PLANNING COMMISSION AGENDA

CHAIRPERSON:
Marvin Hansen



VICE CHAIRPERSON: Adam Peck

COMMISSIONERS: Mary Beatie, Chris Gomez, Chris Tavarez, Adam Peck, Marvin Hansen

MONDAY, DECEMBER 13, 2021, 7:00 P.M. VISALIA COUNCIL CHAMBERS LOCATED AT 707 W. ACEQUIA AVENUE, VISALIA, CA

Citizens may appear at the Planning Commission meeting in person and will be asked to maintain appropriate, physical distancing from others and wear a mask or face shield pursuant to the Governor's Executive Orders and public health guidance during the COVID-19 situation.

- 1. CALL TO ORDER -
- 2. THE PLEDGE OF ALLEGIANCE -
- 3. CITIZEN'S COMMENTS This is the time for citizens to comment on subject matters that are not on the agenda but are within the jurisdiction of the Visalia Planning Commission. You may provide comments to the Planning Commission at this time, but the Planning Commission may only legally discuss those items already on tonight's agenda.

The Commission requests that a five (5) minute time limit be observed for Citizen Comments. You will be notified when your five minutes have expired.

- 4. CHANGES OR COMMENTS TO THE AGENDA -
- 5. CONSENT CALENDAR All items under the consent calendar are to be considered routine and will be enacted by one motion. For any discussion of an item on the consent calendar, it will be removed at the request of the Commission and made a part of the regular agenda.
 - No Items on Consent Calendar
- 6. PUBLIC HEARING Rafael Garcia, Senior Planner

Conditional Use Permit No. 2021-28: A request by AVE MOONEY, LLC for a change of use to establish a 6,526 square foot medical clinic use within an existing multi-tenant commercial building located at 3221 S. Mooney Boulevard (APN: 121-100-054) and zoned C-R (Regional Commercial). The site is fully developed and served by all utilities and no new development is proposed. The project is Categorically Exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15301, Categorical Exemption No. 2021-48.

7. PUBLIC HEARING - Rafael Garcia, Senior Planner

Conditional Use Permit No. 2021-33: A request by United Health Centers to allow an 18,306 square foot medical office use within an existing commercial building located 4038 S. Mooney Boulevard (APN: 126-730-020) and within the C-R (Regional Commercial) zoning district. The site is fully developed and served by all utilities and no new development is proposed. The project is Categorically Exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15301, Categorical Exemption No. 2021-46.

8. PUBLIC HEARING - Cristobal Carrillo, Associate Planner

Amendment to Conditional Zoning Agreement No. 2021-11: A request by CenterPoint Integrated Solutions to amend Conditional Zoning Agreement No. 2003-01, removing provisions that prohibit the establishment of a "stand-alone" used automobile sales use, and adding development standards for "stand-alone" used automobile sales uses for the Visalia Auto Plaza located within the C-S (Service Commercial) Zone. The Visalia Auto Plaza is located west of North Neeley Street, north of West Camp Drive, and south of the Mill Creek Ditch (APN: 081-020-085). The project is Categorically Exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15305, Categorical Exemption No. 2021-52.

9. PUBLIC HEARING - Josh Dan, Associate Planner

Sequoia Bend Estates Tentative Subdivision Map No. 5584: A request by 4-Creeks, Inc. to subdivide 30 acres into 138 lots for residential use and five lettered lots for parkway, walls, and landscaping, located in the R-1-5 (Single-Family Residential, minimum 5,000 square foot lot size) zone and located along East Goshen Ave. (Address not assigned) (APN: 098-142-057 & 098-330-006). An Initial Study was prepared for this project, consistent with the California Environmental Quality Act (CEQA), which disclosed that environmental impacts are determined to be not significant, and that Negative Declaration No. 2021-41 be adopted.

10. REGULAR ITEM - Paul Bernal, Community Development Director

Action: Adopt the Planning Commission Calendar for 2022.

11. CITY PLANNER / PLANNING COMMISSION DISCUSSION -

- a. Next Regular Planning Commission Meeting is Monday, January 10, 2022.
- b. Status of Warming Center approved by Temporary Conditional Use Permit No. 2021-40.
- c. City Council discussion regarding smoke shops on Monday, December 6, 2021.

