



# SAN BENITO COUNTY PLANNING COMMISSION

<b>Jeff Culler</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>CHAIR</b>	<b>Robert Scattini</b> District No. 5 <b>VICE-CHAIR</b>
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County Administration Building – Board of Supervisor Chambers, 481 Fourth Street, Hollister, California

## **REGULAR MEETING AGENDA**

# **FEBRUARY 3, 2010**

**THERE WILL BE NO NEW BUSINESS AGENDA ITEMS HEARD AFTER 9:00 P.M.**

### **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 three (3) minute presentation**

**ELECTION OF CHAIR AND VICE-CHAIR FOR TERM OF  
FEBRUARY 1, 2010 THRU JANUARY 31, 2011**

## **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 20, 2010**

## **CONSENT AGENDA ~ COMMISSION ACTION**

4. **LOT LINE ADJUSTMENT 09-534:** APPLICANT: Alberta Rist. PROJECT LOCATION: 2851 Lewis Creek Road. APN: 031-050-006 & a portion of 031-050-007. REQUEST: Request to adjust the property line between two parcels resulting in a 305-acre parcel (Parcel 1) and 208-acre parcel (Parcel 2) in the AR zoning district. ENVIRONMENTAL EVALUATION: Negative Declaration (ND).  
*PLANNER: Ann Dolmage ([adolmage@planning.co.san-benito.ca.us](mailto:adolmage@planning.co.san-benito.ca.us))*

## **CONTINUED ITEM ~ PUBLIC HEARING ITEM**

5. **PRELIMINARY ALLOCATION APPLICATIONS FOR FISCAL YEAR 2009-10:**

<b>File No.</b>	<b>Applicant Name</b>	<b>Location</b>
PA 10-01 <b>MAJOR</b>	SANTANA RANCH	Fairview/John Smith Rds.
PA 10-02 <b>MAJOR</b>	SANTANA RANCH	Fairview/John Smith Rds.
PA 10-03 <b>MINOR</b>	JENSEN, Josh	11300 Cienega Rd

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

6. **M-DISTRICT REVIEW NO. 82-06:** APPLICANT: Gary Kerr. LOCATION: 2025 San Juan Road, Hollister (APN-021-040-012). REQUEST: Applicant is requesting to operate a go-kart race track on weekends only (Friday evening, Saturday and Sunday) in an existing 9,000+ square foot building. ZONING: Heavy Industrial (M-2). ENVIRONMENTAL EVALUATION: Negative Declaration. *Planner: Lissette Knight ([lknight@planning.co.san-benito.ca.us](mailto:lknight@planning.co.san-benito.ca.us))*

7. **RESOLUTION NO. 2010-01, A RECOMMENDATION AND REPORT TO THE BOARD REGARDING EARTHBOUND FARM/NATURAL SELECTION FOODS' REQUEST FOR ABANDONMENT, TRANSFER AND FINALIZATION OF AN AGRICULTURAL OPEN SPACE EASEMENT ON APN 012-050-010 AND RELATED OFFER OF NEW AGRICULTURAL OPEN SPACE EASEMENT ON APN 012-020-013 AND 012-040-046.** APPLICANT: Earthbound Farm/Natural Selection Foods. LOCATION: San Juan Valley, San Juan Bautista, CA (APN 012-020-013, 012-050-010, and 012-040-046). REQUEST: Recommending abandonment of 19.82 acres of an existing 36.87 acre Agricultural Open Space Easement on 012-050-010 and the amendment of the legal description for that easement, and that the County accept the relocation of the easement to neighboring parcels (APN 012-020-013 and 012-040-046) with a total of 19.82 acres being placed under a new Agricultural

Open Space Easement, resulting in no net increase or loss of preserved agricultural land, which action preserves undeveloped Prime Agricultural land and prevents industrial sprawl. ENVIRONMENTAL EVALUATION: Categorically Exempt, Section 15317, 15307, 15308, 15325, and/or 15061(b)(3). PLANNER: Lissette Knight ([lknight@planning.co.san-benito.ca.us](mailto:lknight@planning.co.san-benito.ca.us))

***DISCUSSION ITEM***

**8. Request to consider whether Flea Markets be allowed in M-2 Zoning Districts**

***INFORMATIONAL – NON-ACTION ITEM***

***Commissioner Announcements/Reports/Discussions***

***ADJOURN TO FEBRUARY 17, 2010***

**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.

As required by Government Code Section 54957.5 any public record distributed to the Planning Commission less than 72 hours prior to this meeting in connection with any agenda item shall be made available for public inspection at the Planning Department,, 3224 Southside Road, Hollister, CA 95023. Public records distributed during the meeting will be available for public inspection at the meeting if prepared by the County. If the public record is prepared by some other person and distributed at the meeting it will be made available for public inspection following the meeting at the Planning Department.

**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.

In compliance with the Americans with Disabilities Act (ADA) the Board of Supervisors meeting facility is accessible to persons with disabilities. If you need special assistance to participate in this meeting, please contact the Clerk of the Board's office at (831) 636-4000 at least 48 hours before the meeting to enable the County to make reasonable arrangements to ensure accessibility.