

PLANNING COMMISSION RESOLUTION NO. P17-_____

A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF CATHEDRAL CITY, CALIFORNIA RECOMMENDING THAT THE CITY COUNCIL APPROVE AN AMENDMENT TO SECTION 9.96.140, OF THE MUNICIPAL CODE REGULATING CARWASHES

WHEREAS, Title 9 (Planning and Development) of the City of Cathedral City's Municipal Code ("Planning and Zoning Code") provides for the organized, predictable, and efficient development of land within the City; and

WHEREAS, the Planning and Zoning Code establishes land use districts throughout the City and regulates the development of land in each district; and

WHEREAS, Chapter 9.96 of the Code establishes special provisions applying to miscellaneous problem uses within the City, including carwashes; and

WHEREAS, the Commission finds that the separation requirements between carwashes and from residential and other sensitive uses are unduly restrictive and recommends that those separation requirements be repealed.

NOW, THEREFORE, THE PLANNING COMMISSION OF THE CITY OF CATHEDRAL CITY, CALIFORNIA, DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. Pursuant to the provisions of the California Environmental Quality Act (CEQA), the Planning Commission makes the following environmental determinations and recommendations:

- (a) Pursuant to Title 14, Chapter 3, Section 15303(c) of the California Code of Regulations, the proposed ordinance amendments are exempt from review under CEQA as under CEQA Guideline Section 15061(b)(3) as it can be seen with certainty that the proposed elimination of the separation requirements will not result in significant environmental impacts. Carwashes will still be subject to conditions and requirements that ensure they do not negatively impact the surrounding community, and any new carwash will undergo its own environmental review through the conditional use permit process.

Section 2. The Planning Commission hereby recommends as follows:

- (a) That the City Council adopt an ordinance to amend Section 9.96.140 of the Code to eliminate the separation requirements between carwashes and from residential and other sensitive uses. Such recommended ordinance shall be substantially in the form as

attached hereto as Exhibit A, subject to revision by the City Attorney.

Section 3. The Secretary shall certify as to the adoption of this resolution and shall cause the same to be processed in the manner required by law.

THE FOREGOING RESOLUTION WAS APPROVED AND ADOPTED on this 15th day of November, 2017, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

John Rivera, Chair

ATTEST AND APPROVED AS TO CONTENT:

Robert Rodriguez, Planning Manager/
Secretary to the Planning Commission

APPROVED AS TO LEGAL FORM:

Erica L. Vega
Assistant City Attorney