1 BEFORE THE BOARD OF SUPERVISORS OF THE COUNTY OF FRESNO 2 STATE OF CALIFORNIA 3 4 RESOLUTION APPROVING GENERAL IN THE MATTER OF THE FRESNO PLAN AMENDMENT APPLICATION 5 COUNTY GENERAL PLAN NO. 564, AMENDING THE AMENDMENT NO. 564 AND MILLERTON SPECIFIC PLAN AND 6 UNCLASSIFIED CONDITIONAL USE ) UNCLASSIFIED CONDITIONAL USE 7 PERMIT NO. 3693 NO. 3693 8 9 WHEREAS, Jeffery T. Roberts (Applicant) submitted an application for General Plan 10 Amendment (GPA) Application No. 564 to the Fresno County for an amendment to the Millerton 11 Specific Plan to change the land use designation of a 5.17-acre site to "Public Facilities" and 12 Unclassified Conditional Use Permit Application No. 3693 to allow the development of a fire station at 13 said site; and 14 WHEREAS, the project site is located on the southwest corner of Millerton Road and 15 Morningside Way, approximately 1.9 miles east of the unincorporated community of Friant; and 16 WHEREAS, Initial Study No. 7980 was prepared, duly processed, and noticed for said project; 17 and 18 WHEREAS, the Fresno County Planning Commission, on May 20, 2021 held a duly noticed 19 public hearing and considered GPA Application No. 564, amending the Millerton Specific Plan, and its 20 associated Conditional Use Permit Application No. 3693; and 21 WHEREAS, at the conclusion of the public hearing, the Fresno County Planning Commission recommended approval of GPA No. 564, Conditional Use Permit No. 3693, and a Negative Declaration 22 prepared for the project based on Initial Study 7980; and 23 WHEREAS, the Board duly fixed July 13, 2021, for a public hearing on the aforementioned 24 amendment of the County General Plan and Unclassified Conditional Use Permit, and was held 25

thereon in the manner prescribed by law; and

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WHEREAS, the Board considered the Agenda Item with attachments including the Planning Commission Staff Report, the proposed Conditional Use Permit 3693, and the Planning Commission's resolution; and

WHEREAS, the Board heard and considered additional verbal and/or written public testimony on the proposed amendment; and

WHEREAS, the amendment to the Millerton Specific Plan consists of re-designating the land use of a proposed 5.17-acre parcel from Open Space and Medium Density Residential to Public Facilities to allow a fire station on the proposed parcel in the O(c) (Open Conservation Conditional) and R-1(c) (Single-Family Residential; 6,000 square-foot minimum parcel size, Conditional) Zone Districts.; and

WHEREAS, the proposed Conditional Use Permit No. 3693 is to allow the development of a Fire Station and related facilities; and

WHEREAS, on the basis of the whole record before the Board of Supervisors, including any comments received, there is no substantial evidence that the amendment to the Land Use Element of the Millerton Specific Plan and Conditional Use Permit No.3693 will have a significant effect on the environment.

WHEREAS, Pursuant to County Zoning Ordinance Section 873(F), in order for the Board to approve CUP No. 3693, the Board must make the following findings:

- That the Site for the proposed use is adequate in size and shape to accommodate said use and all yards, spaces, walls and fences, parking, loading, landscaping and other features required by this Division to adjust said use with land and uses in the neighborhood.
- 2. That the Site for the proposed use relates to streets and highways adequate in width and pavement type to carry the quantity and kind of traffic generated by the proposed use.
- 3. That the proposed use will have no adverse impact on abutting property and surrounding neighborhood or permitted use thereof.
- 4. That the proposed development is consistent with the General Plan.

5. That the conditions stated in the resolution are deemed necessary to protect the public health, safety, and general welfare; and

WHEREAS, after duly giving all required public notices, and an opportunity for the public to speak and present evidence for and against the proposed Fire Station, and having complied with all applicable requirements of the law, including the County Zoning Ordinance, the Board hereby resolves and takes the following actions, including making the following findings.

NOW, THEREFORE IT IS HEREBY RESOLVED that the Fresno County Board of Supervisors hereby adopts this Resolution adopting the Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program prepared for the project based on Initial Study No. 7980; and

Does further hereby the Fresno County General Plan as proposed by GPA No. 564; and Does further approve Unclassified Conditional Use Permit No.3693.

THE FOREGOING was passed and adopted by the following vote of the Board of Supervisors of the County of Fresno the 13th day of July , 2021, to wit:

AYES:

Supervisors Brandau, Magsig, Mendes, Pacheco, Quintero

NOES:

None

ABSENT:

None

ABSTAINED:

ATTEST:

Bernice E. Seidel

None

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Clerk of the Board of Supervisors

County of Fresno, State of California

Steve Brandau. Chairman of the Board of Supervisors of the County of Fresno