

RESOLUTION NO.: 04-102

**A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF PASO ROBLES
ADOPTING NEGATIVE DECLARATION FOR
PLANNED DEVELOPMENT 04-011 FOR THE KENNEDY FITNESS CENTER
ON SOUTH RIVER ROAD BETWEEN OAK HILL ROAD AND SERENADE ROAD (APN: 009-815-008)**

(KARL WITTSTROM AND PETE CAGLIERO - APPLICANT AND PROPERTY OWNERS)

WHEREAS, Planned Development 04-011 has been filed by Karl Wittstrom and Pete Cagliero; and

WHEREAS, Planned Development 04-011 is a proposal to construct a 41,000 fitness center and 2 commercial buildings (2,450 s.f. and 3,600 s.f.); and

WHEREAS, the General Plan land use designation is RC (Regional Commercial) and the Zoning Ordinance district is RC (Regional Commercial), 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 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 Negative Declaration and Initial Study; and

WHEREAS, Public Notice of the proposed 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 September 14, 2004 to consider the Initial Study, the proposed Negative Declaration prepared for the proposed project, and to accept public testimony on the Planned Development and environmental determination; 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 Negative Declaration for Planned Development 04-011 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 14th day of September, 2004 by the following roll call vote:

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

CHAIRMAN TOM FLYNN

ATTEST:

ROBERT A. LATA, PLANNING COMMISSION SECRETARY