

**THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS
ACTION AGENDA SUMMARY**

DEPT: Planning & Community Development *Ron Grotte*
Urgent _____ Routine X
CEO Concurs with Recommendation YES _____ NO _____
(Information Attached)

BOARD AGENDA # *D-4
AGENDA DATE: February 4, 2003
4/5 Vote Required YES _____ NO X

SUBJECT:

APPROVAL TO SET PUBLIC HEARING ON FEBRUARY 18, 2003 AT 6:35 P.M. FOR REZONE APPLICATION NO. 2002-34 - GERRY HUGHES

STAFF RECOMMENDATION:

SET PUBLIC HEARING ON FEBRUARY 18, 2003 AT 6:35 P.M. FOR REZONE APPLICATION NO. 2002-34 - GERRY HUGHES

FISCAL IMPACT:

None.

BOARD ACTION AS FOLLOWS:

No. 2003-126

On motion of Supervisor Mayfield, Seconded by Supervisor Paul
and approved by the following vote,
Ayes: Supervisors: Paul, Mayfield, Grover, Caruso, and Chairman Simon
Noes: Supervisors: None
Excused or Absent: Supervisors: None
Abstaining: Supervisor: None

- 1) X Approved as recommended
- 2) _____ Denied
- 3) _____ Approved as amended

MOTION:

Christine Ferraro

ATTEST: CHRISTINE FERRARO TALLMAN, Clerk

File No. ORD-54-M-2

NOTICE OF PUBLIC HEARING FOR
REZONE APPLICATION #2002-34,
GERRY HUGHES

NOTICE IS HEREBY GIVEN that on February 18, 2003, at 6:35 p.m., or as soon thereafter as the matter may be heard, the Stanislaus County Board of Supervisors will meet in the Basement Chambers, Lower Level, 1010 10th St., Modesto, CA, to consider a request to rezone from Planned Industrial (19) to a Planned Development to allow for additional non-Planned Industrial uses. The property is located east of Highway 99 near the intersection of Pirrone Road and Pirrone Court, Salida. APN: 136-35-15 through 30.

NOTICE IS FURTHER GIVEN that at the said time and place, interested persons will be given the opportunity to be heard. Material submitted to the Board for consideration (i.e. photos, petitions, etc.) will be retained by the County. If a challenge to the above application is made in court, persons may be limited to raising only those issues they or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board. For further information call (209) 525-6330.

BY ORDER OF THE BOARD OF SUPERVISORS

DATED: February 4, 2003

ATTEST: CHRISTINE FERRARO TALLMAN, Clerk of
the Board of Supervisors
of the County of Stanislaus,
State of California.



BY: _____
Elizabeth A. King, Assistant Clerk

**DECLARATION OF PUBLICATION
(C.C.P. S2015.5)**

**COUNTY OF STANISLAUS
STATE OF CALIFORNIA**

I am a citizen of the United States and a resident Of the County aforesaid; I am over the age of Eighteen years, and not a party to or interested In the above entitle matter. I am the printer And Principal clerk of the publisher of **THE MODESTO BEE**, printed and Published in the City of **MODESTO**, County Of **STANISLAUS**, State of California, daily, For which said newspaper has been adjudged a Newspaper of general circulation by the Superior Court of the County of **STANISLAUS**, State of California, under the date of **February 25, 1951, Action No. 46453**; that the notice of which the annexed is a printed copy, has been published in each issue thereof on the following dates, to wit:

FEBRUARY 8, 2003

I certify (or declare) under penalty of perjury That the foregoing is true and correct and that This declaration was executed at **MODESTO**, California on

FEBRUARY 8, 2003


(Signature)

**NOTICE OF PUBLIC HEARING FOR
REZONE APPLICATION #2002-34,
GERRY HUGHES**

NOTICE IS HEREBY GIVEN that on February 18, 2003, at 6:35 p.m., or as soon thereafter as the matter may be heard, the Stanislaus County Board of Supervisors will meet in the Basement Chambers, Lower Level, 1010 10th St., Modesto, CA, to consider a request to rezone from Planned Industrial (19) to a Planned Development to allow for additional non-Planned Industrial uses. The property is located east of Highway 99 near the intersection of Pirrone Road and Pirrone Court, Salida. APN: 136-35-15 through 30.

