

RESOLUTION NO. 261

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AMADOR CITY, CALIFORNIA APPROVING THE CONDITIONAL USE PERMIT FOR LOREN FASMER ON AMADOR CREEK ROAD.

WHEREAS, the City of Amador City has had open Public Hearing on February 12, 1987; and

WHEREAS, the City of Amador City adopted a conditional use permit for Loren Fasmer on March 12, 1987; and

WHEREAS, The Planning Commission finds that the application of Loren Fasmer for a conditional use permit should be granted because of the desirability of the conditional use proposed. Since Mr. Fasmer intends to use the accessory building in question as an art studio, the Planning Commission finds that such use will fulfill essential needs of the community. First, the use of such building as an art studio will promote the arts and, therefore, serve to enlighten the populace through those pieces of art spread throughout the community.

WHEREAS, Secondly, and more importantly, the use of such building as an art studio will serve to promote the reputation of Amador City as an artistic community throughout the foothill and Northern California area. This is important for a number of reasons. First and foremost is that such a reputation has drawn and will continue to draw tourist dollars to the community. Essentially, the tourist trade is perhaps Amador City's most viable enterprise. The artistic reputation of a community such as Amador City drawn tourists to patronize the art and antique shops as well as those breakfast inns that serve these tourists drawn to the community. An art studio, such as this, will enhance not only the artistic reputation of the community, but also its economic viability. For this reason, such a use should be allowed.

WHEREAS, However, other interests of the plan must be safeguarded. The character of the area under the plan should be preserved. In that light, such use is granted under the following conditions:

A. The use shall involve no on-premises sale or vending of merchandise to or by applicant;

B. The use shall produce no evidence or advertising of its existence beyond the dwelling; and no signs or structures advertising said use will be permitted; and no display of any kind shall be visible from the exterior of the dwelling-designed to attract customers, clients, or the general public;

C. The use shall not involve excessive or unsightly storage of materials or supplies outdoors;

D. The use shall create no noise, odor, dust, vibrations, fumes or smoke readily discernible at the exterior boundaries of the parcel on which the occupation is situated;

E. The use shall generate no additional pedestrian or vehicular traffic or parking beyond that normal to the zone; and will not involve the constant and repeated use of commercial vehicles to deliver materials to and from the premises (occasional UPS deliveries would be acceptable);

F. The use shall not involve the on-premises employment of any persons other than the applicant involved in the design business (excepting applicant's spouse);

G. The use shall be subject to review by the Planning Commission one year from this date.

WHEREAS, Finally it should be noted that such use will not have any significant effect on the environment, as the conditional use applied for involves only the paperwork of a design studio and would, therefore, be exempt from CEQA regulations pursuant to Section 15061(b) (3) of the guidelines.

The foregoing resolution was duly passed and adopted at a regular meeting of the City Council of the City of Amador City on the 12th day of March, 1987, by the following vote:

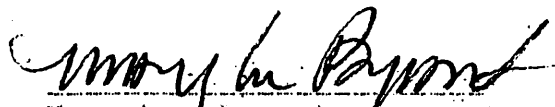
AYES: Councilmen Fountain, Duncan and Sherrill

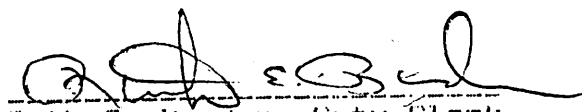
NOES: None

ABSENT: None

ABSTAIN: Councilman Wright and Mayor Bryant

Signed and approved by me after it's passage, this 9th day of April, 1987.


Mary Lou Bryant, Mayor


Ruth E. Burden, City Clerk