

## RESOLUTION NO. 4658

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ARROYO GRANDE APPROVING A WAIVER OF THE PLANNING APPLICATION FEE FOR CONDITIONAL USE PERMIT 15-001; LOCATION – ARROYO GRANDE CREEK IN PROXIMITY TO CLARENCE AVENUE AND MYRTLE DRIVE (APN 007-572-029 AND 007-572-031); APPLICANT - CENTRAL COAST SALMON ENHANCEMENT, INC. (CCSE)**

**WHEREAS**, CCSE has submitted Conditional Use Permit 15-001 for the Stream Gauge Fish Passage Improvement Project (the “Project”) that will lower an existing broad-crested concrete weir spanning the width of Arroyo Grande Creek to restore reliable access to 3.3 miles of critical steelhead trout habitat upstream of the concrete barrier; and

**WHEREAS**, the applicant has requested a waiver of the Conditional Use Permit application fee; and

**WHEREAS**, the City Council has considered the requested waiver of the planning application fee associated with Conditional Use Permit 15-001 at a meeting on May 12, 2015; and

**WHEREAS**, CCSE has partnered with the City at no cost over the past several years on many projects, including:

- Provision of watershed education programming accomplished within the City limits for use in the City’s stormwater permit annual reporting;
- Partnering on Creek Day clean-up events;
- Ivy removal events;
- Initiation of the Arroyo Grande Creek Memorandum of Understanding (MOU) group to coordinate/cooperate on projects that benefit the City (e.g. the Tally Ho Restoration project);
- Completion of the Arroyo Grande Creek Watershed Management Plan which helped to inform the City’s Creek Resource Protection Study;
- Provision of language for use in developing signage for the bioswale behind the previous location of City Hall;
- Developing funding and implementing plans for two creek aligned trails to complement the City’s larger creek trail system; and

**WHEREAS**, Objective C/OS2 of the Arroyo Grande General Plan specifies that the City is to safeguard important environmental and sensitive biological resources contributing to healthy, functioning ecosystems; and

**WHEREAS**, Implementing Policy C/OS2-1.6 of the Arroyo Grande General Plan states that the planning, design, and development of sites should include the protection of scenic resources, water quality and natural creekside habitat, including opportunities for wildlife habitation, rest, and movement, and that the restoration of damaged or degraded

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habitat should also be implemented, especially where a continuous riparian habitat corridor can be established; and

**WHEREAS**, the City Council finds, after due study and deliberation, that granting the requested waiver of the planning application fee associated with Conditional Use Permit 15-001 will help CCSE to enhance native steelhead trout habitat by applying the \$3,623 application fee towards removing a critical obstacle to upstream steelhead trout migration; and

**WHEREAS**, the Project serves the public purpose of furthering the preservation of the wild salmon, steelhead trout and other deteriorating fish habitat; and

**WHEREAS**, CCSE is a non-profit entity and a waiver of the application fee will allow CCSE to implement the Stream Gauge Passage Improvement project.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Arroyo Grande hereby grants a waiver of the planning application fee associated with Conditional Use Permit 15-001 in the amount of \$3,623.

On motion by Council Member Guthrie, seconded by Council Member Guthrie, and by the following roll call vote, to wit:

**AYES:** Council Members Guthrie, Barneich, Brown, Harmon, and Mayor Hill

**NOES:** None

**ABSENT:** None

the foregoing Resolution was adopted this 12<sup>th</sup> day of May, 2015.

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JIM HILL, MAYOR

ATTEST:



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KELLY WETMORE, CITY CLERK

APPROVED AS TO CONTENT:



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ROBERT McFALL, INTERIM CITY MANAGER

APPROVED AS TO FORM:



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HEATHER K. WHITHAM, CITY ATTORNEY

**OFFICIAL CERTIFICATION**

I, **KELLY WETMORE**, City Clerk of the City of Arroyo Grande, County of San Luis Obispo, State of California, do hereby certify under penalty of perjury, that the attached Resolution No. 4658 was passed and adopted at a regular meeting of the City Council of the City of Arroyo Grande on the 12<sup>th</sup> day of May, 2015.

**WITNESS** my hand and the Seal of the City of Arroyo Grande affixed this 14<sup>th</sup> day of May, 2015.

  
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**KELLY WETMORE, CITY CLERK**