



Agenda Item No.: 93.

AGENDA SUMMARY PAGE PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 21, 2010

DEPARTMENT: PLANNING & DEVELOPMENT
DIRECTOR: M. MARGO WHEELER

☐ Consent ☒ Discussion

SUBJECT: SUP-3730 - SPECIAL USE PERMIT PUBLIC HEARING - APPLICANT: STEPHEN MURPHY, OWNER, FOSTER-DAY CENTER - Request for a Special Use Permit TO RELOCATE AN EXISTING 16 SQUARE FOOT AUTO SMOG CHECK ON THE SAME LOT at 2401 North Legume Boulevard (APN 158-13-801-085), C-1 (Limited Commercial) Zone, Ward 5 (Barlow). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL.

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

0

City Council Meeting

0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

1

City Council Meeting

1

RECOMMENDATION:

Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL, subject to conditions:

BACKUP DOCUMENTATION:

1. Location and Aerial Maps
2. Conditions and Staff Report
3. Supporting Documentation
4. Photos
5. Justification Letter
6. Submitted after Final Agenda Support Postcard
7. Submitted after Meeting Support Postcard and Recordation Notice of Council Action and Conditions of Approval
8. Backup referenced from the March 25, 2010 Planning Commission Meeting Item #21

Motion made by RICKI Y. BARLOW to Approve subject to conditions

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 1

RICKI Y. BARLOW, LOIS TARKANIAN, STEVE WOLFSON, OSCAR B. GOODMAN, GARY REESE, STAVROS S. ANTHONY; (Against-None); (Abstain-None); (Did Not Vote-None); (Excused-STEVEN D. ROSS)

NOTE: COUNCILMAN WOLFSON confirmed with ASSISTANT CITY ATTORNEY BRYAN SCOTT that it was acceptable for him to vote on the item, since he previously performed legal services for the applicant over 10 years ago and payment was received in full.

Minutes:

MAYOR GOODMAN declared the Public Hearing open.

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STEPHEN MURPHY appeared, accepted the conditions and respectfully asked for approval. MR. MURPHY explained for COUNCILMAN BARLOW that the building is being moved further east, closer to Decatur Boulevard, to provide for better retail exposure.

MAYOR GOODMAN declared the Public Hearing closed.

