Section 21.16.200 of the Zoning Code for the use of outdoor storage, and

WHEREAS, the continued open public hearing was conducted by the Planning Commission on October 26, 1999, to consider the initial study prepared for this application, and to accept public testimony regarding this proposed environmental determination on the Development Plan and Conditional Use Permit, and

WHEREAS, a resolution was adopted by the Planning Commission approved a Negative Declaration status for this project, and a Negative Declaration was prepared for the proposed Planned Development application in accordance with the California Environmental Quality Act, and

WHEREAS, based upon the facts and analysis presented in the staff report, and public testimony received and subject to the conditions of approval listed below, the Planning Commission finds that the establishment, maintenance or operation for the requested use or building applied for, will not, under the circumstances of the particular case, be detrimental to the health, safety, morals, comfort, convenience and general welfare of the persons residing or working in the neighborhood of such proposed use, or be injurious or detrimental to property and improvements in the neighborhood or to the general welfare of the City.

NOW, THEREFORE, BE IT RESOLVED, that the Planning Commission of the City of El Paso de Robles does hereby approve Conditional Use Permit 99008 subject to the following conditions:

STANDARD CONDITIONS

1. Any site specific condition imposed by the Planning Commission in approving this project may be modified or eliminated, or new conditions may be added, provided that the Planning Commission shall first conduct a public hearing in the same manner as required for the approval

of this project. No such modification shall be made unless the Commission finds that such modification is necessary to protect the public interest and/or neighboring properties, or, in the case of deletion of an existing condition, that such action is necessary to permit reasonable operation and use for this approval.

2. The project shall comply with all conditions of approval in the resolution granting approval to Planned Development 99020 and its exhibits.
3. This conditional use permit (CUP) authorizes the use of outdoor storage areas for the 14,000 square foot commercial facility located at 2323 Tuley Court. In the future, if the applicant wants to add to or change the location of the outdoor storage areas, a fencing and screening plan shall be reviewed by the Development Review Committee (DRC).
4. For the outdoor storage areas that can be seen from Highway 46 East, a fencing material besides chain link and slats shall be used. The material shall complement the building, such as matching metal or possibly a vinyl material. The final material shall be presented to the DRC for review and approval.

PASSED AND ADOPTED THIS 26th Day of October, 1999 by the following Roll Call Vote:

AYES: JOHNSON, WARNKE, NEMETH, STEINBECK, FERRAVANTI, TASCONA

NOES: NONE

ABSENT: FINIGAN

ABSTAIN: NONE

CHAIRMAN ED STEINBECK

ATTEST:

ROBERT A. LATA, PLANNING COMMISSION SECRETARY

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