

RESOLUTION NO: 06-0040

**A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF PASO ROBLES
ADOPTING NEGATIVE DECLARATION FOR PLANNED DEVELOPMENT 04-012
AMENDMENT and CONDITIONAL USE PERMIT 04-016 AMENDMENT
APN: 025-501-009 & 010
APPLICANT –ORRIN COCKS**

WHEREAS, Planned Development 04-012 Amendment has been filed by Orrin Cocks for the construction of a new 120,000 square foot self storage facility with care taker unit; and

WHEREAS, the project is located at 1601-1621 North River Road; and

WHEREAS, the General Plan land use designation is IND (Industrial) and the Zoning Ordinance district is M (Manufacturing); and

WHEREAS, in conjunction with PD 04-012, the applicant has submitted Conditional Use Permit 04-016 Amendment in accordance with Table 21.16.200; and

WHEREAS, Planned Development 04-012 & Conditional Use Permit 04-016 Amendments would replace PD 04-012 & CUP 04-016 which was approved by the Planning Commission on November 23, 2004, via Resolutions 04-133, 04-134 & 04-135; and

WHEREAS, the project associated with Planned Development 04-012 & Conditional Use Permit 04-016 was never built; the site is currently vacant; 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 May 23, 2006 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 (on file) 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 04-012 Amendment and Conditional Use Permit 04-016 Amendment 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 23rd day of May, 2006 by the following roll call vote:

AYES: Holstine, Withers, Menath, Flynn, Hamon, Steinbeck, Johnson

NOES: None

ABSENT: None

ABSTAIN: None

CHAIRMAN JOHN HAMON

ATTEST:

RON WHISENAND, PLANNING COMMISSION SECRETARY