



Council Chamber, 336 Pacific Avenue • Shafter, CA 93263

**AGENDA
REGULAR MEETING
SHAFTER PLANNING COMMISSION
TUESDAY, DECEMBER 8, 2015**

CALL TO ORDER: 7:00 P.M.

PLEDGE OF ALLEGIANCE: Commissioner Gonzalez

INVOCATION: Commissioner Mestaz

ROLL CALL: Chairman Wiebe
Vice Chairman Mouser
Commissioner Gonzalez
Commissioner Mestaz
Commissioner Nunlist

APPROVAL OF AGENDA:

MINUTES OF PREVIOUS MEETING:

1. Approval of Minutes: Regular Meeting of November 10, 2015.

PUBLIC COMMENT:

This portion of the meeting is reserved for persons desiring to address the Commission on any matter not on this agenda and over which the Commission has jurisdiction. Speakers are limited to five minutes. Please state your name and address for the record before making your presentation.

PUBLIC HEARING:

Should anyone challenge any proposed action which is the subject of a public hearing listed on this agenda, that person challenging any action taken after the public hearing may be limited to raising only those issues addressed at the public hearing described in this notice, or in written correspondence delivered to the Planning Commission at or prior to this public hearing.

1. **ZONING CODE AMENDMENT NO. 15-11 (PROHIBITION OF MEDICAL CANNABIS USES)**: a request to conduct a public hearing, and approve Resolution No. 15-261, a Resolution of the Planning Commission of the City of Shafter recommending the City Council adopt Zoning Code Amendment No. 15-11 to prohibit Medical Cannabis Uses in the City of Shafter. The City of Shafter is

proposing to amend the Zoning Ordinance (Title 17 of the Municipal Code) to prohibit Medical Cannabis Uses in response to the state's new medical marijuana program under AB 243, AB 266, SB 643. The proposed zoning code amendment defines "Medical Cannabis Uses" and prohibits the cultivation, manufacture, dispensary, and delivery of Medical Cannabis Uses in the residential, commercial, employment, and agricultural zoning districts. The cultivation, distribution, and dispensing of medical marijuana is currently prohibited under Chapter 8.46 (Title 8) of the Shafter Municipal Code. The proposed zoning code amendment is exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15061(b)(3) of the CEQA Guidelines.

COMMISSIONER REPORTS:

ADJOURNMENT:

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in a meeting, please contact the Planning Director's office at 661-746-5002 at least three (3) working days prior to the meeting or time when special services are needed to allow City staff in making reasonable arrangements to provide you with access to the meeting. Should anyone challenge any proposed action which is the subject of a public hearing listed on this agenda, that person may be limited to raising those issues addressed at the public hearing described in this notice, or in a written correspondence delivered to the City Council at or prior to this public hearing. Any public record, relating to an open session agenda item, that is distributed within 72 hours prior to the meeting is available for public inspection at Shafter City Hall, 336 Pacific Ave., Shafter, CA 93263. This is to certify that this Agenda notice was posted at City Hall and the Police Dept. by 5:00 p.m., December 4, 2015. *Christine Wilson, S/S*, City Clerk.

DATE: December 8, 2015
TO: Planning Commission
FROM: Planning Department
SUBJECT: Request to Amend the Planning Commission Agenda

There is a request to amend the agenda pursuant to Government Code Section 54956.5 for the following:

ADD MANAGEMENT REPORT:

1. **TEMPORARY LAND USE PERMIT:** Planning Commission approve the Temporary Land Use for Selling Baked Potatoes and Roasted Corn in Parking Lot at Fiesta Latina Market, 300 South Shafter Avenue.

In order to amend the agenda, the planning commission must make a determination that there is a need to take immediate action and that the need for action came to the attention of the local agency subsequent to the agenda being posted.

An amendment to the agenda pursuant to Government Code Section 54956.5 requires two-thirds vote of the members of the Planning Commission present at the meeting, or, if less than two-thirds of the members are present, a unanimous vote of those members present.

RECOMMENDATION

1. Planning Commission make a determination there is a need to take immediate action and that the need for action came to the attention of the Planning Commission subsequent to the Agenda being posted, and amend the agenda.