

RESOLUTION NO. PC-XXXX-23

A RESOLUTION OF THE CITY OF SAN LUIS OBISPO PLANNING COMMISSION DETERMINING GENERAL PLAN CONFORMANCE FOR ACQUISITION OF PROPERTY LOCATED AT 1166 HIGUERA FOR A CITY PARKING FACILITY. THE PROJECT IS EXEMPT FROM ENVIRONMENTAL REVIEW UNDER THE GENERAL RULE OF SECTION 15061(B)(3) OF THE CEQA GUIDELINES AS REPRESENTED IN THE STAFF REPORT AND ATTACHMENTS DATED DECEMBER 13, 2023 (1166 HIGUERA STREET, GENP-0555-2023)

WHEREAS, the Planning Commission of the City of San Luis Obispo conducted a public hearing in the Council Chamber of City Hall, 990 Palm Street, on December 13, 2023, pursuant to a proceeding instituted under GENP-0555-2023 as required by California Government Code Section 65402; City of San Luis Obispo, applicant; and

WHEREAS, the Planning Commission of the City of San Luis Obispo has duly considered all evidence, including recommendations by staff, presented at said hearing; and

WHEREAS, notices of said public hearings were made at the time and in the manner required by law; and

NOW, THEREFORE, BE IT RESOLVED by the Planning Commission of the City of San Luis Obispo as follows:

SECTION 1. Finding. The Planning Commission makes the following finding:

1. The acquisition of property for a City parking facility will not harm the general health, safety, and welfare of people living or working in the vicinity because the project is consistent with the General Plan and Zoning Regulations.

SECTION 2. Environmental Review. CEQA Guidelines Section 15061(b)(3) states a project is exempt from environmental review if the activity is covered by the common sense exemption that CEQA applies only to projects which have the potential for causing a significant effect on the environment and where it can be seen with certainty there is no possibility that the activity in question would have a significant effect on the environment. The determination of General Plan conformity for the acquisition of land for public parking facility use by the City of San Luis Obispo is not subject to CEQA because it is a policy review of whether acquiring the land conforms with the General Plan. In addition, the application for a Conditional Use Permit to establish a City parking facility at the site, including minimal site improvements to prepare the property for paid public parking use, is also exempt from environmental review under Section 15301 (Existing Facilities) of the CEQA Guidelines because the project is limited to the improvement, maintenance, and operation of a surface parking lot that involves negligible expansion of the former use.

SECTION 3. Action. The Planning Commission does find and report that GENP-0555-2023 conforms to the General Plan of the City of San Luis Obispo pursuant to Government Code Section 65402.

On motion by Commissioner _____, seconded by Commissioner _____, and on the following roll call vote:

AYES:
NOES:
REFRAIN:
ABSENT:

The foregoing resolution was passed and adopted this 13th day of December 2023.

Tyler Corey, Secretary
Planning Commission