



# SAN BENITO COUNTY PLANNING COMMISSION

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<b>Mark Tognazzini</b> District No. 1	<b>Dan DeVries</b> District No. 2	<b>Gordon Machado</b> District No. 3	<b>Richard Bettencourt</b> District No. 4	<b>Robert Scattini</b> District No. 5
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County Administration Building – Board of Supervisor Chambers, 481 Fourth Street, Hollister, California

## ***REGULAR MEETING AGENDA***

# **FEBRUARY 6, 2008**

***THERE WILL BE NO NEW BUSINESS AGENDA ITEMS HEARD AFTER 9:30 P.M.***

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### ***6:00 PM ~ CALL TO ORDER***

- ***Pledge of Allegiance***
- ***Roll Noted ~ Commissioners present noted by Clerk***
- ***Director's ~ Staff Report***

### ***PUBLIC COMMENT***

**The San Benito County Planning Commission welcomes you to this meeting and encourages your participation.**

- If you wish to speak on a matter which does **NOT** appear on the agenda, you may do so during the Public Comment period at the beginning of the meeting.. Please complete a Speaker Card and provide to the Clerk prior to the meeting. Except as otherwise provided by law; no action shall be taken on any item NOT appearing on the Agenda or items that have been continued to a future public hearing date. When addressing the Commission, **please state your name for the record**. Please address the Commission as a whole through the Chair. This open forum period is provided to allow members of the public an opportunity to address the Planning Commission on general issues of land use planning and community development. It is not intended for comments on items on the current agenda, any pending items.
- If you wish to speak on an item contained in the Agenda, please complete a Speaker Card identifying the Item(s) and provide it to the Clerk prior to consideration of the item.
- **Each individual speaker will be limited to a presentation total of three 3 minutes.**

***ELECTION OF CHAIR AND VICE-CHAIR FOR TERM OF  
FEBRUARY 1, 2008 THROUGH JANUARY 31, 2009***

## **CONSENT AGENDA**

- These items will be considered as a whole without discussion unless a particular item is requested by a member of the Commission, Staff or the public to be removed from the Consent Agenda. Approval of a consent item means approval of the recommended action as specified in the Staff Report.
  - If any member of the public wishes to comment on a Consent Agenda Item please fill out a speaker card present it to the Clerk prior to consideration of the Consent Agenda and request the item be removed and considered separately.
1. Acknowledge Public Hearing Notice
  2. Acknowledge Certificate of Posting
  3. Minutes of January 16, 2008

## **PUBLIC HEARING ITEMS ~ COMMISSION ACTION**

4. **MINOR SUBDIVISION NO. 1211-07** – APPLICANT: Eric Painter. LOCATION: 254 Payne Road. APN: 11-03-55. REQUEST: To subdivide 13.24 acres into two parcels of 8.24 acres and 5 acres. ZONING: Rural (R). ENVIRONMENTAL EVALUATION: Mitigated Negative Declaration. *PLANNER: Chuck Ortwein ([cortwein@planning.co.san-benito.ca.us](mailto:cortwein@planning.co.san-benito.ca.us))*
5. **MINOR SUBDIVISION NO. 1206-07** – APPLICANT: Billy and Dana Aviles. LOCATION: 477 Magladry Road. APN: 17-15-72. REQUEST: To subdivide 25 acres into three, 5 acre parcels and one 10 acre parcel. ZONING: Agricultural Productive (AP). ENVIRONMENTAL EVALUATION: Mitigated Negative Declaration. *PLANNER: Chuck Ortwein ([cortwein@planning.co.san-benito.ca.us](mailto:cortwein@planning.co.san-benito.ca.us))*
6. **MINOR SUBDIVISION NO. 1165-05(A)** – APPLICANT: Jeff Hall. LOCATION: McMahan Road. APN: 17-050-009 REQUEST: To amend the conditions of approval of Minor Subdivision 1165-05, dividing a 395 acre parcel into one 213 acre parcel and one 182 acre parcel. ZONING: Agricultural Productive (AP). ENVIRONMENTAL EVALUATION: Mitigated Negative Declaration. *PLANNER: Byron Turner ([bturner@planning.co.san-benito.ca.us](mailto:bturner@planning.co.san-benito.ca.us))*
7. **MINOR SUBDIVISION NO. 1207-07** – APPLICANT: James A. Friebe III. LOCATION: 2033 Orchard Road. APN: 16-02-06. REQUEST: To subdivide a 12.8-acre parcel into 2 lots containing 7.8 acres and 5.0 acres. ZONING: Agricultural Productive (AP). ENVIRONMENTAL EVALUATION: Mitigated Negative Declaration. *PLANNER: Michael Kelly ([mkelly@planning.co.san-benito.ca.us](mailto:mkelly@planning.co.san-benito.ca.us))*

## **INFORMATIONAL – NON-ACTION ITEM**

*Commissioner Announcements/Reports/Discussions*

**ADJOURN TO FEBRUARY 20, 2008**

**General Email: [planningmail@yahoo.com](mailto:planningmail@yahoo.com)**

**APPEAL NOTICE:** Any person aggrieved by the decision of the Planning Commission may appeal the decision within ten (10) calendar days to the Board of Supervisors. The notice of appeal must be in writing and shall set forth specifically wherein the Planning Commission's decision was inappropriate or unjustified. Appeal forms are available from the Clerk of the Board at the San Benito County Administration Office, 481 Fourth Street, Hollister and the San Benito County Planning Department, 3224 Southside Road, Hollister.

**NOTE:** A copy of this Agenda is published on the County's Web site by the Friday preceding each Commission meeting and may be viewed at [www.san-benito.ca.us/agendas](http://www.san-benito.ca.us/agendas). All proposed agenda items with supportive documents are available for viewing at the San Benito County Administration Building, 481 Fourth Street, Hollister, CA between the hours of 8:00 a.m. & 5:00 p.m., Monday through Friday (except holidays.) This is the same packet that the Planning Commission reviews and discusses at the Commission meeting. The project planner's name and email address has been added at the end of each project description. In compliance with the Americans with Disabilities Act (ADA) the San Benito County Planning Commission meeting facility is accessible to persons with disabilities. If you need special assistance to participate in this meeting, please contact the Commission Clerk office at (831) 637-5313 at least 48-hours before the meeting to enable the County to make reasonable arrangements to ensure accessibility.