

**CITY OF LOS BANOS
PLANNING COMMISSION MEETING MINUTES
JUNE 23, 2010**

***ACTION MINUTES** – These minutes are prepared to depict action taken for agenda items presented to the City Council. For greater detail of this meeting refer to the electronic media (CD and/or audio) kept as a permanent record.*

CALL TO ORDER: Chairman Viveros called the Planning Commission Meeting to order at the hour of 7:00 p.m.

PLEDGE OF ALLEGIANCE. Planning Commissioner McCauley led the Pledge of Allegiance.

ROLL CALL – MEMBERS OF THE PLANNING COMMISSION PRESENT: Stephen Hammond, Chandra Lee, Ann McCauley, Tom Mello, Shirley Napolitano and Erasmo Viveros. Absent: Norm Donovan

STAFF MEMBERS PRESENT: Planning Director Fitzgerald, Assistant Planner Souza and Planning Secretary Fuentes.

CONSIDERATION OF APPROVAL OF AGENDA: Motion by Hammond, seconded by Mello to approve the agenda as submitted. The motion carried by the affirmative action of all Commission Members present. Absent: Norm Donovan.

CONSIDERATION OF APPROVAL OF ACTION MINUTES FOR THE REGULAR MEETING OF MAY 26, 2010: Motion by McCauley, seconded by Lee to approve the minutes as submitted. The motion carried by the affirmative action of all Commission Members present. Absent: Norm Donovan.

PUBLIC FORUM: MEMBERS OF THE PUBLIC MAY ADDRESS THE COMMISSION ON ANY ITEM OF PUBLIC INTEREST THAT IS WITHIN THE JURISDICTION OF THE COMMISSION; INCLUDES AGENDA AND NON-AGENDA ITEMS. NO ACTION WILL BE TAKEN ON NON-AGENDA ITEMS. SPEAKERS ARE LIMITED TO A FIVE (5) MINUTE PRESENTATION. No one came forward and the public forum was closed.

PUBLIC HEARING – CONSIDER APPROVING VENDOR PERMIT #2010-04 FOR THE OPERATION OF ONE ICE CREAM TRUCK IN THE RESIDENTIAL ZONING DISTRICTS. Assistant Planner Souza presented the staff report.

Chairman Viveros; in reference to the applicant's hours of operation, there are two different times stated on his application verses what is on exhibit B of resolution #2010-12; Assistant Planner Souza; staff will not restrict the applicant from what is stated in the Mobile Vendor ordinance.

Chairman Viveros opened up the public hearing; no one came forward and the public hearing was closed.

Commissioner Napolitano; wanted to inform and ensure that the applicant understood the restrictions of the ordinance.

Commissioner McCauley; reiterated and agreed with Commissioner Napolitano's comment.

Motion by Lee, seconded by Hammond to adopt Planning Commission Resolution No. 2010-12 – Approving mobile vendor permit #2010-04 for the operation of one ice cream truck in the residential zoning districts. The motion carried by the affirmative action of all Commission Members present. Absent: Norm Donovan.

PUBLIC HEARING – TO PROVIDE FEEDBACK AND TAKE INPUT ON A COMPREHENSIVE ZONING ORDINANCE AND ZONING MAP UPDATE FOR THE CITY OF LOS BANOS. (CONTINUED FROM MAY 12, 2010) Planning Director Fitzgerald presented the staff report.

Vice Chair Mello; with the committee that is formed, will they only be a recommending body; Planning Director Fitzgerald; there will be up to three (3) meetings with the committee; will review the existing ordinance; the committee will make any recommendations and it will be brought before the Planning Commission on July 28, 2010; the Commission will then direct staff on how they would like to proceed.

Chairman Viveros opened up the public hearing; no one came forward and the public hearing was closed.

Motion by Hammond, seconded by Mello to continue the public hearing item to the July 28, 2010 meeting. The motion carried by the affirmative action of all Commission Members present. Absent: Norm Donovan.

PLANNING DEPARTMENT REPORT. Nothing to report.

PLANNING COMMISSION MEMBER REPORTS.

NORM DONOVAN: Absent.

STEPHEN HAMMOND: Appreciates staff's efficiency in notifying commissioners of the cancellation of the previous meeting (the day of the meeting) on June 9, 2010.

CHANDRA LEE: Nothing to report.

ANN McCAULEY: Will not be attending the July 28, 2010 meeting.

TOM MELLO: Recommended to staff to maybe limiting the number of mobile vendors allowed within the City; a city in Italy is interested in becoming the "sister City" to Los Banos; will not be attending the July 28, 2010 meeting.

SHIRLEY NAPOLITANO: Nothing to report.

ERASMO VIVEROS: Nothing to report.

ADJOURNMENT. The meeting was adjourned at the hour of 7:20 p.m.

APPROVED:

/s/ **Erasmo Viveros**
Erasmo Viveros, Chairman

ATTEST:

/s/ **Norma Fuentes**
Norma Fuentes, Planning Commission Secretary