

MEETING CALLED TO ORDER

Chair Van Duker called meeting to order at 7:00 pm

1. **FLAG SALUTE:** Commissioner Scheeler led the flag salute.
2. **ROLL CALL:** Commission Present: Ingle, Nishimura, Scheeler, Turner-Mike, Vice Chair Van Duker
ABSENT: Flowers, Makhnovskiy (arrived at 7:08)
STAFF PRESENT: Bermudez, Blomquist, Hildebrand, Jones, Kempenaar, Singer
3. **PUBLIC COMMENT**
No public comments.
4. **CONSENT CALENDAR**
Approval of minutes for March 9, 2022
MOTION 1: Approval of minutes for March 9, 2022
M/S: Nishimura/Ingle
AYES: (5) Ingle, Nishimura, Scheeler, Turner-Mike, Vice Chair Van Duker
NOES: (0)
ABSENT: (2) Flowers, Makhnovskiy (arrived at 7:08)

Chair Van Duker moved item 6a from Regular Calendar to Public Hearing item 5b.

5. **PUBLIC HEARING**
 - a. **San Juan Event Center 6240 San Juan Ave:** The applicant requested a Use Permit to repurpose a 10,840 square foot tenant space within an existing retail center. The space will be used as an event center for the purpose of church gatherings, weddings, receptions and similar events. The proposed maximum number of occupants for any event is two hundred (200) people. The project is Categorically Exempt from CEQA per Section 15301 (Existing Facilities).
Associate Planner Eric Singer presented the project to Commission and responded to questions. The discussion included:
 - Music cut-off time
 - Appearance of the adjacent auto shop
 - Name of the event center
 - Monitoring of patron count
 - Fire sprinkler requirements
 - Concern with driveway entrance
 - Traffic analysis including blind left-turn
 - Parking an impact on adjacent businesses
 - Impact center will have on other nearby event centers

Chair opened the public hearing

Applicant Max Yurtsan addressed questions from commission:

- Does not expect the center to have negative impact on existing centers, mainly used by Ukrainian population
- Citrus Plaza is already established and will not be changed
- Parking spaces near the auto center were not included in the parking space count
- The site has exits, one on Sylvan one on Greenback

- Center is not intended to be used for church services
- Center will use professional management company to operate the facility

Chair closed the public hearing

MOTION 1: Adopt Resolution 22-04 determining the project is Categorically Exempt from CEQA per Section 15301 (Existing Facilities) of California Environmental Quality Act;

M/S: Scheeler/Ingle

AYES: (6) Ingle, Makhnovskiy, Nishimura, Scheeler, Turner-Mike, Vice Chair Van Duker

NOES: (0)

ABSENT: (1) Chair Flowers

MOTION 2: Approve a Use Permit to allow an existing 10,840 square-foot tenant space in a retail building to be converted into an Event Hall for a maximum of 200 people for the purpose of wedding, church events, and similar occasions located at 6240 San Juan Avenue, subject to the findings contained in this staff report and attached conditions of approval.

M/S: Scheeler/ Nishimura

AYES: (6) Ingle, Makhnovskiy, Nishimura, Scheeler, Turner-Mike, Vice Chair Van Duker

NOES: (0)

ABSENT: (1) Chair Flowers

- b. **Amendment to the General Plan Housing Element:** The Local Hazard Mitigation Plan (LHMP) was adopted by City Council on February 24, 2022. To remain eligible for FEMA grant funding, staff proposed an amendment to the General Plan to include specific language in the Community Health (Safety Element) Chapter that references and provides an electronic link to the most current Local Hazard Mitigation Plan. The project is Categorically Exempt from CEQA per Section 15061 (b) (3).

Associate Planner Eric Singer presented the project to Commission.

Open public hearing

No public comments.

Closed public hearing

Motion 1: Recommend that City Council find the project exempt from CEQA per Section 15061 (b) (3) a and approve the Draft Amendment.

M/S: Makhnovskiy/Turner-Mike

AYES: (6) Ingle, Makhnovskiy, Nishimura, Scheeler, Turner-Mike, Vice Chair Van Duker

NOES: (0)

ABSENT: (1) Chair Flowers

6. REGULAR CALENDAR

a. **Determination of General Plan Consistency-Sayonara Properties.**

Reviewed and determined the disposition of 12 city owned properties along Sayonara Drive is in compliance with the General Plan as per Govt Code 65402.

