

## **RESOLUTION NO.**

### **A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF ARROYO GRANDE APPROVING A ONE-YEAR TIME EXTENSION FOR CONDITIONAL USE PERMIT NO. 18-007 (TIME EXTENSION 22-003); APPLIED FOR BY FLOYD HINESLEY AND FRED PORTER; LOCATED AT 1214 E. GRAND AVE.**

**WHEREAS**, the Planning Commission adopted Resolution No. 19-2323 approving Conditional Use Permit 18-007 for the construction of a mixed-use development consisting of ten multi-family dwelling units and a commercial suite (the “Project”)

**WHEREAS**, the effective date of the decision was April 16, 2019; and

**WHEREAS**, the approval remained valid for two (2) years from the effective date of decision; until April 16, 2021, and

**WHEREAS**, Assembly Bill 1561, effective as of September 28, 2020, automatically extended the approval by an additional 18 months, until October 16, 2022; and

**WHEREAS**, an application for Time Extension 22-003 was submitted to extend the expiration date of the Project by one (1) year; and

**WHEREAS**, the Planning Commission of the City of Arroyo Grande has considered the request for Time Extension 22-003 on October 4, 2022; and

**WHEREAS**, the Planning Commission reviewed Conditional Use Permit 18-007 for compliance with the California Environmental Quality Act (CEQA), the State CEQA Guidelines, and the Arroyo Grande Rules and Procedures for Implementation of CEQA, and adopted a Mitigated Negative Declaration; and

**WHEREAS**, the Mitigated Negative Declaration also applies to the application for a time extension; and

**WHEREAS**, the Planning Commission finds, after due study and deliberation, the following circumstances exist:

1. There have been no significant changes in the General Plan, Municipal Code or character of the area within which the project is located that would cause the approved project to be injurious to the public health, safety or welfare.

**NOW, THEREFORE, BE IT RESOLVED** that the Planning Commission of the City of Arroyo Grande hereby approves Time Extension 22-003 for the first of three (3) available one-year extensions, subject to the above findings and the conditions as set forth in Exhibit "A" attached hereto and incorporated herein by this reference. Conditional Use Permit No. 18-007 shall now expire on October 16, 2023.

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On motion by Commissioner \_\_\_\_\_, seconded by Commissioner \_\_\_\_\_ and by the following roll call vote, to wit:

**AYES:**

**NOES:**

**ABSENT:**

The foregoing Resolution was adopted this 4<sup>th</sup> day of October 2022.

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**GLENN MARTIN, CHAIR**

**ATTEST:**

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**PATRICK HOLUB**  
**SECRETARY TO THE COMMISSION**

**APPROVED AS TO CONTENT:**

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**BRIAN PEDROTTI**  
**COMMUNITY DEVELOPMENT DIRECTOR**

**EXHIBIT 'A'**  
**CONDITIONS OF APPROVAL**  
**TIME EXTENSION NO. 22-003 FOR**  
**CONDITIONAL USE PERMIT NO. 18-007**  
**1214 E. GRAND AVE.**

This approval authorizes a one (1) year time extension for Conditional Use Permit 18-007, which was originally approved by the Planning Commission on April 16, 2019.

**GENERAL CONDITIONS:**

1. The developer shall ascertain and comply with all Federal, State, County and City requirements that are applicable to this project.
2. Conditional Use Permit No. 18-007 shall expire on October 16, 2023, unless a building permit is issued prior to this date.
3. The developer shall comply with all conditions of approval for Conditional Use Permit No. 18-007.