



Legislation Details (With Text)

File #: 22-767 **Version:** 1 **Name:**

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

File created: 7/18/2022 **In control:** Planning Commission

On agenda: 7/28/2022 **Final action:**

Title: 9:15 a.m. Public Hearing on Consideration of a General Plan Conformity GPC 22-03, and adoption of CEQA Exemption CE 22-17, for the determination of whether the vacation of Forest Lake Drive is in conformity with the Lake County General Plan. The applicant and property owner is DAVID WIGNALL has requested the Department of Public Works (DPW) to vacate a portion of Forest Lake Drive, which is approximately 0.27 miles in length and intersects State Highway 175 and Brookside Drive. However, before the DPW can recommend the vacation, California Streets and Highways Code, Section 8320, et seq. requires the Planning Commission first determine whether the road vacation conforms to the Lake County General Plan. The proposed project is located at 16671 Forest Lake Drive, Cobb, CA 95426 (primary address) and APN 013-056-13.

Sponsors: Community Development

Indexes:

Code sections:

Attachments: 1. Attachment 1 (Vicinity Map), 2. Attachment 2 (Exhibit B), 3. Attachment 3 (CalTrans Permit), 4. Attachment 4 (Agency Comments), 5. Attachment 5 (Public Comments), 6. Staff Report GPC 22-03_Wignall, 7. Proof of Publication GPC 22-03 (David Wignall) PC 7-28-22

| Date | Ver. | Action By | Action | Result |
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Memorandum

Item #3
9:15 AM
July 28, 2022

STAFF REPORT

TO: Planning Commission

FROM: Mary Darby, Community Development Director
Laura Hall, Senior Planner

DATE: July 28, 2022

RE: Forest Lake Drive Vacation, General Plan Conformity (GPC 22-03) CEQA Exemption (CE 22-17)

Supervisor District 1, Jessica Pyska

ATTACHMENTS: 1. Vicinity Map

2. Exhibit B: Right of Way Vacation Map; Hawkins Surveying, Offer of Right of Way, and 20' Wide Access Easement

3. Caltrans Encroachment Permit

4. Agency Comments
5. Public Comments

I. **EXECUTIVE SUMMARY**

Applicant David Wignall is requesting to vacate a portion of Forest Lake Drive which is located in Cobb, California (Attachment 1). The portion of Forest Lake Drive to be vacated is approximately 0.27 miles in length and intersects State Highway 175 to the north and Brookside Drive to the southeast (Figure 1 and Attachment 2). The applicant owns all parcels along the portion of Forest Lake Drive to be vacated, including the primary parcel APN 013-056-13, and 013-056-11, 013-056-09, and 013-056-08. Government Code Section 65402(a) and Streets and Highways Code Section 8320 require that prior to a street vacation, the Lake County Planning Commission must first consider whether or not the location, purpose, and extent of the potential vacation conforms to the Lake County General Plan. If the conformity determination is approved by the Planning Commission, the Lake County Public Works Department (PWD) would then be required to take the road vacation before the Lake County Board of Supervisors in a public hearing for approval.

I. **RECOMMENDATIONS**

The Planning Commission, after reviewing the agenda report and receiving evidence at the public meeting, finds that the location, purpose, and extent of the proposed vacation of the property, located on 16671, 16645, 16761, and 16795 Forest Lake Drive, in Cobb, California is in conformance with the County of Lake General Plan pursuant to California Government Code Section 65402.

SAMPLE MOTIONS

Categorical Exemption Approval

- A. I move that the Planning Commission finds that the analysis of consistency of the road vacation with the Lake County General Plan is not subject to CEQA because it falls within Section 15060(c)(2) of the State CEQA Guidelines (Division 6 of Chapter 3 of Title 14 of the California Code of Regulations).

General Plan Conformity Report

- B. I move that the Planning Commission find that the vacation of Forest Lake Drive, as proposed by David Wignall, is in conformity with the Lake County General Plan.

NOTE: The applicant or any interested person is reminded that the Zoning Ordinance provides for a seven calendar day appeal period. If there is a disagreement with the Planning Commission's recommendation, 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.

Reviewed by: Mary Darby, Community Development Director