

**FRESNO CITY PLANNING COMMISSION
RESOLUTION NO. 13870**

The Fresno City Planning Commission, at its regular meeting on November 20, 2024, adopted the following Resolution relating to Text Amendment No. P24-02419 to grant authority to the City Council, Planning Commission, and Director of Planning and Development to modify Conditional Use Permits.

WHEREAS, on August 1, 2024, the Director of Planning and Development initiated a Text Amendment to Fresno Municipal Code Sections 15-4907 and 15-5016 to modify Conditional Use Permits; and

WHEREAS, City staff analyzed the Fresno Municipal Code to establish a process to modify Conditional Use Permits in instances where businesses are in violation of said conditions; and,

WHEREAS, City staff presented the proposed Text Amendment to all available Council District Project Review Committees; and,

WHEREAS, on November 20, 2024, the Fresno City Planning Commission held a public hearing to consider the Text Amendment, receive public comment, and consider the Planning and Development Department's report recommending adoption of the proposed Text Amendment; and,

WHEREAS, the Fresno City Planning Commission took action to recommend the subject application; and,

NOW, THEREFORE BE IT RESOLVED by the Fresno City Planning Commission, based upon the testimony and information presented at the hearing and upon review and consideration of the environmental documentation provided, as follows:

1. The Commission finds in accordance with its own judgement that the Environmental Assessment is appropriate, a determination that the proposed Text Amendment is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15061(b)(3) exemption. The Planning Commission has determined that the Text Amendment is exempt from CEQA because it complies with the Section 15061(b)(3) exemption which pertains to the common sense exemption that states CEQA applies only to projects which have the potential for causing a significant effect on the environment. Further, it does not commit the City to any specific project or development on any site.
2. The Commission finds in accordance with its own judgement that the adoption of Text Amendment No. P24-02419 is in the best interest of the City. Additionally, the Planning Commission finds that Text Amendment No. P24-02419 is consistent with the goals and policies of the Fresno General Plan and the provisions of the Fresno Municipal Code.

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BE IT FURTHER RESOLVED that the Fresno City Planning Commission hereby recommends to the City Council that Text Amendment No. P24-02419, pertaining to a Text Amendment to Fresno Municipal Code Sections 15-4907 and 15-5016 to grant authority to the City Council, Planning Commission, and Director of Planning and Development to modify Conditional Use Permits, be adopted.

The foregoing Resolution was adopted by the Fresno City Planning Commission upon a motion by Commissioner Calandra, seconded by Commissioner Bray.

VOTING: Ayes - Chair Vang, Bray, Diaz, Lyday, Calandra, Shergill
 Noes - None
 Not Voting - None
 Absent - Criner

DATED: November 20, 2024



JENNIFER K. CLARK, Secretary
Fresno City Planning Commission

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Action: Recommend adoption (to the City Council)