



CITY OF LODI

COUNCIL COMMUNICATION

AGENDA TITLE: Communications (June 30, 1993 through July 14, 1993)

MEETING DATE: July 21, 1993

PREPARED BY: City Clerk

RECOMMENDED ACTION:

AGENDA ITEM

RECOMMENDATION

Set Public Hearing for September 1, 1993 for appeal received from Marlo Kerner & Associates regarding Planning Commission's denial of its request to amend P-D(21), Planned Development District No. 21 (Lakeshore Village), by modifying the permitted uses to allow a restaurant with a cocktail lounge at 1750 West Kettleman Lane (APN 058-160-86).

BACKGROUND INFORMATION:

The following communication was received between the dates of June 30, 1993 and July 14, 1993.

The attached letter (marked Exhibit A) was received from Marlo Kerner & Associates appealing the Planning Commission's denial of its request to amend P-D(21), Planned Development District No. 21 (Lakeshore Village), by modifying the permitted uses to allow a restaurant with a cocktail lounge at 1750 West Kettleman Lane (APN 058-160-86).

It is requested that the City Council set this matter for Public Hearing at the regular City Council meeting of September 1, 1993.

FUNDING: None required.

Jennifer M. Perrin
Jennifer M. Perrin
City Clerk

JMP

COUNCOM8/TXTA.02J/COUNCOM

APPROVED: _____

THOMAS A. PETERSON
City Manager



recycled paper

MK

EXHIBIT A

RECEIVED

23 JUN 93 PM 2:18



July 1, 1993

Jennifer Perrin
City Clerk
P.O. Box 3006
Lodi, CA 95241-1910

Dear Ms. Perrin,

At its meeting of Monday, June 14, 1993 the Lodi City Planning Commission denied our request to amend P-D(21), Planned Development District No. 21 (Lakeshore Village), by modifying the permitted uses to allow a restaurant with a cocktail lounge at 1750 West Kettleman Lane (APN 058-160-86).

Please accept this letter as notice that we would like to appeal this decision to the City Council at its earliest convenience (with the exception of August 4, 1993).

Sincerely,

Marlo Kerner

Marlo Kerner

MARLO KERNER & ASSOCIATES
2 Henry Adams Street, M-50
San Francisco, CA 94103
(415) 626-3326

P. O. Box 1890
Lodi, California 95241
Phone (209) 368-0691
FAX (209) 368-0691

CITY OF LODI
221 WEST PINE STREET
LODI, CALIFORNIA 95240

ADVERTISING INSTRUCTIONS

SUBJECT: NOTICE OF PUBLIC HEARING - APPEAL OF PLANNING COMMISSION
DENIAL OF REQUEST FROM MARLO KERNER & ASSOCIATES

PUBLISH DATES: SATURDAY, JULY 24, 1993

TEAR SHEETS WANTED: THREE

AFFIDAVIT AND BILL TO:

JENNIFER M. PERRIN, CITY CLERK

DATED: JULY 21, 1993

ORDERED BY: *Peggy Nicolini*
PEGGY NICOLINI
DEPUTY CITY CLERK

DECLARATION OF MAILING

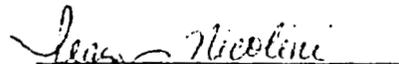
On July 22, 1993 in the City of Lodi, San Joaquin County, California, I deposited in the United States mail, envelopes with first-class postage prepaid thereon, containing a copy of the Notice attached hereto, marked Exhibit "A"; said envelopes were addressed as is more particularly shown on Exhibit "B" attached hereto.

There is a regular daily communication by mail between the City of Lodi, California, and the places to which said envelopes were addressed.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on July 22, 1993, at Lodi, California.

Jennifer M. Perrin
City Clerk


Peggy Nicolini
Deputy City Clerk



CITY OF LODI

CARNEGIE FORUM
305 West Pine Street, Lodi

NOTICE OF PUBLIC HEARING
Date: September 1, 1993
Time: 7:00 p.m.

