

RESOLUTION NO. 2014-31

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN JUAN BAUTISTA, CALIFORNIA APPROVING THE D'AMBROSIO REVISED PLANNED UNIT DEVELOPMENT PERMIT FOR ASSESSOR PARCEL NUMBERS 002-026-011 & 012

WHEREAS, the City Council has received a recommendation from the Planning Commission for the issuance of a Planned Unit Development ("PUD") Permit for the D'Ambrosio Vista Project ("Project") for Assessor Parcel Numbers 002-026-011 and 002-026-012 in the City of San Juan Bautista; and

WHEREAS, the Project is more particularly described in the PUD Application, as modified and mitigated following public hearings at the Planning Commission and this Council; and

WHEREAS, pursuant to San Juan Bautista Municipal Code, Chapter 11-05, this Council is charged with the authority to approve, deny, or approve with conditions, applications for PUD's; and

WHEREAS, this Council has considered the recommendations of the Planning Commission, and has considered all materials, conditions of approval, staff recommendations and comments and materials submitted by and at the Planning Commission's hearing at this Council's hearing on the matter at its regular meeting of August 19, 2014, concerning the PUD Permit application; and

WHEREAS, this Council hereby incorporates by reference herein the whole of the record of the Planning Commission and this Council concerning the PUD Permit application; and

WHEREAS, by Resolution No. 2014-30, has on this date approved a mitigated negative declaration for the Project.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SAN JUAN BAUTISTA HEREBY RESOLVES AS FOLLOWS:

SECTION 1. Having considered the PUD application and the whole of the record of the matter before the Planning Commission and this Council, and the recommendations of the Planning Commission, this Council finds as follows:

- A. That the Project is consistent with the required density for the zoning district in which it is located.
- B. That the use proposed by the Project is necessary or desirable in relation to the purposes and intent of the San Juan Bautista General

Plan, the San Juan Bautista Municipal Code, and the economic, social and environmental status of the City; and

- C. That the use proposed by the Project will be properly related to other uses, transportation facilities, and other public facilities in the area, and will not cause any significant or undue environmental impacts relating to noise, odor, pollution, etc.; and
- D. That the use will not adversely affect the health or safety of persons living or working in the vicinity, or be materially detrimental to the public welfare of the City and its residents.

SECTION 2. Based on the findings set out immediately above in Section 1, and on the whole of the record of the Planning Commission and this Council, this Council hereby approves a PUD Permit for the D'Ambrosio Vista Revised PUD Project, as presented in the recommendation from the Planning Commission, and subject to "CONDITIONS OF APPROVAL – D'Ambrosio Vista PUD 27 Lots," attached hereto, marked Exhibit A, and incorporated herein by this reference.

PASSED AND ADOPTED this 19th day of August, 2014, by the following vote:

AYES: Moore, Boch, Cosio, Edge, Lund

NOES: None

ABSENT: None

ABSTAIN: None

Mayor Andy Moore

ATTEST:

Linda G. McIntyre, City Clerk