

5 **Tab 7 Resolution 2010-04 Conditional Use Permit 202 S. Hwy 27**
6

7 The City Council sitting as the Land Planning Agency heard the request for the
8 annexation and rezoning.
9

10 **Scott Gerken** read Resolution 2010-04 by title only and swore in those wishing to speak
11 on the matter.
12

13 **Rick Roderick** explained the P & Z Board had approved the Conditional Use Permit
14 with a vote of 7-0 and recommended approval.
15

16 **Ramon Flores** (Sr. Code Officer) explained the property is currently in violation of the
17 City's sign ordinance, parking in ROW violations and several other issues.
18

19 Council comments:

- 20 • **Mayor Kelley** asked for clarification of an executive order. *Scott Gerken stated*
21 *our code has no provision for executive orders but a type of "permission" from*
22 *the City Manager is allowed.*
- 23 • **Rick Roderick** stated he had no reason not to approve the conditional use permit.
- 24 • **Victor Ortega** thanked staff for their input and asked for more clarifications
25 regarding the executive order. *Ramon Flores replied that the owner of the*
26 *business had stated that he did not have the funds to follow all the CUP*
27 *requirements and at that time in 2009 Mr. Oppelaar issued a memo approving the*
28 *car stereo business and window tinting service. Mr. Flores recommended that the*
29 *two executive orders be included in this CUP.*
30

31 **Laura Jones** (Planning Director) suggested that the executive orders be included with
32 this CUP.
33

34 **Russ Silverstein** (business owner) expressed his appreciation to Council and staff for
35 working with him and urged the Council to approve the requested Conditional Use
36 Permit for his business.
37

38 **Joe Saunders** stated that although he has noticed the parking issue and tire display at the
39 business he was in favor of allowing the CUP and asked that Mr. Silverstein be
40 considerate of what the City was asking and work on compliance of the code.
41

42 **Scott Gerken** explained that the motion could include conditions thereby addressing all
43 the issues including those from the executive orders.
44

1 **MOTION** by Rick Roderick, **SECONDED** by Victor Ortega to approve Resolution
2 **2010-04 Conditional Use Permit for 202 W. Hwy. 27 to include memos brought**
3 **forward by code enforcement and the conditions made by Planning & Zoning.**

4
5 **AYE:** Roderick, Ortega, Kelley, Saunders

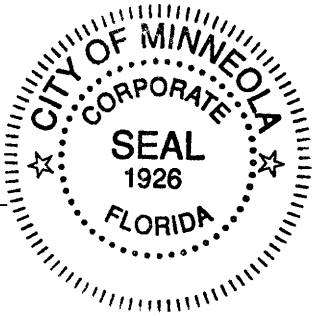
6
7 **NAY:** None


8
9 **MOTION PASSED: 4-0**

10
11 The Quasi-Judicial Hearing ended at 7:20 p.m.

12
13
14
15
16 Attest,

17
18 Jan McDaniel, CMC





Mayor Pat Kelley