



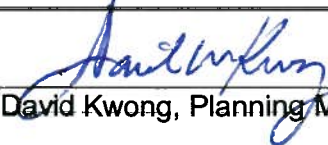
**CITY OF SACRAMENTO PLANNING COMMISSION
RECORD OF DECISION
New City Hall, 915 I Street, 3rd Floor, Sacramento, CA 95814**

Project Name: Lemon Bell 2 Residential Subdivision
Project Number: P06-100
Project Location: 7200 Lemon Hill Avenue
Assessor's Parcel No.: 038-0122-013, -014, -017, and -018
Applicant: Bob Lilly, Rose's Engineering, 3050 Fite Circle Suite 206, Sacramento, CA 95827
Action Status: Recommend to City Council Action Date: 2/26/2009

**REQUESTED
ENTITLEMENT(S):**

- A) **Environmental Determination:** Exempt (CEQA Guidelines Section 15332);
- B) **Community Plan Amendment** to amend approximately 2.92 acres of the South Sacramento Community Plan from Residential (4-8) to Residential (7-15);
- D) **Rezone** from the Standard Single-Family (R-1) zone to the Single-Family Alternative (R-1A) zone.
- E) **Tentative Map** to subdivide approximately 2.92 acres into 19 lots for residential development; and
- F) **Special Permit** for alternative housing to construct 11 single-family homes and 12 halfplex units in the single-Family Alternative (R-1A) zone.

ACTIONS TAKEN: On 2/26/2009, the Planning Commission forwarded the above requested entitlements to the City Council with a recommendation for approval

Action certified by: 
David Kwong, Planning Manager

Sent to Applicant: 2/27/2009

By: 
Staff Signature

NOTICE OF PROTEST RIGHTS

The above conditions include the imposition of fees, dedications, reservations, or other exactions. Pursuant to California Government Code section 66020, this Notice of Decision serves as written notice to the project applicant of (1) the amount of any fees and a description of any dedications, reservations, or exactions imposed, and (2) that the applicant may file a protest against the imposition of those fees, dedications, reservations, or other exactions within 90 days of the date of this approval, which is deemed to be the date that the fees, dedications, reservations, or other exactions are imposed. If the payment of a fee is imposed as a condition of approval, but the amount of the fee is not stated in this Notice of Decision and is not otherwise available to the applicant on a fee schedule or otherwise, the 90 day protest period will begin to run when the applicant is notified of the amount of the fee.

For purposes of this notice, the following fees are deemed to be imposed upon approval of the first discretionary entitlement for the subject development project and are subject to the protest procedures set forth in Title 18 of the

Sacramento City Code as indicated: North Natomas Public Facilities Fee, Transit Fee, and Drainage Fee (SCC 18.24.160); North Natomas Land Acquisition Fee (SCC 18.24.340); North Natomas School Facilities Fee (SCC18.24.710); Jacinto Creek Planning Area Facilities Fee (SCC18.28.150); Willow Creek Project Area Development Fee (SCC 18.32.150); Development Impact Fees for the Railyards, Richards Boulevard, and Downtown Areas (SCC 18.36.150); Habitat Conservation Fee for the North and South Natomas Community Plan Areas (18.40.090); and Park Development Impact Fee (18.44.140).

The time within which to challenge a condition of approval of a tentative subdivision map, including the imposition of fees, dedication, reservation, or other exaction, is governed by Government Code section 66499.37

EXPIRATION

TENTATIVE MAP: Failure to record a final map within three years of the date of approval or conditional approval of a tentative map shall terminate all proceedings.

SPECIAL PERMIT: A use for which a Special Permit is granted must be established within three years after such permit is issued. If such use is not so established, the Special Permit shall be deemed to have expired.

VARIANCE: Any variance involving an action which requires a building permit shall expire at the end of three years unless a building permit is obtained within the variance term.

PLAN REVIEW: Any plan review shall expire at the end of three years unless a building permit is obtained within the plan review term.

NOTE: Violation of any of the foregoing conditions will constitute grounds for revocation of this permit. Building permits are required in the event any building construction is planned. The County Assessor is notified of actions taken on rezoning, special permits and variances.

APPEALS

Appeals of the Planning Commission decision of this item to the City Council must be filed at 915 I Street, New City Hall, 3rd Floor, within 10 calendar days of this meeting, on or before 3/09/2009. If the 10th day falls on a Sunday or holiday, the appeal may be filed on the following business day.

**City Planning Commission Record of Decision
Recommended Findings of Fact and Conditions of Approval
Lemon Bell 2 Residential Subdivision (P06-100)**

- A. The Planning Commission has reviewed and considered the Environmental Planning Services Division's determination that the proposed project is Exempt (CEQA 15332).
- B. The Planning Commission recommends approval and forwards to the City Council the **Community Plan Amendment** to amend approximately 2.92 acres of the South Sacramento Community Plan from Residential (4-8) to Residential (7-15).
- C. The Planning Commission recommends approval and forwards to the City Council the **Rezoning** from the Standard Single-Family (R-1) zone to the Single-Family Alternative (R-1A) zone.
- D. The Planning Commission recommends approval and forwards to the City Council the **Tentative Map** to subdivide approximately 2.92 acres into 19 lots for residential development.
- E. The Planning Commission recommends approval and forwards to the City Council the **Special Permit** for alternative housing to construct 11 single-family homes and 12 halfplex units in the single-Family Alternative (R-1A) zone.