

Resolution Number PC_2018-0004

County of Mendocino
Ukiah, California
FEBRUARY 15, 2018

R_2017-0007 - ABULIAK

RESOLUTION OF THE PLANNING COMMISSION, COUNTY OF MENDOCINO, STATE OF CALIFORNIA, CERTIFYING THE PROJECT IS FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT PER ARTICLE 12, SECTION 15183, AND GRANTING A REZONE FOR A ZONE RECLASSIFICATION OF APN 029-370-11 FROM RURAL RESIDENTIAL (R-R:L-5) TO RURAL RESIDENTIAL (R-R:L-10)

WHEREAS, the applicant, PABLO ABULIAK AND ALICIA ABULIAK, filed an application for Rezone with the Mendocino County Department of Planning and Building Services to rezone 20± acres from Rural Residential (R-R:L-5) to Rural Residential (R-R:L-10). The subject parcel is located 1± mile east of Boonville via Ornbaun Road (CR 127), located at 13016 Ornbaun Rd., Boonville (APN: 029-370-11); Supervisorial District 5; (the "Project"); and

WHEREAS, the Project is Categorically Exempt from review under the California Environmental Quality Act (CEQA) and the State and County CEQA Guidelines pursuant to Article 12, Section 15183 governing Special Situations and Projects Consistent with the General Plan; and

WHEREAS, in accordance with applicable provisions of law, the Planning Commission held a public hearing on February 15, 2018, at which time the Planning Commission heard and received all relevant testimony and evidence presented orally or in writing regarding the Project. All interested persons were given an opportunity to hear and be heard regarding the Project; and

WHEREAS, the Planning Commission has had an opportunity to review this Resolution and finds that it accurately sets forth the intentions of the Planning Commission regarding the Project.

NOW, THEREFORE, BE IT RESOLVED, that the Planning Commission makes the following findings;

1. General Plan Findings: The site is located within a Rural Residential General Plan designation and the site size is consistent with the minimum parcel requirement of 10 acres in the Rural Residential (RR10) zoning district, per Mendocino County Code Section 20.048.025

2. Environmental Protection Findings: Article 12, Section 15183 of the California Environmental Quality Act allows for projects that are consistent with the General Plan to be exempt from additional review, as it can be established that the environmental determination was previously completed.

BE IT FURTHER RESOLVED that the Planning Commission hereby adopts the Class I Exemption. The Planning Commission certifies that the Exemption has been completed, reviewed, and considered, together with the comments received during the public review process, in compliance with CEQA and State and County CEQA Guidelines, and finds that the Exemption reflects the independent judgment and analysis of the Planning Commission.

BE IT FURTHER RESOLVED that the Planning Commission recommends the Board of Supervisors grant the requested rezone as shown in Exhibit "A", attached hereto.

BE IT FURTHER RESOLVED that the Planning Commission designates the Secretary as the custodian of the document and other material which constitutes the record of proceedings upon which the Board of Supervisors decision herein is based. These documents may be found at the office of the County of Mendocino Planning and Building Services, 860 North Bush Street, Ukiah, CA 95482.

BE IT FURTHER RESOLVED that the Planning Commission action shall be final on the 11th day after the date of the Resolution unless an appeal is taken.

I hereby certify that according to the Provisions of Government Code Section 25103 delivery of this document has been made.

ATTEST: VICTORIA DAVIS
Commission Services Supervisor

By: Victoria Davis

BY: IGNACIO GONZALEZ
Interim Director

[Signature]

MADELINE HOLTKAMP, Chair
Mendocino County Planning Commission

Madeline Holtkamp

EXHIBIT A: REZONE EXHIBIT MAP, 029-370-11