For information regarding this Public Hearing
Please Contact:
Jennifer M. Perrin
City Clerk
Telephone: 333-6702

NOTICE OF PUBLIC HEARING
September 1, 1993

NOTICE IS HEREBY GIVEN that on Wednesday, at the hour of 7:00 p.m., or as soon thereafter as the matter may be heard, the City Council will conduct a public hearing to consider the following matter:

a) appeal from Marlo Kerner & Associates regarding the Planning Commission's denial of it's request to amend P-D(21), Planned Development District No. 21 (Lakeshore Village), by modifying the permitted uses to allow a restaurant with a cocktail lounge at 1750 West Kettleman Lane (APN 058-160-86).

Information regarding this item may be obtained in the office of the Community Development Director at 221 West Pine Street, Lodi, California. All interested persons are invited to present their views and comments on this matter. Written statements may be filed with the City Clerk at any time prior to the hearing scheduled herein, and oral statements may be made at said hearing.

If you challenge the subject matter in court, you may be limited to raising only those issues you or someone else raised at the Public Hearing described in this notice or in written correspondence delivered to the City Clerk, 221 West Pine Street, at or prior to the Public Hearing.

By Order Of the Lodi City Council:

Jennifer M. Perrin
Jennifer M. Perrin
City Clerk

Dated: July 21, 1993

Approved as to form:
B W McNatt
Bobby W. McNatt
City Attorney

PUBLIC HEARING LIST

Page 1 of 3

EXHIBIT B

MAILING LIST FOR:	OWNERS NAME	MAILING ADDRESS	CITY, STATE	ZIP
	Rezone (Amend P.O.(21) 1750 W. Kettelman Ln.			
058-160-86	Mylene Gutierrez et al	541 S Ham Lane	Lodi	95342
-29	Thomas Luekey Constr Inc	P.O. Box 7428	Stockton	95207
-33	Lakeshore Ltd	5031 El Camino Ave	Cambridge	95608
-35	Tajir Shakila Khan	1112 Rivergate Dr.	Lodi CA	95340
-85	"	"	"	"
-21	Marion Schinke	1521 Lakeshore Dr.	"	95342
-22	Joseph E & R.M. Beverly	1515 Lakeshore	"	"
-23	Norma R Baxter Jr.	1509 Lakeshore	"	"
-34	Dominick & Jill Campora	1503 Lakeshore	"	"
-40	Lakeshore Village Owners Assn	4661 Winding River	Stockton	95219
-19	Phillip A. Frieders et al	1709 Timberlake Cir.	Lodi CA	95342
-17	Raymond Carol Freeman	1721 Timberlake	"	"
-16	Herbert Feszler Jr.	1727 Timberlake	"	"
-350-01	J.R. Properties Inc	P.O. Box 70391	Stockton	95329
-02	"	"	"	"
-03	"	"	"	"
-04	Feather March Investments	4568 Feather River	"	95219
-05	Charles J. Dilling et al	1820 W. Kettelman Lane	Lodi	95342
-06	"	"	"	"
-07	"	"	"	"
390-01	Sheldon Kieger et al	1816 W. Kettelman #A	"	"
-03	Joe Mei & Jing Yan	1816 W. Kettelman #B	"	"
-03	Philip & Lynda Jabelt	1816 W. Kettelman #C	"	"
-04	Sheldon Kieger et al	1816 W. Kettelman	"	"
-05	Raymond & Gay Cuenca	535 E. Riverside Dr.	Woodbridge	95358
-06	"	"	"	"
-07	"	"	"	"
400-01	Dutra Leasing Co.	P.O. Box 338	Richista CA	94571
-02	Lakeshore Pro-Center Ltd	1806 W. Kettelman #H	Lodi	95342
-03	Kirk & Sharon Stangeland	1806 W. Kettelman #L	"	"
-04	Daniel & Shari Des Nietschke	1806 W. Kettelman #D	"	"
-05	Martine Gutierrez	541 S Ham Lane	"	"
-06	Dennis B & Ling Bruns	2823 Chauncey Dr	Stockton	95209
-07	Dutra Leasing Co et al	P.O. Box 338	Richista CA	94571
-08	C.S.B. Development Inc	1806 W. Kettelman Ln #G	Lodi CA	95342
-09	D & B Sasaki Investments	1806 "	"	"
-10	"	" #H	"	"

