

MINUTES

**CITY OF DELANO
PLANNING COMMISSION – REGULAR MEETING
July 11, 2012**

CALL TO ORDER

Vice-Chairman Barba called the meeting to order at 6:05 p.m. in the City Hall Council Chambers, 1015 – Avenue.

FLAG SALUTE

Commissioner Todd led the flag salute.

ROLL CALL

Commissioners present: Irma Barba, Anthony Gonzales, Sandeep Grewal, Gary Langston, Terrence Monrian, Dwight Todd

Commissioners absent: Diana Headrick

OFFICIALS PRESENT

Community Development Director Cariño, City Clerk Kraft, Associate Planner Mtunga

SWEAR-IN NEW COMMISSIONER

City Clerk Kraft swore-in new Planning Commissioner Terrance Monrian.

ELECTION OF CHAIRMAN AND VICE-CHAIRMAN

Moved by Commissioner Grewal, seconded by Commissioner Monrian and unanimously carried to elect Commissioner Barba to serve as chairman.

Moved by Chairman Barba, seconded by Commissioner Todd and unanimously carried to elect Commissioner Grewal to serve as vice-chairman.

ITEMS FROM THE PUBLIC

No items

CONSENT AGENDA

- 1) Authorization to waive the reading of any ordinance or resolution in its entirety and consenting to the reading of such ordinances or resolutions by title only
- 2) Minutes of regular Planning Commission meeting of May 9, 2012
- 3) Minutes of regular Planning Commission meeting of June 13, 2012
- 4) Minutes of special Planning Commission meeting of June 20, 2012

Moved by Commissioner Todd, seconded by Commissioner Grewal, and unanimously carried to approve the Consent Agenda.

PUBLIC HEARINGS

- 5) Public hearing #2012-04: (continued from June 20, 2012) Zone Amendment No. 2012-01, a proposal to amend Title 20 of the Delano Municipal Code by rescinding Chapter 20.14.20(9)(k) thereof and by adding a new Chapter 20.14.30(10) thereto establishing standards for the placement and design of off-site advertising signs within commercial and industrial zone districts, by amending Table 14.A of Chapter 20.14.40 thereof to bring on-site identification sign standards for office uses within commercial zone districts into consistency with the standards for non-office uses within the same zone districts, and by amending Chapter 20.14.50(3) thereof pertaining to regulations for the placement and display of temporary political signs

Ms. Cariño stated that staff requests this item be tabled to allow staff additional time for research and preparation of the staff report.

Moved by Commissioner Gonzales, seconded by Commissioner Grewal and unanimously carried to table the public hearing for Zone Amendment No. 2012-01.

- 6) Public hearing #2012-05: (continued from June 20, 2012) Zone Amendment No. 2012-02 a proposal to amend Title 20 of the Delano Municipal Code by revising Table 5.A within Chapter 20.5.30 thereof to delete the requirement for approval of a conditional use permit to allow alcohol sales for on-site consumption within restaurants. The proposed amendment will eliminate an existing inconsistency in the language of Chapter 20.5.30 with that of Chapter 20.11.50(2)(b) exempting a bona fide restaurant from the requirement for a conditional use permit if it sells alcoholic beverages.

Ms. Carino presented the staff report.

Chairman Barba asked for public comments. There were no public comments

Chairman Barba closed the public hearing.

Moved by Commissioner Langston, seconded by Commissioner Gonzales and unanimously carried to adopt Resolution No. 2012-10 recommending to City Council approval of an ordinance amending Title 20 of the Delano Municipal Code by revising Table 5.A within Chapter 20.5.30 thereof to delete the requirement for approval of a conditional use permit to allow alcohol sales for on-site consumption except for distilled spirits or hard liquor within restaurants, and amending Chapter 20.11.50(2)(b) thereof to add language retaining the conditional use permit requirement for restaurants that serve distilled spirits or hard liquor for on-site consumption.

- 7) Public hearing #2012-06: Conditional Use Permit No. 2012-02, a request for a determination of public convenience or necessity, as required by Section 23958.4 of the California Business and Professions Code, for the proposed sale of beer and wine only for off-site consumption (Type 20 license) at an existing drug store, Walgreens, in the "GC" (General Commercial) zone district located at 1435 High Street, at the southwest corner of Cecil Avenue and High Street (Assessor Parcel Numbers 037-020-11 and 037-020-13).

Ms. Carino presented the staff report.

Chairman Barba asked for public comments. There were no public comments

Chairman Barba closed the public hearing.

Chairman Barba asked why Walgreen had not applied for the CUP when it applied for all the other permits. Brad Haggard, representing Walgreen, explained that there was not a license available at that time. One has now become available and the store has applied for it.

Moved by Commissioner Langston, seconded by Commissioner Grewal and unanimously carried to adopt Resolution No. 2012-11 approving Conditional Use Permit No. 2012-02 requesting approval of beer and wine sales for off-site consumption only at an existing Walgreens drug store in the GC general commercial zone district on property located at 1435 High Street.

Moved by Commissioner Grewal, seconded by Commissioner Todd and unanimously carried to adopt Resolution No. 2012-12 approving Conditional Use Permit No. 2012-02 and making a determination that the public convenience or necessity will be served by approval of a proposed beer and wine sales license for off-premises consumption at an existing Walgreens pharmacy and retail store in the GC general commercial zone district at 1435 High Street.

REGULAR AGENDA

No items

DEPARTMENTAL REPORTS

Ms. Cariño provided an up-date on the Wal-Mart project. Staff is waiting for the application for the lot-line adjustment. After it is checked and recorded, the project can move forward.

COMMISSIONER STATEMENTS AND REPORTS

Commissioner Langston – no items

Commissioner Gonzales thanked Ms. Cariño for her taking his phone calls and providing help. He welcomed new staff and Commissioner Monrian.

Commissioner Monrian – no items

Commissioner Grewal – no items

Commissioner Todd – no items

Chairman Barba welcomed Commissioner Monrian and thanked Ms. Cariño for all the help she provides. Chairman Barba reported that Commissioner Headrick had surgery today.

ADJOURNMENT

Chairman Barba adjourned the meeting at 6:37 p.m.

Phyllis A. Kraft, City Clerk