

conditions presented.

Staff also recommended that the Planning Commission make a determination that the project is exempt from the environmental review pursuant to the provisions of the California Environmental Quality Act (CEQA) pursuant to Section 15311(a) on-premise signs of the CEQA Guidelines.

There being no comments from the public, the public hearing was closed and discussion was opened to the Commission.

Following Commission discussion, Commissioner McAllister made a motion to approve the application for a sign use permit to install two wall signs 41.15 sq. ft. each, 82.3 sq. ft. total for the two signs, in addition to the existing 63.76 sq. ft. wall sign for a total of 146.06 sq. ft. of wall signs, copy to read "Holiday Inn Express". Project is located on the property at 707 Montague Road, Assessor's Parcel No. 53-642-280, PUD (Planned Unit Development) zone, GC (General Commercial) General Plan designation. Approval is with the determination that the project is exempt from the environmental review pursuant to the provisions of the California Environmental Quality Act (CEQA) pursuant to Section 15311(a) on-premise signs of the CEQA Guidelines. The approval is based on Staff's and the Technical Committee's recommendations and is subject to full compliance with all applicable city, state, and federal laws and regulations and the following findings and conditions of approval:

FINDINGS:

1. The installation of a two wall signs 41.15 sq. ft. each, 82.3 sq. ft. total for the two signs, in addition to the existing 63.76 sq. ft. wall sign for a total of 146.06 sq. ft. of wall signage, copy to read "Holiday Inn Express" will not:
 - a. be contrary to the public's interest, safety, health, and welfare.
 - b. be detrimental to property or improvements in the neighborhood.
2. The subject property is located at 707 Montague Road within the North Yreka Interchange as provided in Section 13.68.030 of the Yreka Municipal Code and is a lodging business whose primary clientele are the motoring public on Interstate 5.
3. The subject property is a large parcel of approximately 1.78 acres and has a large structure of approximately 43,545 sq. ft. as provided in Section 13.68.020 of the Yreka Municipal Code and will therefore not be contrary to the intent of Chapter 13 or the public interest, safety, health and welfare to allow wall signage in excess of 100 sq. ft. but less than the maximum allowable of 150 sq. ft.
4. The Planning Commission made a determination that this project is exempt from the provisions of the California Environmental Quality Act pursuant to Section 15311(a) (On-Premises Signs) of the CEQA Guidelines.

CONDITIONS:

1. The signs installed shall comply with the specifications and plans approved by the Planning Commission on August 19, 2009 and shall serve only to identify the business carried on said premises.
2. The permit does not constitute approval from the Department of Transportation of the State of California; the Permittee shall comply with any and all statutes, rules, and regulations of the State of California if applicable.
3. The signs shall be erected in accordance with the specifications and plans submitted by Ben Storms for McHale Sign Co. and approved by the Planning Commission on August 19, 2009 and shall not be deviated from without the prior review and approval of the Planning Commission.
4. The signs shall harmonize with the materials, textures, sizes, shapes, heights, locations, and designs of the buildings, properties, or neighborhood of which they are a part, and as approved by the Planning Commission.
5. The signs shall be erected in accordance with Title 13, Signs, of the Yreka Municipal Code.
6. Permittee shall obtain a building permit and shall pay the necessary fees therefore prior to installing the signs approved by the Planning Commission at its meeting held on August 19, 2009.
7. The signs shall be removed within thirty days after the business closes and is no longer in operation on the property upon which the signs are located.
8. The sign use permit shall be automatically revoked and terminated if not used within one year from date of approval.

Commissioner Baird seconded the motion. The motion carried by the following vote:

AYES: Baird, Knitter, Leal, McAllister, Ohlund, Osborn, Rolzinski
 NOES: None

USE PERMIT MODIFICATION – PLANNED UNIT DEVELOPMENT
ROGER AKKERMAN – MONTAGUE ROAD APPROVED

The Commission reviewed the application submitted by Roger Akkerman for a permit to modify Use Permits #2882, #3081, and #3507 to allow for retail businesses established within a building consistent with C-2 and CH zones in addition to currently approved auto/truck refueling, R.V. Park, restaurant, motel/hotel site, R.V. repair business and sales of park model recreational vehicles within the Planned Unit Development (PUD) on the

property located at 717,727, 737, 747, 757, 777, 787, and 797 Montague Road. This being the time and date set for a public hearing for an application for a use permit Chair Knitter opened the public hearing to the audience.

Staff reported the Technical Committee recommended approval subject to the findings and conditions presented.

