



PLANNING COMMISSION AGENDA

JAIME HOLT, Chair

Commission Members
SEROP TOROSSIAN, Vice Chair
PAUL E. CAPRIOGLIO
RAMA DAWAR
ANDY HANSEN-SMITH
LUISA MEDINA
ROJELIO VASQUEZ

Development and Resource Management Department
JOHN M. DUGAN, AICP
Director/Planning Commission Secretary

Senior Deputy City Attorney
SHANNON L. CHAFFIN

The Planning Commission welcomes you to this meeting.

May 18, 2011

Wednesday

6:00 p.m. to 10:00 p.m.

City Hall, Second Floor, COUNCIL CHAMBER, 2600 Fresno Street

The meeting room is accessible to the physically disabled, and the services of a translator can be made available. Requests for additional accommodations for the disabled, signers, assistive listening devices, or translators should be made one week prior to the meeting. Please call Development and Resource Management Department staff at 559-621-8277. **The agenda and related staff reports are available at www.fresno.gov.**

El cuarto de la reunión es accesible a los físicamente incapacitados y los servicios de un traductor pueden ser hechos disponible. Peticiones para servicios adicionales para los incapacitados, los firmantes, aparatos de escuchar o los traductores deben ser hechos una semana antes de la reunión. Por favor llame a el Departamento de la Planificación y el Desarrollo en 559-621-8277.

Chav sablaj muaj rau cov tibneeg xiam ooqhab, thiab muaj tibneeg txhaislus rau cov uas xav tau kev pabcuam. Yog thov kev pabcuam rau cov tibneeg xiam ooqhab, cov hlua ntsaws pobntseg mloog haislus, los yog tibneeg txhaislus, nej yuav tau hais tuaj ib asthiv los yog ib limpiam ua ntej lub rooj sablaj. Nej hu tau rau peb cov tubtxib ntawm tus xovtooj: 559-621-8277.

Metered parking is in effect throughout the downtown area. The general public wishing to attend a Planning Commission meeting at City Hall may park after 5 p.m. in the parking lot at the northeast corner of Tulare and P Streets or in the parking lot east of City Hall across the railroad tracks. Both parking lots have entrances from Tulare Street, and parking restrictions have been relaxed in these lots for those

I. ROLL CALL

II. PLEDGE OF ALLEGIANCE

III. **PROCEDURES**

For each matter considered by the Commission, there will first be a staff presentation, followed by a presentation from the project applicant. Testimony from supporters of the project will then be taken, followed by testimony from those in opposition. The applicant will have the right to a final rebuttal presentation prior to closing the public hearing.

In accordance with Section 13 of Article 2 of the Planning Commission Rules and Regulations governing length of public debate, all public testimony from those in support and in opposition of the project will be limited to three minutes per person. The three lights on the podium next to the microphone will indicate the amount of time remaining for the speaker. The green light will be turned on when the speaker begins. The yellow light will come on with a soft bell ring when one minute is remaining. The speaker should be completing the testimony by the time the red light comes on with a final bell indicating time has expired. All public testimony must be presented to the Commission at the podium. Any testimony that references race, religion, economic status, national origin, shall be deemed out of order, irrelevant and will not be considered by the Commission in making its land use determinations.

If you challenge these land use matters in court, you may be limited to raising only those issues you or someone else raised in oral or written testimony at or before the close of the hearing.

IV. **AGENDA APPROVAL**

- A. Consent Calendar Requests
- B. Continuance Requests
- C. Other Agenda Changes

V. **CONSENT CALENDAR**

All Consent Calendar items are considered by the Planning Commission to be routine and will be enacted in one motion. There will be no separate discussion of these items unless requested, in which event the items will be removed from the Consent Calendar and considered prior to approval of the Consent Calendar. If any member of the public wishes to have a specific item removed for discussion, be present when the meeting is called to order and the Chair announces the Consent Calendar. Commission approval of Consent Calendar items for which there is no discussion shall constitute adoption of the staff recommendation.

