

PLANNING COMMISSION
RESOLUTION NO. 2009-29

A RESOLUTION RECOMMENDING TO THE CITY COUNCIL ADOPTION OF
ANNEXATION APPLICATION SUBMITTAL REQUIREMENTS

WHEREAS, the City of Modesto has established a Process Improvement program for development processes, which program has identified the need for increased clarity and specificity in submittal requirements for development applications; and

WHEREAS, staff has prepared a set of proposed Annexation Application Submittal Requirements that, when adopted, shall provide the specific requirements for such submittals; and

WHEREAS, a public hearing was held by the Planning Commission on November 16, 2009, in Chambers, Tenth Street Place, 1010 Tenth Street, Modesto, California, at which hearing evidence both oral and documentary was received and considered; and

WHEREAS, the proposed adoption of Annexation Application Submittal Requirements Is not a project under CEQA as the activity will not cause a direct nor reasonably foreseeable indirect physical change in the environment.

NOW, THEREFORE, BE IT RESOLVED by the Planning Commission that it hereby finds and determines as follows:

1. The proposed annexation application submittal requirements conform to the City's adopted 2008 Urban Area General Plan for the following reasons:
 - a. Chapter VIII of the General Plan provides for implementation, including submission and approval of implementing projects.
2. In addition, the submittal requirements and amendments will benefit public health, safety & welfare for the following reasons:
 - a. Establishment of submittal requirements ensures that adequate information is available on which to make decisions regarding annexation projects.
 - b. California state law requires that local jurisdictions have a standard by which an application is determined to be complete for processing.

BE IT FURTHER RESOLVED that the Planning Commission hereby recommends to the Council the adoption of Annexation Application Submittal Requirements as shown in Exhibit "A."

The foregoing resolution was introduced at the regular meeting of the Planning Commission held on November 16, 2009, by Patricia Gillum, who moved its adoption, which motion was seconded by Ted Brandvold, and carried by the following vote:

Ayes: Berglund, Brandvold, Carter, Gillum, Sanders, and Tyler
Noes: None
Absent: Bernal

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

Original, signed copy on file in CEDD
Patrick Kelly, Secretary

Attachment: Exhibit "A"

EXHIBIT A

Annexation Application Submittal Requirements

**Draft on File with the Community and Economic Development Department,
Planning Division**

Final will be on File with the City Clerk and the Community and Economic Development
Department, Planning Division