AGENDA ITEM E-10

CITY OF LODI
COUNCIL COMMUNICATION

TM

AGENDA TITLE: **Set Public Hearing for August 4, 2004 to consider the Planning Commission's recommendation of approval of the request of KB Home for a Rezone from R-MD, Residential Medium Density to PD(36), Planned Development Number 36 for the "Villas," an 80-lot medium density single-family residential subdivision located at 449 East Harney Lane**

MEETING DATE: **July 21, 2004**

PREPARED BY: **Associate Planner, Mark Meissner**

RECOMMENDED ACTION: Set Public Hearing for August 4, 2004 to consider the Planning Commission's recommendation of approval of the request of KB Home for a Rezone from R-MD, Residential Medium Density to PD(36), Planned Development Number 36 for the "Villas," an 80-lot medium density single-family residential subdivision located at 449 East Harney Lane.

FUNDING: None

Konradt Bartlam
Community Development Director

KB/MM/lw

APPROVED: H. Dixon Flynn, City Manager

CITY OF LODI

Carnegie Forum
305 West Pine Street, Lodi

NOTICE OF PUBLIC HEARING

Date: August 4, 2004

Time: 7:00 p.m.

For information regarding this notice please contact:
Susan J. Blackston
City Clerk
Telephone: (209) 333-6702

EXHIBIT A

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that on **Wednesday, August 4, 2004** 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 at the Carnegie Forum, 305 West Pine Street, Lodi, to consider the following matter:

a) to consider the Planning Commission's recommendation of approval of the request of KB Home for a Rezone from R-MD, Residential Medium Density to PD(36), Planned Development Number 36 for "The Villas" an 80-lot medium density single-family residential subdivision located at 449 East Harney Lane

Information regarding this item may be obtained in the office of the Community Development Department, 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:

Susan J. Blackston
City Clerk

Dated: July 22, 2004

Approved as to form:

D. Stephen Schwabauer
City Attorney

Please immediately confirm receipt of this fax by calling 333-6702

CITY OF LODI
P. O. BOX 3006
LODI, CALIFORNIA 95241-1910

ADVERTISING INSTRUCTIONS

SUBJECT: **NOTICE OF PUBLIC HEARING TO CONSIDER THE PLANNING COMMISSION'S RECOMMENDATION OF APPROVAL OF THE REQUEST OF KB HOME FOR A REZONE FROM R-MD, RESIDENTIAL MEDIUM DENSITY TO PD(36), PLANNED DEVELOPMENT NUMBER 36 FOR "VILLAS," AN 80-LOT MEDIUM DENSITY SINGLE-FAMILY RESIDENTIAL SUBDIVISION LOCATED AT 449 EAST HARNEY LANE**

LEGAL AD

PUBLISH DATES: SATURDAY, JULY 24, 2004

TEAR SHEETS WANTED: Three (3) please

SEND AFFIDAVIT AND BILL TO: SUSAN BLACKSTON, CITY CLERK
City of Lodi
P.O. Box 3006
Lodi, CA 95241-1910

DATED: THURSDAY, JULY 22, 2004

ORDERED BY:

PATRICIA OCHOA
ADMINISTRATIVE CLERK

JACQUELINE L. TAYLOR, CMC
DEPUTY CITY CLERK

JENNIFER M. PERRIN, CMC
DEPUTY CITY CLERK

Verify Appearance of this Legal in the Newspaper – Copy to File

PLEASE SEND PROOF OF ADVERTISEMENT. THANK YOU!!

Faxed to the Sentinel at 369-1084 at 3:17 pm (time) on 7-22-04 (date) 2 (pages)
LNS Dsa Phoned to confirm receipt of all pages at 3:55 (time) ___Jac ☒Tricia ___Jen (initials)

