

# CITY OF KERMAN PLANNING COMMISSION AGENDA

## ***SPECIAL WORKSHOP: 6:00P.M.***

### 1. Special Presentation(s)

#### A. Presentation on the Brown Act and Conflict of Interest: Mark Blum, City Attorney

Mark Blum, City Attorney, will give a brief presentation to the Planning Commission regarding the Ralph M. Brown Act and conflict of interest laws. This information is being provided as a resource to aide the Commission in carrying out their duties and responsibilities as appointed officials.

## **REGULAR MEETING**

DATE: Monday, February 22, 2010

TIME: 6:30 p.m.

Location: City Council Chambers 850 S. Madera Avenue, Kerman, Ca

Planning Commissioners: Chairperson Robert Epperson, Mike Arabian, Robert Bandy, Paul Brar, Robert Felker, Michael Lopez, Kevin Nehring.

Materials related to an item on this agenda that are public documents and are submitted after distribution and posting of the agenda are available for public inspection in the Planning Department at 942 South Madera Avenue, Kerman, during normal business hours. Documents that are public documents provided by others during a meeting will be available at the same location during business hours after the meeting.

*Note: Individuals needing special assistance in order to participate should contact Olivia Pimentel, Planning Secretary at (559) 846-9386 for assistance prior to the meeting.*

Call to Order – Chairman, Robert D. Epperson

Roll Call – Secretary, Olivia Pimentel

Approval of Agenda

### 1. Approval of Minutes

Submitted Minutes of January 25, 2010

Request to Address Commission

*This portion of the meeting is reserved for members of the public to address the Commission on items of interest that are not on the Agenda and are within the subject matter jurisdiction of the Commission. **Speakers shall be limited to (3) three minutes.** It is requested that no comments be made during this period on items on the Agenda. Members of the public wishing to address the Commission on items on the Agenda should notify the Chairman when that Agenda item is called, and the Chairman will recognize your discussion at that time. It should be noted that the Commission is prohibited by law from taking any action on matters discussed that are not on the Agenda. Speakers are asked to please use the microphone, and provide their name and address.*

### 2. Presentation(s)

#### A. Reorganization of Planning Commission officers:

1. Chairman
2. Vice-Chairman

The Commission agreed to continue action on this matter because the Chairperson was absent at the January 25th meeting. The Commission customarily nominates and selects a Chairman and Vice-Chairman following the swearing in of new Commissioners. Commissioners Epperson and Lopez were re-appointed and Commissioner Brar is serving his first term on the Commission.

### 3. Public Hearing(s) / Meeting(s)

#### A. Conditional Use Permit No. 10-01: La Vina Covenant Church

Staff is in receipt of an application for a conditional use permit from Pastor Michael Jordan with La Vina Covenant Church to locate a church within a 13,500 square foot in-line tenant space at the Kerman Plaza Center (Save Mart), located at the northwest corner of Whitesbridge Road and Madera Avenue. The project site is zoned General Commercial (CG), which allows churches by way of a conditional use permit.

#### B. Conditional Use Permit No. 10-02: New Day Worship Center

Staff is in receipt of an application for a conditional use permit from Pastor Rene Covarrubia with the New Day Worship Center to locate a church in an existing 3,351 square foot building. The building was originally built and owned by the Methodist Episcopal Church. The project site is zoned Single Family Residential (R-2), which allows churches by way of a conditional use permit.

#### C. Conditional Use Permit No. 10-03: Hacienda Heights Apartments (Willow Partners, LLC)

Willow Partners, LLC, submitted an application for a conditional use permit to construct a 68 unit apartment complex on 5.37 acres located at the southeast corner of Siskiyou Avenue and Gateway Blvd. The project site is zoned Smart Development Residential (SD-R-2.5), which allows multi-family projects exceeding 41 units by way of a conditional use permit.

### 4. Petitions, Resolutions

#### A. Classification of Use, Accessory Structures: Installation of a pre-fab Steel Silo at Perko's Restuarant.

Mr. Chris Bahne representing Perko's Restaurant submitted a request to install a pre-fabricated steel silo at the Perko's restaurant located in the Crossroads Shopping Center. The proposed steel silo is not listed as an accessory structure for commercial uses. Mr. Bahne requested that the Commission make a finding classification of use determination that the silo is substantially similar in character, intensity and compatibility to other accessory structures that are customarily incidental and subordinate to the commercial use.

### 5. Administrative Reports

#### Communications

##### A. Commissioners Comments

#### Adjournment

**AGENDA POSTING CERTIFICATION**

I, OLIVIA G. PIMENTEL, Planning Secretary for the City of Kerman, do hereby declare under penalty of perjury that I caused the above agenda to be posted at Kerman City Hall, 942 So. Madera Avenue, and at Kerman Community/Teen Center, 15101 Kearney Plaza, and emailed to interested parties, on the 18 th day of February, 2010.

Olivia G. Pimentel  
Secretary to the Planning Commission