

CITY OF LODI

COUNCIL COMMUNICATION

AGENDA TITLE: Set Public Hearing For December 19, 2001 To Consider The Appeal Of Del Smith To The Planning Commission's Decision To Deny Use Permit U-01-20 To Place A Temporary Office Trailer At The Existing Wine and Roses Facility At 1037 Woodhaven Lane (APN 015-230-46)

MEETING DATE: December 5, 2001

PREPARED BY: City Clerk

RECOMMENDED ACTION: That the City Council set a public hearing for December 19, 2001 to consider the appeal of Del Smith to the Planning Commission's decision to deny Use Permit U-01-20 to place a temporary office trailer at the existing Wine and Roses facility at 1037 Woodhaven Lane (APN 015-230-46).

BACKGROUND INFORMATION: In accordance with Lodi Municipal Code §17.72.110, *Appeal to Council*, appellant Del Smith filed a written appeal with the City Clerk's Office within five days after the Planning Commission's decision on November 14, 2001 to deny his request for a Use Permit (U-01-20) to place a temporary office trailer at the existing Wine and Roses facility at 1037 Woodhaven Lane (APN 015-230-46). It is therefore recommended that the City Council set this matter for a public hearing on December 19, 2001.

FUNDING: None required.



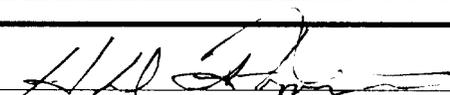
Susan J. Blackston
City Clerk

SJB/jmp

Attachment

cc: Community Development Director
Planning Commissioners

APPROVED: _____



H. Dixon Flynn -- City Manager

Wine and Roses
2505 West Turner Road
Lodi, CA 95242

RECEIVED
2001 NOV 19 PM 3:22
CITY CLERK
CITY OF LODI

November 19, 2001

City of Lodi
Council Members

Dear Council Members,

On Wednesday, November 14, Wine and Roses requested a use permit to locate a 60' x 12' temporary office trailer behind the trees and six-foot high service wall on Woodhaven Road. Commission members David Phillips and Dennis White had to recuse themselves because of business dealing with Wine and Roses. The remaining four were divided, two for and two against a two-year use permit approval. The application was denied.

Due to the importance of this additional office space to our expanded operations, Wine and Roses is appealing the denial of our use permit to the Lodi City Council. We are requesting the council hear our use permit application at its earliest convenience.

Sincerely,


Del Smith

REF APPLICATION # U-01-20



CITY OF LODI
Carnegie Forum
305 West Pine Street, Lodi

NOTICE OF PUBLIC HEARING

Date: December 19, 2001

Time: 7:00 p.m.

For information regarding this notice please contact:

Susan J. Blackston
City Clerk
Telephone: (209) 333-6702

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that on Wednesday, December 19, 2001 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) the appeal of Del Smith to the Planning Commission's decision to deny Use Permit U-01-20 to place a temporary office trailer at the existing Wine and Roses facility at 1037 Woodhaven Lane (APN 015-230-46).

Information regarding this item may be obtained in the office of the Community Development Department Director, 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: December 5, 2001

Approved as to form:

Randall A. Hays
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: Set Public Hearing for December 19, 2001 to consider the appeal of Del Smith to the Planning Commission's decision to deny Use Permit U-01-20 to place a temporary office trailer at the existing Wine and Roses facility at 1037 Woodhaven Lane (APN 015-230-46)

PUBLISH DATE(s): FRIDAY, DECEMBER 7, 2001

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: DECEMBER 5, 2001

ORDERED BY:

JACQUELINE L. TAYLOR
DEPUTY CITY CLERK

JENNIFER M. PERRIN
DEPUTY CITY CLERK

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

Faxed to the Sentinel at 369-1084 at _____(time) on _____(date) _____(pages)
Kelsey _____ Phoned to confirm receipt of all pages at _____(time) _____ Jac _____ Jen (initials)