



Legislation Details (With Text)

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Title: HEARING - To consider a request submitted by Upper One Eye Creek Road Community appealing the approval of Special Use Permit S15-0001/Swansboro Verizon Cellular Tower (Mono-Pine) by the Planning Commission on April 28, 2016, on property identified by Assessor's Parcel Number 085-010-06, consisting of 39.75 acres, in the Mosquito/Swansboro area; and staff recommending the Board take the following actions:
 1) Adopt the Mitigated Negative Declaration (Attachment 3G) based on the Initial Study prepared by staff (Attachment 2E); and
 2) Deny the appeal, thereby upholding the approval of Special Use Permit S15-0001 by the Planning Commission on April 28, 2016, based on the Findings (Attachment 3D) and subject to the Conditions of Approval (Attachment 3E). (Supervisorial District 4) (Est. Time: 2 Hr.)

Sponsors:

Indexes:

Code sections:

Attachments: 1. 3A - Staff Analysis Memo 05-13-16 BOS 06-07-16, 2. 3B - Appeal Form BOS 06-07-16, 3. 3C - Planning Commission Minutes 04-28-16 BOS 06-07-16, 4. 3D - Findings BOS 06-07-16, 5. 3E - Conditions of Approval BOS 06-07-16, 6. 3F - Revised Exhibits Approved by Planning Commission BOS 06-07-16, 7. 3G - Mitigated Negative Declaration BOS 06-07-16, 8. 3H - Proof of Publication BOS 06-07-16, 9. 3I - AQMD Requirements 6-7-16, 10. Public Comment Rcvd 6-6-16 BOS 6-7-16, 11. Public Comment Rcvd 6-3-16 BOS 6-7-16, 12. Applicant Response to Appeal BOS Rcvd 6-2-16, 13. Public Comment Rcvd 6-2-16 BOS 6-7-16, 14. Public Comment Rcvd 5-17-16 BOS 6-7-16, 15. FINAL Findings, 16. FINAL Conditions of Approval, 17. APPROVED STAMPED Exhibits, 18. ADOPTED Mitigated Negative Declaration, 19. RECEIPT-Notice of Determination, 20. FILED-Notice of Determination, 21. 2A - Staff Report PC 04-28-16, 22. 2B - Findings PC 04-28-16, 23. 2C - Conditions of Approval PC 04-28-16, 24. 2D - Staff Report Exhibits A-L PC 04-28-16, 25. 2E - Staff Report Exhibit M - Proposed Negative Declaration and Initial Study PC 04-28-16, 26. 2F - Proof of Publication PC 04-28-16, 27. 2G - Applicant-submitted Additional Information 04-26-16 PC 04-28-16, 28. 2H - Staff Memo 04-28-16 PC 04-28-16, 29. Public Comment Rcvd 04-28-16 PC 04-28-16, 30. Public Comment Rcvd 04-26-16 PC 04-28-16, 31. Public Comment Rcvd 04-25-16 PC 04-28-16, 32. Public Comment Rcvd 04-04-16 to 04-06-16 PC 04-28-16, 33. A - Staff Report PC 08-13-15, 34. B - Conditions of Approval PC 08-13-15, 35. C - Findings PC 08-13-15, 36. D - Exhibits A-J PC 08-13-15, 37. E - Exhibit K - Proposed Negative Declaration and Initial Study PC 08-13-15, 38. F - Proof of Publication PC 08-13-15, 39. Public Comment Rcvd 08-13-15 PC 08-13-15, 40. Public Comment Rcvd 08-10-15 PC 08-13-15, 41. Public Comment Rcvd 08-03-15 PC 08-13-15, 42. Public Comment Rcvd 07-17-15 PC 08-13-15, 43. Planning Commission Minutes 08-13-15

Date	Ver.	Action By	Action	Result
6/7/2016	3	Board of Supervisors	Approved	Pass
4/28/2016	2	Planning Commission	Approved	Pass
8/13/2015	1	Planning Commission		

HEARING - To consider a request submitted by Upper One Eye Creek Road Community appealing the approval of Special Use Permit S15-0001/Swansboro Verizon Cellular Tower (Mono-Pine) by the Planning Commission on April 28, 2016, on property identified by Assessor's Parcel Number 085-010-06, consisting of 39.75 acres, in the Mosquito/Swansboro area; and staff recommending the Board

take the following actions:

- 1) Adopt the Mitigated Negative Declaration (Attachment 3G) based on the Initial Study prepared by staff (Attachment 2E); and
- 2) Deny the appeal, thereby upholding the approval of Special Use Permit S15-0001 by the Planning Commission on April 28, 2016, based on the Findings (Attachment 3D) and subject to the Conditions of Approval (Attachment 3E). (Supervisory District 4) (Est. Time: 2 Hr.)

DISCUSSION / BACKGROUND

This is a request submitted by UPPER ONE EYE CREEK ROAD COMMUNITY appealing the approval of Special Use Permit S15-0001/Swansboro Verizon Cellular Tower (Mono-Pine) by the Planning Commission on April 28, 2016, on property identified by Assessor's Parcel Number 085-010-06, consisting of 39.75 acres, in the Mosquito/Swansboro area, Supervisory District 4. [County Planner: Aaron Mount] (Mitigated Negative Declaration prepared)

This application was considered by the Planning Commission on August 13, 2015 and was continued off-calendar by a vote of 5-0. The meeting minutes are included in this record. The application was considered again on April 28, 2016, and was approved by a vote of 5-0. The minutes from that meeting are attached (Attachment 3C).

On May 11, 2016, the Upper One Eye Creek Road Community submitted an appeal on the Planning Commission's April 28, 2016, approval of S15-0001 (Attachment 3B).

A memo with staff's analysis of the appeal is attached (Attachment 3A).

CONTACT

Roger Trout
Development Services Division Director
Community Development Agency