

RESOLUTION NO.: 01-037
A RESOLUTION OF THE PLANNING COMMISSION
OF THE CITY OF EL PASO DE ROBLES
APPROVING A MITTIGATED NEGATIVE DECLARATION FOR
PLANNED DEVELOPMENT 01-001
(APPLEBAUM / GUTH)

APN: 009-154-001, 014 & 015

WHEREAS, Planned Development 01-001 has been filed by David Brown on behalf of Charles Applebaum and Karen Guth for the construction of a 10,000 square foot two-story office building, on property located on the southeast corner of Park Street and 9th Street, and

WHEREAS, Section 21.16A.050 of the Municipal Code requires adoption of a development plan in conjunction with the development of any property within a Planned Development Overlay District, and

WHEREAS, public notice of the proposed Negative Declaration was given as required by Section 21092 of the Public Resources Code, and

WHEREAS, based on the information contained in the Initial Study prepared for this development plan applications, the proposed mitigation measures, the mitigation contract signed by the applicant, the staff report, and testimony received as a result of the public notice, the City, using its own independent judgement, finds that all potentially significant effects of the project on the environment can and will be avoided or mitigated to a level of insignificance by:

1. Imposing the specified mitigation measures on future development; and
2. Compliance with the Mitigation Contract that allows for further, development specific, CEQA review.”

WHEREAS, a public hearing was conducted by the Planning Commission on April 24, 2001, to consider facts as presented in the staff report prepared for this project, and to accept public testimony regarding this proposed project, and

NOW, THEREFORE, BE IT RESOLVED, that the Planning Commission of the City of El Paso de

Robles does hereby approve a Mitigated Negative Declaration for Planned Development 01-001 subject to the applicant complying with the following mitigation measures contained in the Resolution approving Planned Development 00-001:

<u>Condition No.</u>	<u>Topic of Mitigation</u>
PD 01-001 Resolution: 11	Biological (oak trees)

PASSED AND ADOPTED THIS 24th day of April, 2001, by the following roll call vote:

AYES: Nicklas, McCarthy, Warnke, Johnson, Steinbeck, Tascona, Calloway

NOES: None

ABSENT: None

ABSTAIN: None

CHAIRMAN RON JOHNSON

ATTEST:

ROBERT A. LATA, PLANNING COMMISSION SECRETARY

darren\pd\01001Applebaum\ND res