



AGENDA

ADJOURNED MEETING OF THE SANTA FE SPRINGS CITY COUNCIL

JANUARY 24, 2013
4:30 P.M.

Council Chambers
11710 Telegraph Road
Santa Fe Springs, CA 90670

Richard J. Moore, Mayor
Juanita A. Trujillo, Mayor Pro Tem
Luis M. González, Councilmember
Laurie M. Rios, Councilmember
William K. Rounds, Councilmember

Public Comment: *The public is encouraged to address City Council on any matter listed on the agenda or on any other matter within its jurisdiction. If you wish to address the City Council, please complete the card that is provided at the rear entrance to the Council Chambers and hand the card to the City Clerk or a member of staff. City Council will hear public comment on items listed on the agenda during discussion of the matter and prior to a vote. City Council will hear public comment on matters not listed on the agenda during the Oral Communications period.*

Pursuant to provisions of the Brown Act, no action may be taken on a matter unless it is listed on the agenda, or unless certain emergency or special circumstances exist. The City Council may direct staff to investigate and/or schedule certain matters for consideration at a future City Council meeting.

Americans with Disabilities Act: *In compliance with the ADA, if you need special assistance to participate in a City meeting or other services offered by this City, please contact the City Clerk's Office. Notification of at least 48 hours prior to the meeting or time when services are needed will assist the City staff in assuring that reasonable arrangements can be made to provide accessibility to the meeting or service.*

Please Note: *Staff reports, and supplemental attachments, are available for inspection at the office of the City Clerk, City Hall, 11710 E. Telegraph Road during regular business hours 7:30 a.m. – 5:30 p.m., Monday – Thursday and every other Friday. Telephone (562) 868-0511.*

4:30 P.M.

1. **CALL TO ORDER**

2. **ROLL CALL**

Luis M. González, Councilmember
Laurie M. Rios, Councilmember
William K. Rounds, Councilmember
Juanita A. Trujillo, Mayor Pro Tem
Richard J. Moore, Mayor

3. **CLOSED SESSION**

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to subdivision (b) of section 54956.9

Number of Potential Cases: One – Well No. 4

4. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

(Subdivision (a) of Section 54956.9)

Name of Case: City v. Valley View-Santa Fe Springs, et al.

Case No.: BC425701

5:30 P.M.

NEW BUSINESS

5. Consideration of Appeal of CUP Number 647-1, Amendment 1

Recommendation: That the City Council consider the subject appeal and take one of the actions listed in Section 155.866 of the City Code.

6. **ORAL COMMUNICATIONS**

This is the time when comments may be made by interested persons on matters not on the agenda having to do with City business.

7. **ADJOURNMENT**

I hereby certify under penalty of perjury under the laws of the State of California, that the foregoing agenda was posted at the following locations; Santa Fe Springs City Hall, 11710 Telegraph Road; Santa Fe Springs City Library, 11700 Telegraph Road; and the Town Center Plaza (Kiosk), 11740 Telegraph Road, not less than 72 hours prior to the meeting.

Anita Jimenez, CMC

Deputy City Clerk

January 17, 2013

Date



NEW BUSINESS

Consideration of Appeal of CUP Number 647-1, Amendment 1

RECOMMENDATION

That the City Council consider the subject appeal and take one of the actions listed in Section 155.866 of the City Code.

BACKGROUND

The application to amend Conditional Use Permit No. 647 initially came to the Planning Commission at a meeting held on July 23, 2012; at that meeting a public hearing was opened and persons spoke. At that meeting, the Commission continued the item without taking action. At subsequent Commission meetings, the item was continued several more times, while the applicant worked with staff to modify elements of the application, and while an Addendum to the original Environmental Impact Report for CUP 647, and a traffic study were completed. The item came back to the Commission at the meeting held on December 10, 2012. At that meeting, additional evidence and testimony was presented to and considered by the Commission. At the close of the hearing, the Commission approved Amendment No. 1 to CUP 647, by a vote of three in favor, two opposed.

Subsequently, several persons with standing filed timely appeals to the Commission's action, pursuant to Section 155.865 of the City Code. Staff thereupon provided notice to the applicant and to the appellants that the appeal would be submitted to the City Council at a meeting to be held on January 24, 2013, to commence at 5:30 p.m. or as soon thereafter as the matter may be heard. Staff then compiled the entire record of the Planning Commission's action, and provided it to the members of the City Council.

Section 155.866 of the City Code governs the processing of this appeal. It reads:

Upon receipt of an appeal from any Planning Commission determination, the City Council shall choose one of the following courses of action:

(A) Approve and ratify the action of the Planning Commission.

(B) Refer the matter back to the Planning Commission with or without instructions for further proceedings.



City of Santa Fe Springs

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January 24, 2013

(C) Set the matter for hearing by itself. Notice of said hearing shall be given in accordance with the provisions of this subchapter for all matters which have previously been subject to a public hearing before the Planning Commission. If no public hearing has been previously held, the City Council shall give such notice as it deems appropriate. At such hearing, the City Council shall hear and decide the matter as if it were sitting as the Planning Commission, and shall make the same findings and consider the same criteria as required of the Planning Commission. The decision of the City Council shall be final.

In making its decision, the City Council cannot consider any new evidence (i.e., evidence beyond the scope of the record of the Planning Commission's action), unless the City Council decides to set the matter for a hearing at a future Council meeting, pursuant to sub (C), above.

It is recommended that the City Council consider the subject appeal and take one of the actions listed in Section 155.866 of the City Code.

A handwritten signature in black ink, appearing to read "Thaddeus McCormack".

Thaddeus McCormack
City Manager