

RESOLUTION NO. 2007-43

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LEMOORE APPROVING THE RECOMMENDATION BY PLANNING COMMISSION RESOLUTION #2007-22 ON MITIGATED NEGATIVE DECLARATION #2006- 27 AND SITE PLAN REVIEW #2006-20 TO CONSTRUCT OLEANDER TERRANCE, A 66 UNIT MULTI-FAMILY HOUSING COMMUNITY

At a Regular Meeting of the City Council of the City of Lemoore duly called and held on November 6, 2007 at 7:30 p.m. on said day, it was moved by Council member _____, seconded by Council member _____ and carried that the following Resolution be adopted:

WHEREAS, Simpson Housing Solutions, LLC, submitted an Environmental, Zone Change and Site Plan Review applications to construct 66 units of multi-family complex on the 4.9 acre site; and

WHEREAS, the subject property is located on the east side of Smith Avenue, north of Oleander Avenue and south of West "D" Street, described as Assessor Parcel Nos.023-020-064 and 023-020-065, presently zoned RM-3 and R-1-7; and

WHEREAS, the Planning Commission of the City of Lemoore at its regular meeting of October 22, 2007 passed Resolution #2007-22 recommending approval of the above listed applications with 15 conditions of approval after holding a public hearing; and

WHEREAS, the Planning Commission of the City of Lemoore at its regular meeting of October 22, 2007 passed Resolution #2007-22 recommending approval of the above listed applications with 15 conditions of approval after holding a public hearing; and

WHEREAS, the City Council reviewed the Planning Commission staff report, Resolution #2007-22, Planning Commission Meeting Minutes and, held an appropriately noticed public hearing at their November 6, 2007 regular meeting on the Oleander Terrace Project; and

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Lemoore does hereby:

- I. Find that the staff report, presentations, 15 recommended conditions of approval in Planning Commission Resolution #2007-22 and testimony taken during the Planning Commission and City Council meeting demonstrated that:
 - a. All applicable provisions of the Zoning Ordinance will be complied with
 - b. The project is so arranged that traffic congestion will be avoided and pedestrian and vehicular safety and welfare are protected and there will be no adverse effect on surrounding property.
 - c. Proposed lighting will be so arranged as to deflect the light away from adjoining properties
 - d. Signs will comply with all of the applicable provisions of Chapter 14 of the Zoning Ordinance and
 - e. Adequate provisions have been made to reduce all adverse or potentially adverse environmental impacts to acceptable levels; and
- II. Approve the recommendations listed in Planning Commission's Resolution #2007-22, adopted October 22, 2007, approving Mitigated Negative Declaration #2006-27 and approving Site Plan Review #2006-20 subject to the approval of Ordinance #2007-08 which will change the zoning to RM-3 to expire on November 6, 2009

Passed and adopted at a Regular Meeting of the City Council of the City of Lemoore held on November 6, 2007, by the following votes:

**AYES:
NOES:
ABSTAINING:
ABSENT:**

APPROVED:

John F. Murray, Mayor

ATTEST:

Nanci C.O. Lima, City Clerk

CERTIFICATE

**STATE OF CALIFORNIA)
COUNTY OF KINGS) ss.
CITY OF LEMOORE)**

I, Nanci C.O. Lima, City Clerk of the City of Lemoore, do hereby certify the foregoing Resolution of the City Council of the City of Lemoore was duly passed and adopted at a Regular Meeting of the City Council held on November 6, 2007.

DATED: November 7, 2007

Nanci C.O. Lima, City Clerk