Staff also reported a Mitigated Negative Declaration was filed for the Planned Unit Development on May 29, 1998 the modification proposed will not have a significant impact on the previously approved project; therefore, Staff recommends processing this project with an Addendum to the Mitigated Negative Declaration.

The locations listed do not include the Hotel site or the RV Park site.

John Richter, representative for the applicant, read a letter requesting approval of the modification to the Planned Unit Development

There being no further comments from the public, the public hearing was closed and discussion was opened to the Commission.

Following Commission discussion, Commissioner Ohlund made a motion to approve the application for a permit to modify Use Permits #2882, #3081, and #3507 to allow for retail businesses established within a building consistent with C-2 and CH zones in addition to currently approved auto/truck refueling, R.V. Park, restaurant, motel/hotel site, R.V. repair business and sales of park model recreational vehicles within the Planned Unit Development (PUD) on the property located at 717,727, 737, 747, 757, 777, 787, and 797 Montague Road, Assessor's Parcel Nos. 053-642-300, 350, 360, 370, 380, 550, 560, and 570, PUD (Planned Unit Development) zone, GC (General Commercial) and I (Industrial) General Plan designation. A Mitigated Negative Declaration was filed for the Planned Unit Development on May 29, 1998 the modification proposed will not have a significant impact on the previously approved project; therefore, this project is processed with an Addendum to the Mitigated Negative Declaration. The approval is based on Staff's and the Technical Committee's recommendations and is subject to full compliance with all applicable city, state, and federal laws and regulations and the following findings and conditions of approval:

FINDINGS:

1. The modification of Use Permit #2883, #3081, and 3507 to allow for retail businesses established within a building consistent with C-2 and CH zones in addition to currently approved auto/truck refueling, R.V. Park, restaurant, motel/hotel site, R. V. repair business and sales of park model recreational vehicles with the Planned Unit Development (P.U.D.) will not:
 - a. be detrimental to the health, safety, peace, morals, comfort and general welfare of persons residing or working in the neighborhood, and will not be

detrimental to the harmonious and orderly growth of the City of Yreka because the property is adjacent to commercial and light industrial zoned property and commercial and light industrial uses.

b. be detrimental to property or improvements in the neighborhood and the commercial use will not impair the desirability of investment or occupation in the vicinity for the reason stated in (a) above.

c. cause unreasonable vehicular traffic, parking congestion, noise, nuisance, or odors because any new retail use will be required to construct parking as required in Yreka Municipal Code (YMC) section 16.54.020, and as required in the previous approvals traffic signals have been installed on Montague Road to accommodate the uses in the Planned Unit Development.

d. adversely affect matters regarding police protection, crime prevention, and security.

e. adversely affect circulation or traffic patterns in the neighborhood or constitute a nuisance for the reason stated in (c) above.

2. The use is compatible with the policies and objectives of the Zoning Ordinance and the General Plan.

3. The combination of different types and/or variety of land uses in the development will complement each other and will harmonize with existing and proposed land uses in the vicinity because they are all commercial types of land uses.

4. This project is processed with an Addendum to the Negative Declaration prepared for the Yreka Travel Plaza Planned Unit Development and Tentative Parcel Map filed on May 29, 1998 because substantial changes will not occur with respect to the circumstances under which the project is undertaken which will require major revisions of the previous Negative Declaration due to the involvement of new significant environmental effects.

CONDITIONS:

1. Permittee granted a permit to modify Use Permit #2883, #3081, and #3507 to allow retail businesses established within a building consistent with C-2 and CH zones in addition to currently approved auto/truck refueling, R.V. Park, restaurant, motel/hotel site, R.V. repair business, and sales of park model recreational vehicles within the Planned Unit Development (P.U.D.) at the location set forth in the application, subject to full compliance with applicable city and state codes.

2. The project approval shall be subject to compliance with the Conditions of Approval for Use Permit #2883, #3081, and #3507 including compliance with the Mitigation Monitoring Program for Permit #2883.

3. All uses authorized within the Planned Unit Development are subject to the zoning ordinance regulations for the typical zone in which the use is allowed, including but not limited to project specific site plan review and approval, setback requirements, height limits, landscape and parking requirements.

4. Use permit granted in accordance with the terms of this title may be revoked if any of the conditions or terms of such permit are violated or if any law or ordinance is violated in connection therewith, or if the Planning Commission finds, with the concurrence of the City Council, that the continuance of the use permit will endanger the public health, safety, or welfare.