PUBLIC HEARING LIST

Page 2 of 3

MAILING LIST FOR:	OWNER'S NAME	MAILING ADDRESS	CITY, STATE	ZIP
058-400-11	RAYMOND H & B J GOLDANI	521 S Ham Lane Ste. F	Lodi CA	95240
-12	KETNER & MARCIA LAND	1806 W Kettelman St	" "	" "
-13	ANGELO ANGIOS (VO)	1019 Timberlake	" "	" "
031-010-17	TRISTANKA SHKELIYE ELAI	1671 E Hwy 12	Bloomington, IL	61710
058-260-35	STATE FARM AUTO INS CO.	01 State Fair Plaza	Lodi	95240
-03	COUS & DENISE SUTHERLAND	1512 Timberlake Cir	" "	" "
-04	ROGER & JUDY MARCIASINI	1518 Timberlake Cir	" "	" "
-02	ABRIEL W & M3 TOS	1506 Timberlake Cir	" "	" "
-02	CINISTINE REDDINGEN	1524 Timberlake Cir	" "	" "
037-040-17	FIRST NAZARENE CHURCH	1707 E Hwy 12	" "	" "
-63	MICHAEL M COATS et al	1826 W Kettelman Ln	" "	" "
-64	FCF Development Assoc Hpd et al	120 N Pleasant Ave	" "	95240
-65	RONALD D DUNSCOMB et al	1/6 Maljory Hiller 412 Buena Vista	Merced	95352
	MARLE & HAZEL KERNER	1715 Lakeshore Dr.	Lodi CA	95242
058-160-06	NORMAN & LUS TO	1611 Lakeshore Dr.	" "	" "
-07	CURT & BEVERLY GABRIELSON	1607 Lakeshore Dr.	" "	" "
-08	KEVIN & DUANNE O'CONNELL	1601 Lakeshore Dr.	" "	" "
-09	JACK & BRENDA SIEGLOCK	1702 Timberlake Cir.	" "	" "
-10	SHIKOW & WAI H KING	1708 "	" "	" "
-11	MARK A & SUSAN DUBLY	1714 "	" "	" "
-12	MELVIN E & MABLE FINES	1720 "	" "	" "
-13	LOUIS W & J CORNELL	1726 "	" "	" "
-14	NORMAN G & ANN CARLIN	1732 "	" "	" "
-15	THOMAS & ANNE MILLER	1733 "	" "	" "
-18	JOHN B WOODBURY II	1715 "	" "	" "
-20	JANET H SOBLE	1703 "	" "	" "
058-260-01	CHARLES JR & H JENNINGS	2390 Portland # 106	Los Angeles	90007
-06	CARLOS F & MICHELE HEGERE	1530 Timberlake	Lodi CA	95242
-07	FRANK & TERRI STEVENSON	1536 "	" "	" "
-08	SCOTT & SHARON KOHNSCH	1542 "	" "	" "
-00	BEVERLY H GOLDANI	1548 "	" "	" "
-10	JOHN & MARIE ETTERCALDE	1554 "	" "	" "
-11	KEVIN & FAYE KIEGER	1560 "	" "	" "
-12	GRANT & KATHY FAUCETT	1600 "	" "	" "
-13	NORMAN G & LINDA HOWRY	1606 "	" "	" "
-14	DOUGLAS A & C R HIEB	1612 "	" "	" "

Subsequent mailing

PUBLIC HEARING LIST

EKERNER

MAILING LIST FOR: Rezone (Amend P-0(21) 1750 W. Ketheman Ln. FILE #			
AP #	OWNERS NAME	MAILING ADDRESS	CITY, STATE ZIP
058-260-15	David & Kim Duke	1618 Timberlake	Los Angeles CA 95842
-16	HARRY K & K W STEWART	"	"
-17	BARBARA S WHITE	"	"
-18	WILLIAM A & K A FARNSH	"	"
-19	ACKY K & PAT O YORKE	"	"
-20	ELIZABETH RAMEL SCHNEIDER	"	"
-21	THOMAS W & JONI ALEXANDER	"	"
-22	BRAD & BETH J BALTZER	"	"
-23	BETH HORT ET AL	"	"
-24	ABDOLLAH S. KHOUDEJI	"	"
-25	ROBERT & LIZIE SMITH	"	"
-26	RONALD THOMAS JR.	"	"
-27	EARL & PATRICIA STAIR	"	"
-28	EDWARD & DE MADAMBA	"	"
-29	LAURENCE & R T SCHNEIDER	"	"
-30	GREG & JULIE WEAVER	"	"
-31	EARL J & DIANA THOMAS	"	"
-32	JAMES V & A B PROVENZANO	"	"
-33	MEVIN & EILEEN FREUND	"	"
-34	RONALD W & L E BIRN	"	"
-36	Lakeshore Village Owners Assn	4461 Windings Over Dr.	Stockton 95207
-37	"	"	"
-38	"	"	"