Senior Planner Alison Bermudez presented the project to Commission and responded to questions. The discussion included:

- Negotiations with Citrus Heights Water for three properties
- Meeting housing requirements from prior obligation
- Design of water tank

MOTION 1: Adopt Resolution No. 2022-05, A Resolution of the Planning Commission of the City of Citrus Heights, California, Adopting Its Report and Certain Findings Required Under California

Government Code Section 65402 for the Disposition of Certain Vacant properties Located on Sayonara Drive.

M/S: Nishimura/Scheeler

AYES: (6) Ingle, Makhnovskiy, Nishimura, Scheeler, Turner-Mike, Vice Chair Van Duker

NOES: (0)

ABSENT: (1) Chair Flowers

7. **STAFF COMMENTS**

8. **ADJOURNMENT**

Meeting adjourned at 7:47 PM

Respectfully Submitted,

Stacy Hildebrand
Planning Commission Secretary

CITY OF CITRUS HEIGHTS
PLANNING DIVISION CONDITIONS OF APPROVAL
PLANNING COMMISSION MEETING
May 11, 2022

CONDITIONS OF APPROVAL – USE PERMIT (FILE # PLN-22-02)

- 1) The applicant shall comply with all City of Citrus Heights Codes and Regulations, including but not limited to the Citrus Heights Municipal Code and Zoning Code, and California Building Standards. [Planning]
- 2) The project is approved as described in this report and as shown in Attachment #5 and described in the Applicant's project description (Attachment #4) and shall conform to all conditions of approval and exhibits included within this project; File # PLN-22-02 for the use of an existing 10,840 square-foot retail space as an event center located at 6240 San Juan Avenue. The project shall comply with the requirements of all agencies including service providers. [Planning]
- 3) This approval will expire in three (3) years after the date of its initial approval, unless a building permit has been issued for the work. The Director may extend the term of approval for one additional year. [Planning]
- 4) Operators of any event being held within the event center shall ensure that at no time shall the noise exceed the levels allowed by the City's Noise Regulations, including observing a 10:00 pm cutoff time for all music. [Planning]
- 5) The applicant shall inform all renters that no doors may be propped open during an active event in order to ensure noise levels do not exceed those allowed in the City's Noise Regulations. [Planning]
- 6) The applicant shall inform all renters that any event with alcohol will need to obtain the proper permits from Alcoholic Beverage Control (ABC) and provide security measures per their requirements. [Planning]
- 7) No outdoor storage shall occur where viewable by patrons, adjoining properties, or from any public right of way. [Planning]
- 8) Should any nuisances arise at the site from the late night hours, parking, loitering or other health and safety issues, the applicant shall provide security measure(s) onsite acceptable to the Community Development Director and Chief of Police. If after reasonable notice and an opportunity to correct those problems, any public nuisances remain onsite, including any health and safety issues, the City can impose reduced operational hours, require a security company to provide onsite security during hours of concern, or other operational or site improvements deemed necessary to eliminate these nuisances. [Police and Planning]
- 9) All site landscaping, outdoor lighting, and site amenities shall be maintained in good working order and kept free of graffiti, trash, and any other visual nuisances. The applicant shall be responsible for enforcing cleanup of the site and parking lot at the conclusion of each event. [Planning]
- 10) Any violations of the conditions of approval could result in the revocation or modification of the Use Permit and/or the imposition of fines and penalties as allowed under Code. [Planning]
- 11) This Use Permit shall run with the land through any change of ownership of the subject site and all conditions of approval shall continue to apply after a change in ownership. If the use

is discontinued for more than twelve (12) consecutive months it shall be considered lapsed.
[Planning]

- 12) This project shall meet all federal, state, and local solid waste disposal requirements; including, but not limited to, California SB1383, California AB341, and the City's Municipal Code requirements. [Engineering]
- 13) INFORMATIONAL COMMENT: The State Water Resources Control Board's has issued requirements for each commercial and multi-family property to capture all fugitive trash greater than ¼" in diameter before it enters the public drainage system. The City of Citrus Heights is developing an implementation plan to comply with this requirement. While it has not currently been adopted into the municipal code, it will be in the near future, and the property owner should begin drafting a trash capture management plan for this site. The plan will need to be reviewed and approved by the City's Engineering Division. A Trash Management Declaration will also need to be recorded as part of the future requirements. This plan will describe how the property owner will capture trash/litter/debris from the site and provide documentation to the City. Please contact the City's Engineering Division for more information. [Engineering]