Commissioner Rolzinski seconded the motion. The motion carried by the following vote:

AYES: Baird, Knitter, Leal, McAllister, Ohlund, Osborn, Rolzinski

NOES: None

USE PERMIT – MOBILE COFFEE/ESPRESSO

DAVID FRASER & ALISA MCGAVRAN – 1517 NUGGET WAY APPROVED

Commissioner Osborn recused himself from participating in this agenda item to prevent a possible conflict of interest due to having a financial relationship with the applicant and he left the room.

The Commission reviewed the application submitted by David Fraser and Alisa McGavran for a use permit to establish and operate a mobile coffee/espresso sales business and use of home phone and street address for the mobile sales business on the property located at 1517 Nugget Way. This being the time and date set for a public hearing for an application for a use permit Chair Knitter opened the public hearing to the audience.

Staff reported the Technical Committee recommended approval subject to the findings and conditions presented.

Staff also recommended that the Planning Commission make a determination that the project is categorically exempt from the provisions of the California Environmental Quality Act pursuant to Section 15061 (b)(3).

Applicants Mr. Fraser and Ms. McGavran asked for clarification of Condition numbers 3 and 7. Staff responded to the questions.

There being no further comments from the public, the public hearing was closed and discussion was opened to the Commission.

Following Commission discussion, Commissioner McAllister made a motion to approve the application for a use permit to establish and operate a mobile coffee/espresso sales business and use of home phone and street address for the mobile sales business on the property located at 1517 Nugget Way, Assessor's Parcel No. 062-081-110, R-1 (Single

Family Residential) zone, LDR (Low Density Residential) General Plan designation with the determination that the project is categorically exempt from the provisions of the California Environmental Quality Act pursuant to Section 15061 (b)(3). The approval is based on Staff's and the Technical Committee's recommendations and is subject to full compliance with all applicable city, state, and federal laws and regulations and the following findings and conditions of approval:

FINDINGS:

1. The establishment and operation of a mobile coffee/espresso sales business for operation on public streets and private property with the consent of the property owner for periods of one hour or less in any twenty-four hour period and use of home phone and street address in conjunction with the mobile sales business will not:

a. be detrimental to the health, safety, peace, morals, comfort and general welfare of persons residing or working in the neighborhood, and will not be detrimental to the harmonious and orderly growth of the City of Yreka because the only activity at the residence will be the use of the home phone and street address, and parking the mobile van on the property.

b. be detrimental to property or improvements in the neighborhood and the use will not impair the desirability of investment or occupation in the vicinity because the only visible activity that will occur at the residential site will be entering, exiting and parking the mobile van at the residence.

c. cause unreasonable vehicular traffic, parking congestion, noise, nuisance, or odors because there will not be a significant increase in traffic beyond that existing with the addition of one mobile van, and there will be no customer, client, or public contact on the subject property.

d. adversely affect matters regarding police protection, crime prevention, and security.

e. adversely affect circulation or traffic patterns in the neighborhood or constitute a nuisance because the mobile van will be parked on the residential lot and not on the street.

2. The use is compatible with the policies and objectives of the zoning ordinance upon approval of this Permit.

3. The project is categorically exempt from the provisions of the California Environmental Quality Act pursuant to Section 15061 (b)(3) of the CEQA Guidelines in that it is not a project which has the potential for causing a significant effect on the environment.

CONDITIONS:

1. Permittee granted a permit to establish and operate a mobile coffee/espresso sales business for operation on public streets and private property with the consent of the property owner for periods of one hour or less in any twenty-four hour period and use of home phone and street address in conjunction with the mobile sales business as set forth in the application and as modified below. The Planning Director shall schedule a public hearing before the Planning Commission at any time if complaints are received regarding any condition arising out of the use adversely affecting the health, safety or welfare of the surrounding neighborhood. The use permit shall be modified or revoked if necessary to protect the public health, safety, and welfare. Approval is subject to full compliance with applicable city and state codes.
2. Hours of operation will be 6:00 a.m. – 6:00 p.m. Monday – Friday, other than for special events, including but not limited to city sanctioned events.
3. The mobile unit shall not remain at any one stop on the public street for a period in excess of one hour in any twenty-four hour period.
4. Prior to operation of the mobile coffee/espresso van the Permittee shall obtain Siskiyou County Health Department certification and provide a copy of the certification to the Planning Director.
5. Permittee shall not sell food and beverages on and from a city street, sidewalk or parking lot within 300 feet of the exterior boundaries of any private or public school while school is in session unless invited by the school.
6. The permit shall not be effective until Permittee secures, keeps in effect, and provides the City an endorsement of its general liability insurance naming the City of Yreka, its officers, agents, and employees as additional insured for any or all liability arising out of such encroachment and said policy to have limits of not less than required under current city insurance guidelines.
7. Permittee shall secure an annual City business license to carry on the business of mobile coffee/espresso sales. In addition to the annual business license, a daily business license is required and shall be obtained for any special event, sporting event, tournaments, corporate open houses, etc. and is subject to proof of property owner permission.
8. Nothing in this permit shall allow operation of a motor vehicle in violation of the Vehicle Code of the State of California or ordinances and regulations of the City of Yreka relating to the operation of a motor vehicle.
9. When not in operation, the mobile van shall not be parked or stored on the public street.
10. No employees or persons other than family members shall be permitted at the residential location.

