



CITY OF RED BLUFF

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PLANNING COMMISSION AGENDA

Date of Meeting: Tuesday, December 22, 2015
Time of Meeting: 5:15 p.m.
Place of Meeting: City Council Chambers
555 Washington Street
Red Bluff, CA

The City of Red Bluff welcomes you to their meetings, which are regularly scheduled for the fourth Tuesday of each month. Your participation and interest are encouraged and appreciated. Meeting notices are available in appropriate alternative formats, upon request of a person with a disability. If accommodations are needed for individuals with disabilities, please contact the Planning Department at City Hall prior to the day of the meeting.

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The Agenda is divided into two sections:

CONSENT AGENDA: These items include routine financial and administrative actions and are usually approved by a single majority vote. Any Planning Commission member, staff member or interested person may request that an item be removed from the Consent Agenda and those items are usually considered following approval of the remaining Consent Agenda.

REGULAR AGENDA: These items include significant financial and administrative actions of special interest that are usually approved individually by a majority vote. The Regular Agenda also includes noticed hearings and public hearings. The times on the agenda are approximate.

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A. CITIZEN'S COMMENT:

This time is set-aside for citizens to address the Planning Commission on any item of interest to the public that is within the subject matter jurisdiction of the Planning Commission. For items that are on the agenda, public comment will be heard when the item is discussed. If your comments concern an item that is noted as a public hearing, please address the Planning Commission after the public hearing is opened for public testimony. The Chairperson reserves the right to limit each speaker to three (3) minutes. Please understand that by law, the Planning Commission cannot make decisions on matters not on the agenda and matters of concern will be referred to the Planning Director's Office.

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B. CURRENT BUSINESS:

1. APPROVAL OF MINUTES

October 27, 2015

- 2. VARIANCE NO. 2015-01; A VARIANCE TO CONSTRUCT A NEW GARAGE STRUCTURE WITHIN THE REQUIRED FRONT- AND SIDE-SETBACK AREAS AND CLOSER THAN EIGHT (8) FEET FROM AN EXISTING DWELLING IN THE R-1 ZONING DISTRICT AND DETERMINATION OF CEQA EXEMPTION; 728 MUSICK AVENUE; ASSESSOR'S PARCEL NUMBER 033-111-013**

Recommendation:

That the Planning Commission adopt Resolution No. 2015-09, subject to the Findings and Conditions attached to this report, recommending for approval to the City Council a Setback Variance as allowed in RBCC Article XV: Variances to allow for a modification to the required front- and side-yard setbacks and to allow for a reduction in the minimum spacing between structures.

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3. USE PERMIT NO. 2015-02; A CONDITIONAL USE PERMIT REQUEST TO ESTABLISH AND OPERATE THE RESTPADD PSYCHIATRIC HEALTH FACILITY IN A C-2 ZONING DISTRICT AND DETERMINATION OF CEQA EXEMPTION; 925 WALNUT STREET; ASSESSOR'S PARCEL NUMBER 029-362-09

Recommendation: That the Planning Commission:

1. Consider all public testimony, the proposed Categorical exemption, and all information submitted with Use Permit No. 2015-02 and make a determination on the project.
2. Adopt Resolution No. 2015-08 approving Use Permit No. 2015-02.

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4. **ORDINANCE NO 1041; AN ORDINANCE OF THE CITY OF RED BLUFF IMPOSING AN EXPRESS BAN ON MARIJUANA CULTIVATION, MARIJUANA PROCESSING, MARIJUANA DELIVERY, AND MARIJUANA DISPENSARIES IN THE CITY.**

Recommendation:

Staff recommends that the Planning Commission recommend approval of the proposed amendments to Title 25, *Zoning*, of the Red Bluff City Code to the City Council as presented with this report. Staff also recommends that the Planning Commission make a recommendation to the City Council that the proposed action is *exempt* from CEQA review under Public Resources Code Section 15061(b)(3), commonly described as the ‘general rule’ exemption. The Planning Commission Resolution is included as *Attachment “D”*. Staff proposes the following process for the consideration of this matter:

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Accept report by staff;

1. Open the public hearing and take public testimony;
2. Close the public hearing and initiate consideration of the project by the Commission; and
3. Motion and vote by the Commission making a recommendation on the draft amendment to the City Council.

If the Planning Commission determines that it is appropriate to take action on the amendment as presented or amended, staff recommends that the Commission make the following motion:

Move that the Planning Commission adopt Planning Commission Resolution 2015-10 recommending that the City Council determine that the proposed project is exempt from further review under the California Environmental Quality Act (CEQA) pursuant to Section 15061 (b)(3); and recommend approval of ZCA 2015-01 to the City Council to amend Chapter 25, Zoning, by adding Sections 25.214.00 through 25.214.05 to the Red Bluff City Code.

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C. STAFF ITEMS/REPORTS:

- 1. DISCUSSION OF TENTATIVE ITEMS FOR JANUARY 26, 2016.**

D. ADJOURNMENT:

There being no further business the meeting is adjourned until January 26, 2016 at 5:15 p.m., City Council Chambers, City Hall.

*NOTE: Anyone wishing to appeal a decision of the Planning Commission may do so within 10 calendar days for Use Permits and Subdivisions. The appeal/request must be submitted to: City Council, 555 Washington Street, Red Bluff, CA 96080. **Postmarks will not be accepted.***

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INFORMATION AND PROCEDURES CONCERNING CONDUCT OF CITY PLANNING COMMISSION MEETINGS

Public Participation:

- All members of the public may address Commission on any item listed on the agenda.
- Please step up to the podium microphone when addressing the Commission.
- Each speaker will be asked to state his/her name before speaking, and after speaking to voluntarily write his/her name on a record to be maintained by the Secretary.
- Persons demonstrating rude, boisterous or profane behavior will be called to order by the Chairman. If such conduct continues, the Chairman may call a recess, requesting the removal of such person(s) from the forum, adjourn the meeting or take some other appropriate action.

Time Limit:

- Three-minute time limit may be imposed for each speaker unless Commission asks questions.
- Speakers may address Commission only one time on each agenda item.

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- A speaker may not defer his/her time to other speakers.
- Groups or organizations are encouraged to select a spokesperson to speak on their behalf. Each subsequent speaker is encouraged to submit new information, rather than repeating comments made by prior speakers to simply indicate their agreement.

Written Material:

- Commission is unable to read written materials presented at the meeting. If any person intends to appear before the Commission and provide written material, it should be delivered to the Planning Department's Office the Thursday before the meeting in order that copies may be included with the agenda. This gives the Commission an opportunity to review the material in advance.

Special Presentations:

- Special presentations, which include slides, films, etc. during the course of a meeting, will only be allowed with prior approval of the Commission.

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Business from the Floor:

- A member of the general public may address the Commission on any matter not appearing on the agenda that is of interest to such person and is within the jurisdiction of the Commission.
- No action can be taken by Commission on any items brought forward at this time. Commission may request this item to be brought back at a subsequent meeting.

Agenda Copies:

- Available at the meeting.
- May be mailed to an individual at an annual cost set forth in the City's Fee Schedule.
- May be picked up in advance at City Hall without charge.

Copies of Agenda Items:

- Available for public inspection at City Hall prior to a meeting.
- Copies may be obtained after payment of applicable copy fees.

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Use of Cell Phones During, Meetings:

- The Commission appreciates your cooperation in turning off all cell phones during the meeting.

Items Not Appearing, on Posted Agenda:

- This agenda was posted at least 72 hours in advance of this meeting. Other than in instances of specific statutory exception, the Commission may not act on items not appearing on the agenda.

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