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 * P E T I T I O N *
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WE, THE RESIDENTS OF LAKESHORE VILLAGE IN LODI, CA., HEREBY PROTEST THE REQUEST MADE TO THE PLANNING COMMISSION BY MARLO KERNER AND MARLENE GUTIERREZ TO AMEND P-D(21), PLANNED DEVELOPMENT DISTRICT NO.21, AS INDICATED IN THE "NOTICE OF PUBLIC HEARING" DATED JUNE 1, 1993.

	NAME & ADDRESS	DATE	PHONE NUMBER
1	✓ Judy Marciadini 1518 Timberlake Cir	6/7/93	369-7948
2	✓ Judy Marciadini 1518 Timberlake Cir	6/7/93	369-7948
3	✓ Julie Sustaita 1512 Timberlake Cir	6/7/93	334-9147
4	✓ Denise Sustaita 1512 Timberlake Cir	6/7/93	334-9147
5	✓ CARLOS ALEGRE 1532 TIMBERLAKE CIR.	6/7/93	339-0951
6	✓ Michael Alvie	6-7/93	334-0936
7	✓ Lawrence W. Alvie	6-7-93	334-0936
8	✓ Christine Haddington 1524 Timberlake Cir. Lodi	6-7-93	369-6058
9	✓ Mr. Freund	1523	368-4767
10	✓ Perry Freund	Timberlake	368-4767
11	✓ Lynn M. 1536 Timberlake Cir.	1618 Timberlake	368-3539
12	✓ Anne Stewice	1536 Timberlake Cir.	368-4694
13	✓ Marie & John Eneccalde		368-1220
14	✓ 1554 Timberlake Cir		11
15	✓ Julie Weaver 1547 Timberlake Cir Lodi	Julie Weaver Cir	339-8721
16	✓ Dixie Redburn	1630 Timberlake	3398421

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 * P E T I T I O N *
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	NAME & ADDRESS	DATE	PHONE NUMBER
✓1	Joseph E. Bewley 1515 Lakeshore Drive	6-8-93	(209) 334-1767
✓2	Janet Goble 1703 Timberlake	6/8/93	209-334-1435
✓3	Jeff Cannon 1703 TIMBERLAKE	6/8/93	209-334-1435
✓A	Sinda Briss 1673 Timberlake	6-8-93	333-3366
✓5	Diana Thomas 1541 Timberlake		3390366
✓6	Linda Lubrizio 1709 Timberlake		369-1223
✓7	Phil Omidus 1709 Timberlake		369-1223
✓8	Carol Freeman 1721 Timberlake		339-9454
✓9	Raymond Freeman	6-9-93	339-9454
✓10	Paul S. Miller 1738 Timberlake	6/9/93	333-9638
①	Carla Hatcher 1714 Timberlake Cui	6/9/93	367-4337
	810 Wightman Dr Lodi		

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 * P E T I T I O N *
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WE, THE RESIDENTS OF LAKESHORE VILLAGE IN LODI, CA., HEREBY PROTEST THE REQUEST MADE TO THE PLANNING COMMISSION BY MARLO KERNER AND MARLENE GUTIERREZ TO AMEND P-D(21), PLANNED DEVELOPMENT DISTRICT NO.21, AS INDICATED IN THE "NOTICE OF PUBLIC HEARING" DATED JUNE 1, 1993.

