

RESOLUTION #2008-13
A RESOLUTION OF THE LEMOORE PLANNING COMMISSION
GRANTING CONDITIONAL USE PERMIT #2008-03 FOR BODY ART STUDIO

At a Regular Meeting of the Planning Commission of the City of Lemoore, duly called and held on June 9, 2008 at 7:00 p.m. on said day, it was moved by Commission member _____, seconded by Commission member _____ and carried that the following resolution be adopted:

WHEREAS, Carol Cooper has submitted a Conditional Use Permit application to have a tattoo business at 55 East "D" Street, Suite M owned by Fu Mei Loh and Ying-Tsong; and

WHEREAS, the subject property is a 620 square foot leased area, known as Assessor's Parcel #020-300-002, which utilizes an attached L-shaped common area, described as Assessor's Parcel #020-300-001, located south of the Mobil gas station; and

WHEREAS, the subject property is zoned Central Commercial (CC) which allows a tattoo business with the approval of a Conditional Use Permit

WHEREAS, a public hearing was held to take public testimony; and

WHEREAS, staff has determined that the project be Categorical Exempt under CEQA Section 15301; and

NOW, THEREFORE, BE IT RESOLVED that the Lemoore Planning Commission does:

- I. Make the following findings specified in Section 9-15B-2E of the Lemoore Municipal Code on the basis of the application, staff report, and the evidence submitted the Planning Commission:
 - a.) That there are circumstances or conditions applicable to the land, structure or use which makes the granting of a use permit necessary for the preservation and enjoyment of a substantial property right.
 - b.) That the proposed location of the conditional use is in accordance with the objectives of this Title and the purposes of the district in which the site is located.
 - c.) That the proposed use will comply with each of the applicable provisions of this Title. (Ord. 7901 2-6-79 as amended, 1-1986) so long as the following conditions of approval are met;
- II. Hereby approves a Categorical Exemption under CEQA Section 15301.
- III. Hereby approves the Conditional Use Permit No. 2008-03 with the following conditions:
 1. The owner needs to be in compliance with the intent of their originally approved site plan which will require the planting of appropriately 13 trees and adding landscaping to the planter areas as approved by the Planning Department, including those areas around the freestanding signs for the retail center. Additionally, all landscaping needs to be properly maintained at all times, including the dead palm frawns which are in need of immediate removal to eliminate the existing fire hazard.
 2. Signage shall be increased in size to be in scale with the attached photo
 3. Trash enclosure gates shall be repaired and/or replaced to meet Public Works standards.

Passed and adopted at a Regular Meeting of the Planning Commission of the City of Lemoore held on June 9, 2008, by the following votes:

AYES:
NOES:
ABSTAINING:
ABSENT:

APPROVED:

Kimberly Moss, Chairman

ATTEST:

Holly P. Smyth

***This resolution is subject to review by the City Council pursuant to Lemoore Municipal**

CERTIFICATE

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

I, Holly P. Smyth, Secretary of the City of Lemoore's Planning Commission, do hereby certify the foregoing Resolution of the Planning Commission of the City of Lemoore was duly passed and adopted at a Regular Meeting of the Planning Commission held on June 9, 2008.

DATED: _____, 2008

Holly P. Smyth, Secretary
Lemoore Planning Commission