

Lompoc City Council Agenda Item



City Council Meeting Date: February 1, 2011

TO: Laurel M. Barcelona, City Administrator

FROM: Lucille T. Breese, AICP, Planning Manager
l_breese@ci.lompoc.ca.us

SUBJECT: Resolution No. 5687 (11) upholding the Appeal submitted by Ellen Berkowitz of Manatt, Phelps & Phillips on behalf of Walmart Real Estate Trust, Inc. the applicant, of the Planning Commission determination of October 13, 2010 denying certification of the Final Environmental Impact Report (FEIR 09-02). The project is located at 701 West Central Avenue at the northeast corner of the intersection of West Central Avenue and North O Street (Assessor Parcel Numbers: 93-450-36). (Planning Division File No. FEIR 09-02)

RECOMMENDATION:

It is recommended that the City Council adopt Resolution No. 5687 (11) based upon the findings of fact noted in the Resolution (attached).

BACKGROUND:

At the January 18, 2011 meeting, the City Council reviewed the Final EIR and related documentation for the Walmart Expansion Project ("Project") and the City's staff report and took public testimony related to the Project. Based on its review and independent judgment, the City Council upheld the appeal by Ellen Berkowitz of Manatt, Phelps & Phillips on behalf of Walmart Real Estate Trust, Inc. the property owner. Staff has prepared a resolution delineating the basis for the determination for City Council review and adoption. The Planning Commission will consider Development Review (DR 08-09) at a future meeting in light of the certification of the FEIR, at which time staff will be directed to file a Notice of Determination as required by the California Environmental Impact Report (CEQA).

Lucille T. Breese, AICP, Planning Manager

Attachment:

1. [Draft Resolution No. 5687 \(11\)](#)

APPROVED FOR SUBMITTAL TO THE CITY ADMINISTRATOR:

Arleen T. Pelster, AICP, Community Development Director

APPROVED FOR SUBMITTAL TO THE CITY COUNCIL:

Laurel M. Barcelona, City Administrator