

Mayor  
John Murray  
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**Planning  
Department**

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**STAFF REPORT**

Item # 5

**To:** Lemoore City Council  
**From:** Holly Smyth, Planning Director  
**Date:** August 26, 2009  
**Subject:** Consider Reducing or Waiving Fees for Amending Conditional Use Permit for Phillip Hauck project

**Discussion:**

Mayor Murray and staff met with Phillip Hauck regarding his approved Conditional Use Permit conditions and site layout. Additional information and site constraints were brought up causing Mr. Hauck to request an amendment to his approved Conditional Use Permit (CUP). Any changes to an approved CUP still require a noticed public hearing before the Planning Commission and City Council. Currently the zoning code does not have a separate process for amending CUPs and therefore would be subject to paying a new CUP fee prior to reviewing the specific details. Mayor Murray has asked that the City Council consider allowing Mr. Hauck to submit a CUP amendment without paying the full CUP application fee, which is \$1,650.00.

**Budget Impact:**

\$1,650 in lost revenue, however staff time for the work is anticipated to be lower as much of the site analysis has already been done. Costs associated with noticing and holding the required public hearings will still be required.

**Recommendation:**

None. Council policy.