11. No display or on-site advertising signs related to the business shall be permitted.
12. There shall be no advertisement using the residential address.
13. On-site storage of materials and equipment shall be permitted up to a dollar value not to exceed one thousand dollars (\$1,000) at any given time.
14. There shall be no customer, client or public contact on the subject property.
15. The use of such property for any other home occupation or commercial use is prohibited.
16. Use of the garage or carport in connection with home occupation shall be prohibited unless prior approval of the Planning Department is secured, and provided Section 16.54.050 of the Yreka Municipal Code is complied with in its entirety.
17. No structures shall be placed nor shall any existing building or structure be altered or enlarged, nor any improvements undertaken, for the purpose of expanding the dwelling for the home occupation without prior approval of the Planning Department.
18. The home occupation permit shall not be transferred, assigned or used by any person other than the Permittee, nor shall such permit authorize a home occupation at any other location other than the one for which the permit is granted.
19. Use shall be conducted in accordance with the application as approved and no alterations shall be made without prior approval of the Planning Commission; provided, however, upon request of the Permittee and showing of good cause, the City Manager is authorized to permit minor modifications of the project without resubmission to the Planning Commission.
20. Permittee shall comply at all times with the zoning district regulations for an R-1 zone as set forth in section 16.18 of the Yreka Municipal Code.
21. Use permit granted in accordance with the terms of this title may be revoked if any of the conditions or terms of such permit are violated or if any law or ordinance is violated in connection therewith, or if the Planning Commission finds, with the concurrence of the City Council, that the continuance of the use permit will endanger the public health, safety, or welfare.
- 22. The use permit shall be automatically revoked and terminated if not used within one year from the date of approval, or in the event the use permitted is abandoned or not utilized for a period of one year.**

Commissioner Ohlund seconded the motion. The motion carried by the following vote:

AYES: Baird, Knitter, Leal, McAllister, Ohlund, Rolzinski

NOES: None

Commissioner Osborn returned to the Commissioner's table.

USE PERMIT – ACCESSORY BUILDING & HOME OCCUPATION
DONALD & DONNA CRAWFORD – 614 EVERGREEN LN **WITHDRAWN**

The request for a use permit to construct a 24 ft. x 36 ft. (864 sq. ft.) accessory building for use as a hobby shop and storage, and use of home phone, street address, and accessory building for the business of wood crafts on the property located at 614 Evergreen Lane, Assessor's Parcel No. 061-141-120, R-1 (Single Family Residential) zone, LDR (Low Density Residential) General Plan designation was withdrawn at the request of the applicants Donald and Donna Crawford. Therefore, no action was taken and this agenda item was removed from the calendar.

PUBLIC COMMENTS

None.

APPROVAL OF THE MINUTES OF THE JULY 15, 2009 MEETING

The Commission, having received a copy of the minutes of the regular meeting held July 15, 2009 that included the postponed agenda items from the June meeting that was delayed due to a lack of a quorum, approved the minutes on a motion made by Commissioner Rolzinski and seconded by Commissioner Leal.

SITE, LANDSCAPE, AND PARKING PLAN – MEDICAL CLINIC
FAIRCHILD PROFESSIONAL GROUP – 475 BRUCE ST **APPROVED**

The Commission reviewed the application submitted by Jonathon Andrus for Fairchild Professional Group, LLC for a site, landscape, and parking plan for construction of an addition of approximately 18,000 sq. ft. to the existing 15,939 sq. ft. medical clinic building on the property located at 475 Bruce Street.

Staff reported the Technical Committee recommended approval subject to confirmation of the Fire Department that fire trucks can access the proposed expansion and the findings and conditions presented.

