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Chico Planning Services Department
411 Main Street, 2nd Floor
(530) 879-6800

Agenda Prepared: 09-07-10
Agenda Posted: 09-09-10
Prior to: 5:00 p.m.

**CITY OF CHICO
ZONING ADMINISTRATOR**

AGENDA

MEETING OF SEPTEMBER 14, 2010

Municipal Center - 411 Main Street - Engineering Conference Room, 2nd Floor

3:00 P.M.

CONDUCT OF PUBLIC HEARINGS - The public is encouraged to participate in the hearing process. An agenda item is first introduced by the Zoning Administrator and then presented by a staff member. The Administrator then opens the public hearing and provides an opportunity for the proponent to address the item. Following the proponent's statement, if any, the Administrator will invite any other interested party in support of the item to address the matter. Following the testimony of the proponent and supporters, opponents are given an opportunity to present testimony regarding the item. After the opponents have completed testifying, the proponent is given time to offer rebuttal. At the conclusion of testimony, the Administrator will close the hearing.

In the interest of everyone concerned, we request that you do not repeat what has already been discussed by someone prior to your turn. After a speaker has presented his/her views, if you are in agreement and wish to go on record, state your name and address and acknowledge your agreement with the speaker. This will enter your name into the record. Please limit presentations to a maximum of 3 minutes or other time limit as determined by the Zoning Administrator so that all interested parties will have an opportunity to speak. Following your presentation, please print your name and address on the speaker's sheet with the secretary, in order to obtain correct spelling and maintain accurate records.

Please contact the City Planning Services Department at (530) 879-6800 should you require an agenda in an alternative format or if you need to request a disability-related modification or accommodation in order to participate in a meeting. In order to accommodate your request, it should be received at least three working days prior to the meeting. Anyone who has difficulty hearing the proceedings of a meeting may be provided with a portable listening device by requesting one from the City Planning Services Department.

Any person or persons dissatisfied with a Zoning Administrator decision may appeal that decision to the City Council within 10 calendar days. In accordance with Government Code Section 65009, if any person(s) challenges the action of the Zoning Administrator, said person(s) may be limited to raising only those issues that were raised at the public hearing described in this notice, or in written correspondence delivered to the Zoning Administrator at, or prior to, the public hearing.

Materials related to an item on this agenda submitted to the Zoning Administrator after distribution of the agenda packet are available for public inspection in the Planning Services Department at 411 Main Street, 2nd Floor, Chico, CA 95928 during normal business hours.

NOTE: Items Not Appearing on Posted Agenda - This agenda was posted on the Council Chamber bulletin board at least 72 hours in advance of this meeting. For each item not appearing on the posted agenda, upon which the Administrator wishes to take action, he must make one of the following determinations:

1. Determine that the need to take action arose subsequent to the agenda being posted.
2. Determine that the item appears on a posted agenda for a meeting occurring not more than five calendar days prior to this meeting and the item was continued to this meeting.

Items may be added to the agenda for the Administrator to acknowledge receipt of correspondence or other information, or for discussion only, of items brought up by a member of the general public that are within the subject matter jurisdiction of the Administrator.

**ZONING ADMINISTRATOR
MEETING OF SEPTEMBER 14, 2010
AGENDA**

1. INTRODUCTION

- 2. NOTICED PUBLIC HEARING ITEMS** - The following items will be considered in the order listed, unless there is a request to change the order. Any person may speak during the public hearing on any of the items listed below.

- 2.1 Use Permit 10-20 (Banshee) 134 West 2nd Street, APN 004-071-011** - (*Noticed 09-04-10*)
- A request to allow a pedestrian walk-up sales window that will utilize a portion of the public right-of-way. The site is designated Downtown on the General Plan diagram. It is located in the CD Downtown Commercial zoning district and within the LM Landmark overlay district. This project has been determined to be categorically exempt from environmental review pursuant to Section 15301(c) (Existing Facilities) of the California Environmental Quality Act (CEQA) Guidelines. (**Staff Report: Associate Planner Jake Morley**)

Planning Staff recommends that the Zoning Administrator find that the project is exempt from environmental review and approve Use Permit 10-20 (Banshee), based on the required findings and subject to the recommended conditions of approval.