



Legislation Details (With Text)

File #: 21-631 **Version:** 1 **Name:**

Type: Action Item **Status:** Agenda Ready

File created: 7/2/2021 **In control:** Planning Commission

On agenda: 7/8/2021 **Final action:**

Title: 9:20 a.m. Continuation from Planning Commission Hearing June 24, 2021. Public Hearing to consider a Major Use Permit (UP 19-20). Applicant/Owner: LDM Operations Inc. Location: 7295 Adobe Creek Road, Kelseyville, CA; APN: 007-021-23. (Eric Porter)

Sponsors: Community Development

Indexes:

Code sections:

Attachments: 1. LDM Operations Inc. SR_V4 addendum, 2. Attachment 1 vicinity map, 3. Attachment 2 PMP, 4. Attachment 7 public comments

Date	Ver.	Action By	Action	Result
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Memorandum

STAFF REPORT **ADDENDUM**

TO: Planning Commission

FROM: Prepared by: Eric Porter, Associate Planner

DATE: July 8, 2021

RE: **LDM Operations, Inc.; Major Use Permit (UP 19-20) and Initial Study (IS 19-35). APN: 007-021-23**

Supervisor District 4

ATTACHMENTS: 1. Vicinity Map
2. Property Management Plan
3. Public Comments

I. ADDENDUM SUMMARY

File no. UP 19-20 went before the Planning Commission on June 24, 2021. The question of the name of the company was brought up, and the hearing was continued to July 8, 2021 to give staff an opportunity to confirm the corporate name. The official Incorporated name for the applicant is LDM Operations Inc.

However, following the June 24, 2021 Planning Commission hearing, staff received a phone call from Nadia Jammal, one of the original LDM applicants. The call was received on June 25, 2021; Ms. Jammal indicated that LDM Operations Inc. was no longer affiliated with the 7295 Adobe Creek Road site (file no. UP 19-20), and that there 'was no application' due

to disagreement with the property owner.

About one month earlier, on May 29, 2021, staff received an email from Ms. Jammal requesting that the LDM file (two were submitted by LDM for two different locations) be allowed to continue. The application that Ms. Jammal was referring to was file no. UP 19-16, located at 22700 Morgan Valley Road, Lower Lake, rather than UP 19-20, however this was never stated in the email received by staff who assumed it pertained to UP 19-20, the 7295 Adobe Creek Road (Kelseyville) property.

Because there is no longer an applicant for file no. UP 19-20, the application **must be denied**.

Sample Motions:

Mitigated Negative Declaration

I move that the Planning Commission find that the **Initial Study (IS 19-35)** originally applied for by **LDM Operations Inc.** on property located at **7295 Adobe Creek Road, Kelseyville**, and further described as **APN: 007-021-23** **is no longer valid** for file no. UP 19-20 because there are no applicants as stated in the staff report addendum dated **July 8, 2021**.

Major Use Permit (UP 19-20)

I move that the Planning Commission find that the **Use Permit (UP 19-20)** originally applied for by **LDM Operations Inc.** on property located at **7295 Adobe Creek Road, Kelseyville**, and further described as **APN: 007-021-23** does **not** meet the requirements of Section 51.4 and Section 27(at) of the Lake County Zoning Ordinance and that the Major Use Permit be **denied** because there are no applicants as stated in the staff report addendum dated **July 8, 2021**.

***NOTE:** The applicant or any interested person is reminded that the Zoning Ordinance provides for a seven (7) calendar day appeal period. If there is a disagreement with the Planning Commission, an appeal to the Board of Supervisors may be filed. The appropriate forms and applicable fee must be submitted prior to 5:00 p.m. on or before the seventh calendar day following the Commission's final determination.*