Staff also reported that contact was made with Fire Chief, Joe Suter, and he said the fire trucks could access the structures with the plan as submitted.

The project of doctor's offices was included in the environmental review for a use permit approval for a Planned Unit Development consisting of a continuing care retirement community with 59 duplex units, assisted care living apartments, skilled nursing units including an Alzheimer's unit and commercial space to accommodate physician's offices and ancillary services on approximately 38 acres with a Mitigated Negative Declaration

determination that was filed on August 20, 1998.

The existing Clinic is required to have 73 parking spaces, there are currently 81 spaces provided. The proposed uses combined will require 166 parking spaces, 174 spaces are proposed.

Following Commission discussion, Commissioner Ohlund made a motion to approve the application for a site, landscape, and parking plan for construction of an addition of approximately 18,000 sq. ft. to the existing 15,939 sq. ft. medical clinic building on the property located at 475 Bruce Street, Assessor's Parcel Nos. 061-221-240 and 061-221-250, PUD (Planned Unit Development) zone, HDR (High Density Residential) General Plan designation. The approval is based on Staff's and the Technical Committee's recommendations and is subject to full compliance with all applicable city, state, and federal laws and regulations and the following findings and conditions of approval:

FINDINGS:

1. The project is a site, landscape, and parking plan for construction of an addition of approximately 18,000 sq. ft. to the existing 15,939 sq. ft. medical clinic building. The project of doctor's offices was included in the environmental review for a use permit approval for a Planned Unit Development consisting of a continuing care retirement community with 59 duplex units, assisted care living apartments, skilled nursing units including an Alzheimer's unit and commercial space to accommodate physician's offices and ancillary services on approximately 38 acres with a Mitigated Negative Declaration determination that was filed on August 20, 1998.

- The project is an allowable use pursuant to the City of Yreka General Plan, Zoning Ordinance, and Planned Unit Development.
- The project is located on a site consisting of two parcels, one of 1.96 and one of 1.28 acres (the two separate parcels will be combined into one 3.24 acre parcel).
- The project is located on two parcels, one has an existing structure and the other is vacant land.
- The site can be adequately served by all required utilities and public services.

CONDITIONS:

1. All conditions hereinafter set forth shall be complied with by the Permittee prior to issuance of a certificate of occupancy unless otherwise stated.
2. The project shall be as shown on the site plan submittals received July 31, 2009.
3. An encroachment permit shall be obtained prior to any work, including curb, gutter, sidewalk, and driveway approach, in the public right-of-way, or affecting public improvements.
4. The site, landscape and parking plans submitted by Jonathon Andrus for Fairchild

Professional Group, LLC, dated July 31, 2009 and approved by the Planning Commission on August 19, 2009, shall not be changed or deviated from without approval of the Planning Commission. After construction of improvements, no changes in use of the existing structures and no additional structures shall be built, and no open space, off-street parking facilities and public access areas, or landscaping shall be altered without prior approval of the Planning Commission; provided, however, upon request of the Permittee and showing of good cause, the City Manager is authorized to permit minor modifications of the site plan without resubmission to the Planning Commission.

5. Adequate off-street parking shall be provided as follows: One space for each doctor, dentist, or practitioner, plus one space for each employee, plus two spaces for each examining room as set forth in Section 16.54.020 (A.4.a) of the Yreka Municipal Code, 166 parking spaces are required for the proposed use.

6. Permittee shall perfect a boundary line adjustment eliminating the parcel line between Assessor's Parcel Nos. 061-221-240 and 061-221-250, to prevent building a structure across parcel lines, and record the same with the Siskiyou County Recorder.

7. The design and location of the off-street parking facilities as shown on the off-street parking plan, dated July 31, 2009 and approved by the Planning Commission on August 19, 2009, shall not be deviated from unless prior approval of the Planning Commission (with the exception as stated in Condition #3) is secured, and all resident, loading, & employee parking areas shall be paved and striped or bumper rails or other barriers to be provided where needed to protect property, as determined by the Director of Public Works and in accordance with Section 16.54.090 of the Yreka Municipal Code.

8. Parking required for disabled persons shall be marked, posted, and maintained in accord with provisions of the Motor Vehicles Code and any other law or regulation now or hereinafter enacted relating to parking for disabled persons.

9. All landscaping shall be installed, maintained, and replaced as necessary as depicted on the approved landscape plan, and shall be completed prior to issuance of a certificate of occupancy or until security is posted in the amount of one hundred fifty percent to cover the costs of the unfinished work.

