

RESOLUTION NO: 04-060

**A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF PASO ROBLES
ADOPTING A MITIGATED NEGATIVE DECLARATION AND
A MITIGATION MONITORING PROGRAM
FOR PLANNED DEVELOPMENT 04-007 AND FOR THE
MASTAGNI CLOCK TOWER BUILDING LOCATED AT 801 12TH STREET
(APN: 009-044-007)
(APPLIED FOR BY THE MASTAGNI FAMILY TRUST)**

WHEREAS, Planned Development 04-007 has been filed by the Mastagni Family Trust; and

WHEREAS, Planned Development 04-007 is a proposal to construct a 3-story, 28,011 square foot retail and office building; and

WHEREAS, the General Plan land use designation is CC (Community Commercial) and the Zoning Ordinance district is C1-PD (General Commercial Planned Development), and

WHEREAS, pursuant to the Statutes and Guidelines of the California Environmental Quality Act (CEQA), and the City's Procedures for Implementing CEQA, an Initial Study and a Draft Mitigated Negative Declaration was prepared and circulated for public review and comment; and

WHEREAS, no public comments or responses were received in regard to the Draft Mitigated Negative Declaration and Initial Study; and

WHEREAS, Public Notice of the proposed Mitigated Negative Declaration was posted as required by Section 21092 of the Public Resources Code; and

WHEREAS, a public hearing was conducted by the Planning Commission on May 25, 2004 to consider the Initial Study, the proposed Mitigated Negative Declaration prepared for the proposed project, and to accept public testimony on the Planned Development, Conditional and environmental determination; and

WHEREAS, mitigation measures are herein incorporated into the project as identified in the General Plan Environmental Impact Report to mitigate the identified environmental effects related to circulation as set forth therein and included in Exhibit A; and

WHEREAS, based on the information and analysis contained in the Initial Study prepared for this project and testimony received as a result of the public notice, the Planning Commission finds that there is no substantial evidence that there would be a significant impact on the environment as a result of the development and operation of the proposed project. This finding is based on the Mitigation Monitoring Program included in the General Plan Environmental Impact Report.

NOW, THEREFORE, BE IT RESOLVED, by the Planning Commission of the City of El Paso de Robles, based on its independent judgment, that it does hereby adopt a Mitigated Negative Declaration and Monitoring

Program for Planned Development 04-007 in accordance with the Statutes and Guidelines of the California Environmental Quality Act (CEQA) and the City's Procedures for Implementing CEQA.

PASSED AND ADOPTED THIS 25th day of May, 2004 by the following roll call vote:

AYES: Commissioners - Kemper, Johnson, Ferravanti, Hamon, Steinbeck and Chairman Flynn
NOES: Commissioners -None
ABSENT: Commissioner Mattke
ABSTAIN: Commissioners - None

CHAIRMAN TOM FLYNN

ATTEST:

ROBERT A. LATA, PLANNING COMMISSION SECRETARY