- A. Minutes
- B. Communications

1. [Consideration of a request by the Fresno Unified School District to provide a recommendation and determination of General Plan consistency regarding the proposed purchase of 22.8 acres for a middle school site \(located on the southeast corner of East Church Avenue and South Martin Luther King JR. Boulevard\) and potential purchase of land to replace drainage capacity in Fresno Metropolitan Flood Control District Basin II₁ \(located on the south side of East Church Avenue between South Elm Avenue and South Martin Luther King JR. Boulevard\).](#)

- C. Entitlements

VI. REPORTS BY COMMISSIONERS

VII. CONTINUED MATTERS

VIII. NEW MATTERS

A. [Consider Conditional Use Permit Application No. C-11-016, filed by Manuel Perales on behalf of Yosemite Falls Café, relating to an existing restaurant within the Granite Park Development located at 4020 North Cedar Avenue between East Dakota and East Ashlan Avenues.](#)

1. **Approve Environmental Assessment No. C-11-016** recommending a Categorical Exemption Section 15301/Class 1 and 15332/Class 32 be adopted for the conditional use permit application.
2. **Approve Conditional Use Permit Application No. C-11-016** which is a request to operate a night club within an existing restaurant. The restaurant (Yosemite Falls Café) has an existing Alcohol Beverage Control license which allows for the sale of beer, wine and distilled spirits (ABC Type 47 license).
 - McLane Area Community Plan
 - Council District 4 (Councilmember Westerlund)
 - Staff Recommendation: Recommend continue to June 1, 2011
 - Staff Member: Israel Trejo
 - May be considered by the City Council

B. [Consider Vesting Tentative Tract Map No. 5997/UGM](#) filed by Quad Knopf, Inc., on behalf of De Young Properties 5581, L.P., property owner, pertaining to approximately 2.30 net acres of property located on the east side of North Chestnut Avenue between East Teague and East Shepherd Avenues.

1. **Approve Environmental Assessment T-5997** which recommends that the proposed project, as an infill development project and subdivision, be found Categorically Exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to Section 15332/Class 32 of the CEQA Guidelines.
2. **Approve Vesting Tentative Tract No. 5997/UGM** which proposes to subdivide the subject property for the purposes of developing a conventional 8-lot single family residential public street subdivision at an overall density of approximately 3.48 dwelling units per acre.
 - Woodward Park Community Plan
 - Council District 6 (Councilmember Brand)
 - Staff Recommendation: Recommend Approval
 - Staff Member: Will Tackett
 - May be considered by the City Council

VIII. NEW MATTERS (Continued)

C. [Consider Plan Amendment Application No. A-11-002 and Rezone Application No. R-11-002, filed by Jeff Roberts, on behalf of Trudy Moxley, which pertains to approximately 7.18 acres in an area located on the east side of North Blythe Avenue between West Dakota and West Ashlan Avenues, in the City and County of Fresno, California.](#)

1. **Recommend Approval to the City Council** of the adoption of the Mitigated Negative Declaration prepared for Environmental Assessment No. A-11-002/R-11-002.
2. **Recommend Approval to the City Council** of Plan Amendment Application No. A-11-002 which proposes to amend the 2025 Fresno General Plan and West Area Community Plan for APN 511-250-02 (4.86 acres) from the medium-low density residential planned land use destination to the medium-high density residential planned land use destination.
3. **Recommend Approval to the City Council** of Rezone Application No. R-11-002 which proposes to reclassify APN 511-250-02 (4.86 acres) from the AE-5/UGM (*Exclusive Five Acre Agricultural/Urban Growth Management*) zone district to the R-2/UGM (*Low Density Multiple Family Residential/Urban Growth Management*) zone district and APN 511-363-24 (2.32 acres) from the R-1/UGM (*Single Family Residential/Urban Growth Management*) zone district to the R-2/UGM (*Low Density Multiple Family Residential/Urban Growth Management*) zone district.

- West Area Community Plan
- Council District 1 (Councilmember Xiong)
- Staff Recommendation: Recommend continue to June 1, 2011
- Staff Member: McKencie Contreras
- Will be considered by the City Council

IX. REPORT BY SECRETARY

X. SCHEDULED ORAL COMMUNICATIONS

XI. UNSCHEDULED ORAL COMMUNICATIONS

You may address the Planning Commission at the conclusion of the Commission meeting regarding matters of public interest that are not listed on the agenda and that are within the Commission's jurisdiction. Please be present at the conclusion of the meeting if you wish to be heard. Anyone wishing to be placed on the Planning Commission agenda should contact the Planning and Development Department, (559) 621-8277, at least 10 days before the desired appearance date.

XII. ADJOURNMENT