10. Permittee shall submit an in ground automated irrigation system design with specifications; the plan shall meet the requirements of Section 11.38.050 of the Yreka Municipal Code prior to building permit issuance, for approval by the City Manager or Building Official.

11. Permittee shall submit storm water drainage plan for Building Official/Director of Public Works approval prior to grading and/or building permit issuance. Onsite storm water detention is required.

12. Permittee shall install Fire hydrants if required pursuant to the California Fire Code or as required by the Fire Marshall and Fire Chief.

13. Permittee shall install Street Lights if required pursuant to city standards.
14. If any archaeological discoveries (human skeletal remains, culturally modified lithic materials, structural features, or historic artifacts) are encountered during ground disturbing activities, all such activities should halt within a 100-foot radius of the discovery, and a qualified archaeologist should be contacted to determine the nature of the find, evaluate its significance, and, if necessary, suggest preservation or mitigation measures.
15. Permittee shall comply at all times with the zoning district regulations for an RPO (Residential Professional Office) zone as set forth in Section 16.26 of the Yreka Municipal Code.
16. Permittee shall obtain a building permit and shall pay the necessary fees therefore prior to making any building, electrical, mechanical, or plumbing installations and/or improvements. Public infrastructure improvements such as curb, gutter, sidewalk, wheel chair ramps, driveway approaches and asphalt concrete street pavement may be required upon issuance of a building permit. If such improvements already exist, damaged public improvements shall be repaired and/or replaced to restore the improvements to a condition satisfactory to the Director of Public Works in accordance with Yreka Municipal Code Section 11.24.030.
17. Permittee shall submit a legal description prepared by a licensed land surveyor or appropriately registered civil engineer in the State of California for, and shall offer for dedication, a five foot pedestrian easement adjacent to the existing property line for the sole purpose of Americans with Disabilities Act (ADA) compliant sidewalk facilities for driveway approaches and curb ramps. The dedication shall occur by the time of issuance of a Certificate of Occupancy.
18. Permittee shall construct commercial/industrial driveway approach pursuant to Public Works standards including dropped curb, gutter, and sidewalk compliant with Americans with Disabilities Act (ADA). Maximum driveway width shall be 26 feet or as agreed to by the Director of Public Works.
19. No signs shall be placed on the premises without prior approval of the Planning Department.
20. Permittee shall secure, or inform occupants of the requirement to obtain, an annual City business license to carry on business at the project site.
- 21. The site plan approval shall be automatically revoked and terminated if not used within one year from the date of approval unless, prior to the expiration of one year, a building permit is issued and construction is commenced. Approval may be extended upon written application to the Planning Commission before expiration of the first approval.**

Commissioner Baird seconded the motion. The motion carried by the following vote:

AYES: Baird, Knitter, Leal, McAllister, Ohlund, Osborn, Rolzinski
 NOES: None

USE PERMIT – EXTENSION

SISKIYOU PETROLEUM CO. INC – 431 N FOOTHILL DR

APPROVED

The Commission reviewed the application submitted by Ralph Ramey for Siskiyou Petroleum Co. Inc. for extension of Use Permit #3226 for the temporary installation of an 8' x 10' temporary structure to house monitoring equipment for ground water clean-up on the property located at 431 N. Foothill Drive.

Staff reported the Technical Committee recommended approval of a one year extension.

This project is exempt from the provisions of the California Environmental Quality Act pursuant to Section 15061(b)(3) of the CEQA Guidelines.

Following Commission discussion, Commissioner Rolzinski made a motion to approve the application for a one year extension of Temporary Use Permit #3226 for the temporary installation of an 8' x 10' temporary structure to house monitoring equipment for ground water clean-up on the property located at 431 N. Foothill Drive, Assessor's Parcel No. 53-601-040, M-1 zone, I general Plan designation. Approval based on the Technical Committee's recommendations and subject to full compliance with all applicable city, state, and federal laws and regulations and the findings and conditions as approved on June 19, 2002.

Commissioner Leal seconded the motion. The motion carried by the following vote:

AYES: Baird, Knitter, Leal, McAllister, Ohlund, Osborn, Rolzinski
 NOES: None

COMMISSIONER'S STATEMENTS & COMMENTS

Commissioner questions about activities around the City were responded to by Staff.

Staff was requested to correspond with the property owner at the former Boston Shaft to request removal of the weeds.

There being no further business before the Commission, the meeting was adjourned at 7:25 p.m.