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ADMINISTRATION * BUILDING * PLANNING

BUTTE COUNTY PLANNING COMMISSION AGENDA

January 28, 2010

TIME: 9:00 a.m.

PLACE: Board of Supervisors' Room
County Administration Center
25 County Center Drive
Oroville, CA 95965

- I. PLEDGE OF ALLEGIANCE**
- II. ROLL CALL** - Commissioners Becker, Moore, Nelson, Wilson and Chair Marin
- III. SELECTION**- Selection of Chair, Vice Chair and second Vice Chair for 2010.
- IV. ACCEPTANCE OF AGENDA** - Commission members and staff may request additions, deletions, or changes in the Agenda order.
- V. BUSINESS FROM THE FLOOR ON ITEMS NOT ALREADY ON THE AGENDA**
(Presentations will be limited to five minutes. The Planning Commission is prohibited by State Law from taking action on any item presented if it is not listed on the Agenda).
- VI. PUBLIC HEARINGS** - The Chair will call for staff comments. The hearing will be opened to the public for proponents, opponents, comments, and rebuttals. The hearing will be closed to the public and discussion confined to the Commission. The Commission will then make a motion and vote on the item. It is requested that public initiated presentations be limited to a maximum of 5 minutes so that all interested parties will have an opportunity to address the Commission. Following your presentation, please print your name and address on the speakers sheet so that the record will be accurate.

The recommendation of County staff is indicated below. It is only a recommendation and has not yet been considered by the Planning Commission. Copies of the Staff Report are available at the Planning Division Office between 8:00 a.m. and 12:00 p.m. Monday through Friday, or on the Butte County Department of Development Services website at <http://tinyurl.com/2009agendas>

- A. TPM08-0003** continued open from December 10, 2009
Name: Robert Cameron **Project:** Tentative Parcel Map
Planner: Stacey Jolliffe **APN:** 061-490-049 **Zoning:** U and S-H
Location: On the west side of Oro-Quincy Hwy, 1± mile north of the Canyon Creek Bridge, on the north side of Lake Oroville, Berry Creek

Proposal: Tentative Parcel Map to divide a 46.15± acre parcel into two parcels, one 22.21± acres and one 23.94± acres in size.

Recommendation: Continue open until March 25, 2010.

There is a 10-day appeal period on decisions with the Clerk of the Board.

B. UP09-0011

Name: Complete Wireless

Project: Use Permit

Planner: Stacey Jolliffe

APN: 068-150-099 **Zoning:** A-R/H-C

Location: On the north side of Olive Highway (State Route 162) at the Tyme Way intersection, Oroville.

Proposal: A Use Permit to add 12' to an existing 122.4' PG&E transmission tower (tower #189465) for collocation/utilization as a wireless communications facility. The addition will accommodate a total of twelve (12) new antennas at a proposed height of 130.4 feet. In addition, two (2) proposed microwave dishes and a 192 sq ft equipment shelter are proposed within a 655 sf lease area.

Recommendation: Approve a resolution adopting a Mitigated Negative Declaration pursuant to the California Environmental Quality Act (CEQA) Guidelines and approving the Use Permit UP09-0011 with findings and conditions.

There is a 10-day appeal period on decisions with the Clerk of the Board.

C. MUP09-0004

Name: AT&T Wireless (c/o Frank Schabarum)

Project: Minor Use Permit

Planner: Mark Michelena

APN: 068-150-051

Zoning: A-R

Location: On the north side of Oro Quincy Highway, approximately 1,675 feet northwest of State Route 162 (Olive Highway), Oroville.

Proposal: Use Permit to collocate on an existing self-supported 146.58 foot PG&E transmission tower and occupying a 300 square foot lease area for the ground equipment. The collocation will include twelve (12) panel antennas and two 2' diameter microwave antennas below the existing transmission wires.

Recommendation: Approve a resolution adopting the Negative Declaration pursuant to the California Environmental Quality Act (CEQA) Guidelines and approving the Minor Use Permit MUP09-0004 with findings and conditions.

There is a 10-day appeal period on decisions with the Clerk of the Board.

VII. WORKSHOPS – The following are items placed on the agenda at the request of the Commission or staff in order for the Commission to receive or provide information, or to provide direction to staff on various issues. At the conclusion of a staff presentation, the Chair will call for any interested person to comment on the subject being addressed by the workshop. It is requested that public comments be limited to a maximum of 5 minutes so that all interested parties will have an opportunity to address the Commission. Following your comments, please print your name and address on the speakers sheet so that the record will be accurate.

A. Public Workshop regarding Medical Marijuana Dispensaries and Related Regulations

Staff: Kathleen Kehoe Greeson, Deputy County Counsel

VIII. GENERAL BUSINESS - This section of the agenda is to be utilized by the Planning Commission and Director of Development Services on items of interest, general discussion, or items for which staff has been directed to do research and bring back to the Commission. Items may not always be addressed at every hearing, but will always be listed as part of the agenda.

- A. Directors' Report
- B. Status Report on Interim Amendments to Butte County Code
- C. Update on Recent Board of Supervisors' Actions
- D. Legislative Case Law Update
- E. Planning Commission Concerns

IX. COMMUNICATIONS - Communications received and referred. (Copies of all communications are available in the Planning Division Office.)

X. MINUTES

- A. December 10, 2009 Meeting

XI. ADJOURNMENT