	NAME & ADDRESS	DATE	PHONE NUMBER
✓1.	1648 ¹⁶⁴⁸ Timberlake Cir	6-8-93	368-4911
✓2.	Janet Schneider	6-8-93	368-4911
✓3.	Barbara Kerner ^{1660 Timberlake}	6-8-93	339-9520
✓4.	Little St ^{1660 Timberlake}	6-8-93	11
✓5.	Betty Z. Hope	6-8-93	1666 Timberlake Cir
✓6.	Abdalla M. Wajidi	6-8-93	269-8310
✓7.	Saban ^{672 Timberlake Cir}		369-8310
✓8.	R.C. Hull ^{1667 Timberlake Cir}	6-8-93	369-4823
✓9.	Glin M. Hull	6-8-93	11
✓10.	Pat Stair ^{1659 Timberlake}	6-8-93	369-1745
✓11.	Pat Stair	6-08-93	369-1745
✓12.	Scott Dehrbach ^{1542 Timberlake}	6-8-93	369-7351
✓13.	Sharon Dehrbach ^{1542 Timberlake}	6-8-93	369-7351
✓14.	Michelle (DiGrego) ^{1530 Timberlake}	6/8/93	339-0951
✓15.	Bon Beyer ^{1673 Timberlake}		333-7344
✓16.	Noma R. Baxter ^{1509 Timberlake}		368-0592

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 * P E T I T I O N *
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WE, THE RESIDENTS OF LAKESHORE VILLAGE IN LODI, CA., HEREBY PROTEST THE REQUEST MADE TO THE PLANNING COMMISSION BY MARLO KERNER AND MARLENE GUTIERREZ TO AMEND P-D(21), PLANNED DEVELOPMENT DISTRICT NO.21, AS INDICATED IN THE "NOTICE OF PUBLIC HEARING" DATED JUNE 1, 1993.

NAME & ADDRESS	DATE	PHONE NUMBER
TIMOTHY W. CHAMBERLAIN 1745 CAPE COD CIR 1725 Cape Cod Circle	06/07/93	334-1754
Lain Stetson	6-9-93	369-0914
Scott Zundgren 1728 Cape Cod Circle	6-9-93	334-4037
Mary Henderson	6-9-93	334-6037
Mike Greenberg 1710 Greenway	6-11-93	368-1991
Marlene Apple 1784 Cape Cod Cir	6-12-93	368-1884
General Blaser 1712 Cape Cod Cir		334 3209
Ly Annant 1708 Cape Cod Cir		334-9404
Frank Peterson 1736 Cape Cod Cir		369-3465
Frieda michelson 1744 Cape Cod Cir		334-2328
Barbara Lutz 1748 C. C. C.		367-1559
Anthony L. Pico 1752 C.C.C.		369-8726
George J. Keeler 1752 Cape Cod Cir		369-8726
Lo Mettman 1768 CAPE COD CIR		368-1438
Stephanie Keir 1800 CAPE COD CIR		369-2866
John J. Kelly 1820 Cape Cod Cir		334-1402

* * * * *
 * P E T I T I O N *
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WE, THE RESIDENTS OF LAKESHORE VILLAGE IN LODI, CA., HEREBY PROTEST THE REQUEST MADE TO THE PLANNING COMMISSION BY MARLO KERNER AND MARLENE GUTIERREZ TO AMEND P-D(21), PLANNED DEVELOPMENT DISTRICT NO.21, AS INDICATED IN THE "NOTICE OF PUBLIC HEARING" DATED JUNE 1, 1993.

	NAME & ADDRESS	DATE	PHONE NUMBER
1	✓ SHIU, Ming 1708 Timberlake Cir	6/9/93	374 6384
2	② ✓ 1628 Lakeshore Dr Lodi, Calif		333-1628
3	✓ Beverly Coldani 1548 Timberlake Circle		369-2468
4	✓ Linda Mowery 1606 Timberlake Cir.	6/9/93	369-1229
5	✓ William P. Hinch 1636 Timberlake Circle		333-1613
6	✓ Faye Riegen MEL + Marlis Finos	1510 Timberlake	368-9775
7	1720 Timberlake		333-1865
8	✓ Jim Provenzano 1535 Timberlake Cir		368 0385
9	✓ Alexander Provenzano	" "	" "
10	✓ Minick Campora 1593 Lakeshore Dr		333-8399
11	✓ [Signature] 1727 Timberlake		369-8317

