

## **RESOLUTION NO. 2015-003**

### **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ROHNERT PARK, CALIFORNIA, APPROVING THE SIGN PROGRAM FOR A WALMART EXPANSION LOCATED AT 4625 REDWOOD DRIVE, ROHNERT PARK, CA**

**WHEREAS**, the applicant, PACLAND on behalf of Wal-Mart, Inc., filed Planning Application No. PL2010-08SR Sign Program proposing an expansion to the Walmart store located at 4625 Redwood Drive (APN 045-055-014) ("Project"), in accordance with the City of Rohnert Park Municipal Code ("RPMC");

**WHEREAS**, Planning Application No. PL2010-08SR was processed in the time and manner prescribed by State and local law;

**WHEREAS**, public hearing notices were mailed to all property owners within a 300-foot radius of the subject property and to all agencies and interested parties as required by State law, and a notice of public hearing was published for a minimum of 10 days prior to the first public hearing in the Community Voice;

**WHEREAS**, on August 14, 2014 the Planning Commission reviewed Planning Application No. PL2010-08SR during scheduled public hearing at which time interested persons had an opportunity to testify either in support of or opposition to the Project; and

**WHEREAS**, at the August 14, 2014 Planning Commission meeting, upon hearing and considering all testimony and arguments, of all persons desiring to be heard, the Planning Commission considered all the facts relating to Planning Application No. PL2010-08SR and voted to approve the application; and

**WHEREAS**, on August 22, 2014, M.R. Wolfe & Associates (on behalf of Sierra Club and Sonoma County Conservation Action) filed an appeal of the Planning Commission's August 14, 2014 decision; and

**WHEREAS**, on August 25, 2014, Nancy Atwell (on behalf of herself, Elizabeth Craven, Jessica Jones, and Matt Weinstein) filed an appeal of the Planning Commission's August 14, 2014 decision; and

**WHEREAS**, on November 10, 2014, the City Council of the City of Rohnert Park held a duly noticed public hearing to consider the appeals of the Planning Commission's August 14, 2014 decisions and consider Planning Application No. PL2010-08SR; and

**WHEREAS**, at the November 10, 2014 public hearing, interested persons had an opportunity to testify regarding the appeals and Planning Application No. PL2010-08SR; and

**WHEREAS**, after taking public comment and without considering the merits of the appeals or Planning Application No. PL2010-08SR, the City Council of the City of Rohnert Park

continued the hearing on the appeals of the Planning Commission's August 14, 2014 decisions to January 13, 2015; and

**WHEREAS**, at the duly noticed continued hearing on January 13, 2015, the City Council of the City of Rohnert Park considered the appeals of the Planning Commission's August 14, 2014 decision and considered Planning Application No. PL2010-08SR; and

**WHEREAS**, at the January 13, 2015, 2014 public hearing, interested persons had an opportunity to testify regarding the appeals and Planning Application No. PL2010-08SR; and

**WHEREAS**, the City Council has considered all testimony and arguments, of all persons desiring to be heard, and considered all of the facts relating to Planning Application No. PL2010-08SR for the Project as well as the appeals and information presented by staff and the public, and

**WHEREAS**, The City Council denied the appeals of the Planning Commission's August 14, 2014 decision; and

**NOW, THEREFORE, BE IT RESOLVED**, that the City Council of the City of Rohnert Park makes the following findings, determinations, and recommendations as follows:

**Section 1.** That the above recitations are true and correct, and material to this Resolution.

**Section 2.** Findings. The City Council makes the following findings, determinations and recommendations with respect to the Planning Application No. PL2010-08SR Sign Program:

1. The Draft Environmental Impact Report, Final Environmental Impact Report, Partially Recirculated Draft Environmental Impact Report, Partially Recirculated Final Environmental Impact Report and Mitigation Monitoring and Reporting Program ("MMRP") for this Project were prepared and circulated for public review and comment in accordance with the requirements of the California Environmental Quality Act ("CEQA") and the State CEQA Guidelines. The Final Environmental Impact Report and Partially Recirculated Final Environmental Impact Report were properly certified and a Statement of Overriding Considerations and MMRP were adopted by Resolution No. 2015-001 on January 13, 2015.
2. The Project, as proposed and with recommended conditions and mitigation measures, will be consistent with the General Plan and Zoning Ordinance.
3. The proposed location of the Project is in accordance with the objectives of the applicable provisions of the RPMC and the purposes of the district in which the signs are located (RPMC §17.27.040).
4. The proposed location of the signs and the conditions under which the signs would be

operated and maintained will not be detrimental to the public health, safety or welfare, or materially injurious to properties or improvements in the vicinity (RPMC §17.27.040).


5. The proposed signs are in substantial conformance with the applicable provisions of the RPMC.

**Section 3.** The City Council does hereby approve Planning Application No. PL2010-08SR Sign Program (Master Signage Exhibit) subject to the following Condition of Approval:

Signage shall be installed according to the applicant's sign program application as modified, if necessary, and approved by the City.

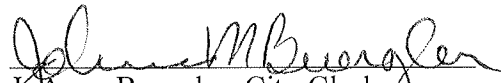
**DULY AND REGULARLY ADOPTED** on this 13<sup>th</sup> day of January, 2015.

CITY OF ROHNERT PARK



Amy O. Ahanotu, Mayor

ATTEST:



JoAnne Buergler, City Clerk



CALLINAN: AYE MACKENZIE: AYE STAFFORD: AYE BELFORTE: AYE AHANOTU: AYE

AYES: (5) NOES: (0) ABSENT: (0) ABSTAIN: (0)