

PLANNING COMMISSION
RESOLUTION NO. 2018-11

A RESOLUTION DETERMINING GENERAL PLAN CONFORMITY FOR THE
PURCHASE OF 1ST FLOOR SPACE WITHIN 1010 TENTH STREET (COUNTY
OF STANISLAUS)

WHEREAS, the County of Stanislaus is proposing to purchase a portion of a the first floor of Tenth Street Place, located at 1010 Tenth Street (APN 105-037-033 and 105-037-034) and

WHEREAS, California Government Code Section 65402(b) states that a county shall not acquire real property within the corporate limits of a city if such city has an adopted General Plan applicable to the area, until the location, purpose and extent of the acquisition have been submitted to and reported upon by the planning agency as to the conformity with the General Plan; and

WHEREAS, the City of Modesto Urban Area General Plan designation for the property at 1010 Tenth Street is RPD as part of the Redevelopment Planning District, which allows for commercial, institutional and professional office uses; and

WHEREAS, the proposal for purchase of property does not include a change in land use; therefore, the use of the property will continue to be in conformance with the City of Modesto Urban Area General Plan; and

WHEREAS, the County of Stanislaus has requested that the Planning Commission render for the subject property, located at 1010 Tenth Street, a report of conformity with the City's General Plan; and

WHEREAS, the disposition of the property is exempt from CEQA under CEQA Guidelines Section 15061(b)(3) because it is an administrative activity and it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment; and

WHEREAS, on October 1, 2018 at its regularly scheduled meeting in the Council Chambers at 1010 Tenth Street in Modesto, California, the Planning Commission reviewed and considered the request of the County of Stanislaus to acquire a portion of the 1st Floor of Tenth Street Place, located at 1010 Tenth Street.

NOW, THEREFORE, BE IT RESOLVED by the Planning Commission of the City of Modesto that it hereby renders a report finding that the location, purpose and extent of the acquisition by the County of Stanislaus of a portion of the 1st Floor of Tenth Street Place, located at 1010 Tenth Street, is in conformance with the City's adopted General Plan.

The foregoing resolution was introduced at the regular meeting of the Planning Commission held on October 1, 2018, by Commissioner Escutia-Braaton, who moved its adoption, which motion was seconded by Commissioner Vohra, and carried by the following vote:

Ayes: Birring, Escutia-Braaton, Lucas, Morad, Pollard, Smith, Vohra
Noes: None

Absent: None
Recused: None

BY ORDER OF THE PLANNING COMMISSION OF THE CITY OF MODESTO.

Original, signed copy on file in CEDD
Steve Mitchell, Acting Secretary