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EXHIBIT B

1) 06229014;MILLER, DONALD W & NANCY C TR ;4071 E HARNEY LN ;LODI ;CA;95240
2) 06229017;NEUSCHAEFER, ROBERT W ETAL ;1024 SARATOGA ;SAN JOSE ;CA;95129
3) 06256001;AYON, RAMON S & CAROL ;2392 LANYARD WAY ;LODI ;CA;95240
4) 06256002;LOPEZ, VALDEMAR & DELMI P ;2386 LANYARD WAY ;LODI ;CA;95240
5) 06256005;GARCIA, JOSE J & MARILU ;2387 LANYARD WAY ;LODI ;CA;95240
6) 06256006;VELAZQUEZ, JESUS & EVA ;2393 LANYARD WAY ;LODI ;CA;95240
7) 06256007;FRANZONE, RICHARD & TERRY ;2394 CAYMAN DR ;LODI ;CA;95240
8) 06256008;FLEMMER, BRUCE & MICHELE ;2817 APPLEWOOD DR ;LODI ;CA;95242
9) 06256011;OCHOA, FERNANDO & ANA M ;2389 CAYMAN DR ;LODI ;CA;95240
10) 06256012;CAREY, PATRICK J & MARY M ;2395 CAYMAN DR ;LODI ;CA;95240
11) 06256013;NAVARRO, ROSALIO & MARIA ;2396 KINGSTON WAY ;LODI ;CA;95240
12) 06256014;EMMETT, ANDREA ;2390 KINGSTON WAY ;LODI ;CA;95240
13) 06256017;CRAWFORD, DAVID M & YANG SU ;2391 KINGSTON WAY ;LODI ;CA;95240
14) 06256018;CASTLE, LISA E ;2397 KINGSTON WAY ;LODI ;CA;95242
15) 06256019;MCQUEEN, TROY MELVIN & PATRICI;2398 BLUEJAY WAY ;LODI ;CA;95240
16) 06256020;KAMAKEEAINA, YUSEF K & KIMBERL;2392 BLUEJAY WAY ;LODI ;CA;95240
17) 06256023;CRYSTAL ENTERPRISES L P ;PO BOX 1259 ;WOODBRIDGE ;CA;95258
18) 06256024;PADILLA, RODOLFO D & CARMEN L ;534 SCHAFFER DR ;LODI ;CA;95240
19) 06256025;BLAKELY CAHILL, JOAN TR ;530 SCHAFFER DR ;LODI ;CA;95240
20) 06256026;VALENTE, THOMAS C & CARRIE L ;526 SCHAFFER DR ;LODI ;CA;95240
21) 06256027;MACIAS, ABEL & OFELIA ;522 SCHAFFER DR ;LODI ;CA;95240
22) 06256028;PENNER, CHARLES L & RUTH ;505 VISTA RIO CT ;WOODBRIDGE ;CA;95258
23) 06256029;FLEMMER, BRUCE & MICHELE ;2817 APPLEWOOD DR ;LODI ;CA;95242
24) 06256031;FLEMMER, LOWELL B & VIOLET ;2031 BERN WAY ;LODI ;CA;95242
25) 06256032;SILVA, TONY III ;2409 TRADEWIND WAY ;LODI ;CA;95240
26) 06256033;HALFORD, ROSALIE ;424 SCHAFFER DR ;LODI ;CA;95240
27) 06256034;PLINSKI, JOHN P ;420 SCHAFFER DR ;LODI ;CA;95240
28) 06256035;RIVAS, PHILLIP & JOSEPHINE L T;416 SCHAFFER DR ;LODI ;CA;95240
29) 06256036;BARNETT, JESSE W & TRACI C ;2410 BLUEJAY WAY ;LODI ;CA;95240

30) 06256037;SHERMAN, PATRICK H & JANET R T;808 WESTWIND DR ;LODI ;CA;95242
31) 06256038;SEXTON, KEVIN J & STACY R ;2428 BLUEJAY WAY ;LODI ;CA;95240
32) 06256039;JONES, BRAD H & TERI S ;388 CULBERTSON DR ;LODI ;CA;95240
33) 06256040;GUTIERREZ, JESUS ;380 CULBERTSON DR ;LODI ;CA;95240
34) 06256041;MCKNIGHT, MICHAEL E ;370 CULBERTSON DR ;LODI ;CA;95240
35) 06256042;SINGH, GURMEL & PARSIN ;2415 MEADOW DR ;LODI ;CA;95242
36) 05813010;STOCKAR, PATRICK F & SANDRA H ;PO BOX 673 ;VICTOR ;CA;95253

DECLARATION OF POSTING

NOTICE OF PUBLIC HEARING TO CONSIDER THE PLANNING COMMISSION'S RECOMMENDATION OF APPROVAL OF THE REQUEST OF KB HOME FOR A REZONE FROM R-MD, RESIDENTIAL MEDIUM DENSITY TO PD(36), PLANNED DEVELOPMENT NUMBER 36 FOR "VILLAS," AN 80-LOT MEDIUM DENSITY SINGLE-FAMILY RESIDENTIAL SUBDIVISION LOCATED AT 449 EAST HARNEY LANE

On Thursday, July 22, 2004, in the City of Lodi, San Joaquin County, California, a copy of a Notice of Public Hearing to consider the Planning Commission's recommendation of approval of the request of KB Home for a Rezone from R-MD, Residential Medium Density to PD(36), Planned Development Number 36 for "Villas," an 80-lot medium density single-family residential subdivision located at 449 East Harney Lane (attached hereto, marked Exhibit "A"), was posted at the following four locations:

Lodi Public Library
Lodi City Clerk's Office
Lodi City Hall Lobby
Lodi Carnegie Forum

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

Executed on July 22, 2004, at Lodi, California.

ORDERED BY:

SUSAN J. BLACKSTON
CITY CLERK

Jacqueline L. Taylor, CMC
Deputy City Clerk

Patricia Ochoa
Administrative Clerk

Jennifer M. Perrin, CMC
Deputy City Clerk

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DECLARATION OF MAILING

NOTICE OF PUBLIC HEARING TO CONSIDER THE PLANNING COMMISSION'S RECOMMENDATION OF APPROVAL OF THE REQUEST OF KB HOME FOR A REZONE FROM R-MD, RESIDENTIAL MEDIUM DENSITY TO PD(36), PLANNED DEVELOPMENT NUMBER 36 FOR "VILLAS," AN 80-LOT MEDIUM DENSITY SINGLE-FAMILY RESIDENTIAL SUBDIVISION LOCATED AT 449 EAST HARNEY LANE

On July 22, 2004, 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 letter of Public Hearing to consider the Planning Commission's recommendation of approval of the request of KB Home for a Rezone from R-MD, Residential Medium Density to PD(36), Planned Development Number 36 for "Villas," an 80-lot medium density single-family residential subdivision located at 449 East Harney Lane, 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, 2004, at Lodi, California.

ORDERED BY:

SUSAN BLACKSTON
CITY CLERK, CITY OF LODI

ORDERED BY:

JACQUELINE L. TAYLOR
DEPUTY CITY CLERK

JENNIFER M. PERRIN
DEPUTY CITY CLERK

PATRICIA OCHOA
ADMINISTRATIVE CLERK