

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LEMOORE
AFFIRMING PLANNING COMMISSION RESOLUTION #2011-13 TO
DENY REVISED OVERALL PLOT PLAN, ELEVATIONS, AND FLOOR PLANS
FOR THE REMAINING LOTS IN PHASE II OF TRACT 821**

At a Regular Meeting of the City Council of the City of Lemoore duly called and held on December 20, 2011 at 7:30 p.m. on said day, it was moved by Council member _____, seconded by Council member _____ and carried that the following Resolution be adopted:

WHEREAS, Lennar Fresno, Inc., submitted an application for Planned Unit Development with a revised overall plot plan with five revised floor plans to be utilized on the remaining 37 lots in Phase II of Tract 821 as they are proposing to purchase the lots from the original developer Davante Villas; and

WHEREAS, this subdivision is located north of Cinnamon Drive, south of Fallenleaf Drive, east of 19th Avenue and west of Liberty Drive; and

WHEREAS, the Lemoore Planning Commission held a duly noticed public hearing at their November 28, 2011 meeting, and discussed the proposed Revised Overall Plot Plan, elevation, and floor plans with developer and took testimony.

WHEREAS, based on the testimony and information provided at the public hearing the Lemoore Planning Commission denied the proposed revised overall plot plan, elevations and floor plans for Tract 821 Phase II; and

WHEREAS, an appeal has been filed by the applicant to re-consider Planning Commission’s denial of the project and property owners within 300’ of the 37 lots have been notified and notice in the newspaper has published for an Appeal Hearing at the December 20, 2011 City Council meeting; and

WHEREAS, at its December 20, 2011 meeting the City Council reviewed the revised overall plot plan, floor plans, and elevations for the project (attached hereto) and listened to additional testimony on the proposed project; and

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Lemoore does hereby affirms the attached Planning Commission’s Resolution #2011-13, denying the revised overall plot plan, elevations, and floor plans for Tract 821 Phase II.

Passed and adopted at a Regular Meeting of the City Council of the City of Lemoore held on the 20th day of December , 2011, by the following votes:

AYES:
NOES:
ABSTAINING:
ABSENT:

APPROVED:

Willard J. Rodarmel, Mayor

ATTEST:

**Nanci C.O. Lima, MMC
City Clerk**

RESOLUTION # 2011- 13

**A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF LEMOORE
DENYING REVISED OVERALL PLOT PLAN, ELEVATIONS, AND FLOOR PLANS
FOR 37 LOTS OF TRACT 821 – PHASE II**

At a Regular Meeting of the Planning Commission of the City of Lemoore duly called and held on November 28, 2011, at 7:00 p.m. on said day, it was moved by Commission Member Brown seconded by Commission Member Marvin and carried that the following Resolution be adopted:

WHEREAS, Lennar Fresno, Inc. has submitted an application for Planned Unit Development (PUD) with a revised Overall Plot Plan with five revised floor plans to be utilized on the remaining 37 lots in Phase II of Tract 821 as they are purchasing the lots from the original developer Davante Villas; and

WHEREAS, this subdivision is located north of Cinnamon Drive, south of Fallenleaf Drive east of 19th Avenue and west of Liberty Drive; and

WHEREAS, staff initially determined that the application is categorically exempt under the California Environmental Quality Act (CEQA) Section 15305-Minor Alterations in Land Use Limitations; and

WHEREAS, the Lemoore Planning Commission held a duly noticed public hearing at their November 28, 2011 meeting, and discussed the proposed Revised Overall Plot Plan, elevation, and floor plans with developer and took testimony.

NOW, THEREFORE, BE IT RESOLVED that the Planning Commission of the City of Lemoore does hereby **deny** the proposed revised floor plans, elevations, and plot plans submitted by Lennar Fresno based on all the testimony and information provided at the public hearing.

Passed and adopted at a Regular Meeting of the Planning Commission of the City of Lemoore held on November 28, 2011 by the following votes:

AYES: Brown, Marvin, Norgaard, Kendall, Clement
NOES: Garcia, Meade
ABSTAINING: None
ABSENT: None

APPROVED:



Ronald E. Meade, Chairman

ATTEST:



Holly P. Smyth, Secretary

* This resolution is subject to review by the City Council (anticipated to be December 20, 2011) pursuant to Lemoore Municipal code Section 9-15-B-2G. The City council may affirm, reverse, or modify this resolution.*

CERTIFICATE

STATE OF
CALIFORNIA)
COUNTY OF KINGS) ss.
CITY OF LEMOORE)

I, Holly P. Smyth, Secretary of the City of Lemoore's Planning Commission, do hereby certify the foregoing Resolution of the Planning Commission of the City of Lemoore was duly passed and adopted at a Regular Meeting of the Planning Commission held on November 28, 2011

DATED: 11/29, 2011



Holly P. Smyth, Secretary
Lemoore Planning Commission

CERTIFICATE

STATE OF CALIFORNIA)
COUNTY OF KINGS) ss.
CITY OF LEMOORE)

I, Nanci C.O. Lima, City Clerk of the City of Lemoore, do hereby certify the foregoing Resolution of the City Council of the City of Lemoore was duly passed and adopted at a Regular Meeting of the City Council held on the 20th day of December, 2011.

DATED: December 21, 2011

Nanci C.O. Lima, City Clerk