NOTICE IS FURTHER GIVEN that at the said time and place, interested persons will be given the opportunity to be heard. Material submitted to the Board for consideration (i.e. photos, petitions, etc.) will be retained by the County. If a challenge to the above application is made in court, persons may be limited to raising only those issues they or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board. For further information call (209) 525-6330. BY ORDER OF THE BOARD OF SUPERVISORS

DATED: February 4, 2003
ATTEST: CHRISTINE FERRARO TALLMAN,
Clerk of the Board of Supervisors of the County of Stanislaus, State of California.
BY: Elizabeth A. King, Assistant Clerk
FEBRUARY 8, 2003

2-4-03
CS 819
ORD-54-M-2



February 7, 2003

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN THAT the Stanislaus County Board of Supervisors will hold a public hearing on **Tuesday, February 18, 2003**, at a meeting starting at **6:35 P.M.** in the Joint Chambers, 1010 10th Street, Basement Level, Modesto, California, to consider the following:

REZONE APPLICATION NO. 2002-34 - GERRY HUGHES

Request to rezone the property to allow uses not allowed within the PI zoning district. The proposed uses include: all currently approved uses in the PI (19) zoning district, antique stores fully enclosed within the building, furniture stores fully enclosed within the building, custom motorcycle parts and sales, dance studios, martial arts training, gymnastics, postal services, mailboxes & packaging, retail uses that generate a moderate to low amount of traffic, and any use deemed by the planning director as appropriate for the general area.

The existing zoning was approved in February of 2001 as Rezone Application No. 2000-20 and Parcel Map Application No. 2000-26 - A&L Pirrone Vineyards, Inc. A Mitigated Negative Declaration was adopted for the project. The site has been improved with two buildings and a parking area and the parcel map has been recorded.

The property is further identified as Assessor Parcel Number 136-35-15 thru 30.

At the above noticed time and place, all interested persons will be given an opportunity to speak.

Any written material, photographs, or other new information which you intend to present regarding this application should be submitted to this office ten days prior to the meeting. Presenting such information for the first time at the public hearing may lead to a continuance because the Planning Commission and other concerned parties may not be able to adequately review such new information during a meeting.

Materials submitted to the Board of Supervisors for consideration (i.e., photos, slides, petitions, letters, etc.) will be retained by the County and cannot be returned.

If you challenge the above item in court, you may be limited to raising only those issues raised at the public hearing described in this notice, or in written correspondence delivered to the Planning Commission, at or prior to, the public hearing.

For further information, please call (209) 525-6330.

PROOF OF SERVICE BY MAIL - CCP 1013a, 2015.5

I declare that:

I am employed in the County of Stanislaus, California.
(County where mailing occurred)

I am over the age of eighteen years and not a party to the within entitled cause; my business address is:

Stanislaus County Administration Building
Department of Planning & Community Development
1010 10th Street, Suite 3400
Modesto, CA 95354

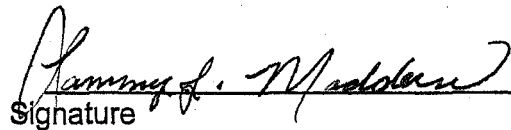
On February 7, 2003, I served the attached Notice of Public Hearing
(Date)

REZONE APPLICATION NO. 2002-34 - GERRY HUGHES on the parties listed
below in said cause, by placing a true copy thereof enclosed in a sealed envelope with postage
thereon fully prepaid, in the United States mail at Modesto, California, addressed as follows:

SEE ATTACHED LIST

I declare under penalty of perjury that the foregoing is true and correct, and that this
declaration was executed on February 7, 2003, at Modesto, California.
(Date)

Tammy J. Maddern
(Type or print name)


Signature