Prior to Issuance of Building Permits

- 14) The applicant shall repaint and apply a graffiti-resistant coating to the retaining wall that fronts the length of Sylvan Road on the east side of the building and rear exterior walls of the building subject to Planning Division review and approval. [Planning]
- 15) The applicant shall provide a detailed landscaping plan for the event center that indicates new landscape plantings and street trees for all areas of the site that are lacking adequate landscaping cover for review and approval by the Planning Division. California native, drought tolerant plants are preferred. [Planning]
- 16) The applicant shall provide detailed plans for a new trash enclosure at the north end of the complex for review and approval by the Planning Division. The Trash Enclosure shall be coated with anti-graffiti coating. [Planning]
- 17) The applicant shall provide detailed plans for all proposed tenant improvements for the intended use as an event center. As the proposed use is a change in occupancy classification for the tenant space, the applicant shall show full compliance with all fire life safety requirements as well as full accessibility for the site and the facility. [Building]
- 18) The applicant shall meet the following: Architectural Plans shall be submitted and approved prior to Final Building Permit being issued. Fire Sprinkler and Fire Alarm plans shall be submitted prior to Final Building Permit being issued. Please note: The Sacramento Metro Fire District **does not** allow deferred submittals for Fire Sprinkler or Fire Alarm plans. [Fire]
- 19) The change of occupancy use may initiate the installation of a fire sprinkler and fire alarm system if they are not already existing. [Fire]
- 20) Based on the occupancy type of both suites, fire-rated construction may also be required to separate the adjacent business. [Fire]
- 21) The owner must contact Permit Services Unit at PermitServices@sacsewer.com or by phone at (916) 876-6100 to determine if sewer impact fees are due. Fees are to be paid prior to the issuance of building permits. [SASD]

Prior to Final Occupancy

- 22) Prior to occupancy or building permit finals, remove & replace the existing driveway along San Juan Avenue. Driveway shall meet city standards and comply with all accessibility requirement. [Engineering]
- 23) Prior to occupancy or building permit finals, remove & replace a portion of the existing sidewalk located on each side of the driveway where tree roots have damaged it. [Engineering]
- 24) The on-site intersection of the drive aisles near the driveway shall be striped, “KEEP CLEAR” to minimize stacking of vehicles along San Juan Avenue. Any new parking lot striping shall meet the minimum requirements of Zoning Code Section 106.36.080. [Engineering & Planning]



- 25) Prior to final occupancy, the applicant shall submit plans to CHWD that shows the fire sprinkler assembly will be upgraded to the current standard RPDA assembly, including a concrete pad and freeze bag per CHED Standard Detail FP_650_1 and FP_650_2. [CHWD]
- 26) Prior to final occupancy, the applicant shall submit plans to CHWD that shows the water service located near said fire assembly will have a backflow device installed, including a concrete pad and insulated cage per CHWD Standard Detail RP_312. [CHWD]
- 27) Applicant agrees to indemnify, defend, and hold harmless the City, its officials, officers, employees, agents and consultants from any and all administrative, legal or equitable actions or other proceedings instituted by any person not a party to this Permit challenging the validity of the Permit or any Project Approval or any Subsequent Project Approval, or otherwise arising out of or stemming from this Permit. Developer may select its own legal counsel to represent Developer’s interests at Developer’s sole cost and expense. The parties shall cooperate in defending such action or proceeding. Developer shall pay for City’s costs of defense, whether directly or by timely reimbursement on a monthly basis.

Such costs shall include, but not be limited to, all court costs and attorneys' fees expended by City in defense of any such action or other proceeding, plus staff and City Attorney time spent in regard to defense of the action or proceeding. The parties shall use best efforts to select mutually agreeable defense counsel but, if the parties cannot reach agreement, City may select its own legal counsel and Developer agrees to pay directly or timely reimburse on a monthly basis City for all such court costs, attorney fees, and time referenced herein.