The Planning Commission meeting may end no later than 11:00 P.M. Any unfinished business may be continued to a future date and time to be determined by the Commission at this meeting. The Planning Commission routinely visits the project sites listed on the agenda.

For Hearing Impaired – Call (559) 713-4900 (TTY) 48-hours in advance of the scheduled meeting time to request signing services.

Any written materials relating to an item on this agenda submitted to the Planning Commission after distribution of the agenda packet are available for public inspection in the City Office, 315 E. Acequia Ave. Visalia, CA 93291, during normal business hours.

APPEAL PROCEDURE

AN APPEAL MUST BE FILED WITH AN APPROPRIATE APPLICATION AND FEES NO LATER THAN THURSDAY, DECEMBER 23, 2021, AT 5:00 P.M.

According to the City of Visalia Zoning Ordinance Section 17.02.145 and Subdivision Ordinance Section 16.04.040, an appeal to the City Council may be submitted within ten days following the date of a decision by the Planning Commission. An appeal form with applicable fees shall be filed with the City Clerk at 220 N. Santa Fe, Visalia, CA 93292. The appeal shall specify errors or abuses of discretion by the Planning Commission, or decisions not supported by the evidence in the record. The appeal form can be found on the city's website www.visalia.city or from the City Clerk.

THERE IS NO REGULAR MEETING SCHEDULED FOR MONDAY, DECEMBER 27, 2021.

THE NEXT REGULAR MEETING WILL BE HELD ON MONDAY, JANUARY 10, 2022.



REPORT TO CITY OF VISALIA PLANNING COMMISSION

HEARING DATE:

December 13, 2021

PROJECT PLANNER:

Rafael Garcia, Senior Planner Phone No.: (559) 713-4031

E-mail: rafael.garcia@visalia.city

SUBJECT: Conditional Use Permit No. 2021-28: A request by Matt Nohr on behalf of the Orosco Group, to allow a medical use within a portion of an existing 10,200 square foot multi-tenant commercial building. The new medical clinic will be approximately 6,526 square feet in area and will be located within the C-R (Regional Commercial) zone. The site is located at 3221 S. Mooney Blvd. (APN: 121-100-054)

STAFF RECOMMENDATION

Staff recommends approval of Resolution No. 2021-49 for Conditional Use Permit No. 2021-48 based on the project's consistency with the policies of the City's General Plan and Zoning Ordinance.

RECOMMENDED MOTION

I move to approve Conditional Use Permit No. 2021-28 based on the findings and conditions in Resolution No. 2021-49.

PROJECT DESCRIPTION

The Conditional Use Permit is a request to permit a 6,526 square foot medical clinic within an existing 10,200 square foot commercial building in the C-R (Regional Commercial) zone. The proposed medical use is proposing to locate the medical office into the west end the building as depicted in Exhibit "A". The applicant has also provided a floor plan (see Exhibit "B") depicting the tenant improvements associated with this project.

According to the lessee's Operational Statement (Exhibit "C"), this facility will have 10 full-time employees. The operating hours for the medical office will be from 9:00 a.m. to 5:00 p.m. Monday through Friday and 9:00 a.m. to 2:00 p.m. on Saturday. The office will have two physicians onsite daily, and it is expected to receive as many as 40 patients per day.

The proposed medical office is occupying an area of the building that was occupied in the past by a salon, Weight Watchers and a clothing store. The remaining area of the commercial building is currently occupied by Aspen Dental.

BACKGROUND INFORMATION

General Plan Land Use Designation: Regional Commercial

Zoning: C-R (Regional Commercial)

Surrounding Zoning and Land Use: C-R / Vacant Restaurant (Ryan's Place) North:

South: C-R / Sequoia Mall Parking Lot

Mooney Blvd. (SR 63) East:

West: C-R - Parking Lot for Bed, Bath & Beyond

Environmental Document Categorical Exemption No. 2021-48

Site Plan: Site Plan Review No. 2021-180

Related Plans and Policies

On April 28, 2014, Conditional Use Permit No. 2014-14 was approved by the Planning Commission to allow a dentist office in the C-R zone. The building is located at 4129 S. Mooney Blvd. within the Packwood Creek Shopping Center.

On May 28, 2019, Tentative Parcel Map No. 2019-04 and Conditional Use Permit No. 2019-14, was approved by the Planning Commission. The map and CUP requested approval of a tentative parcel map and conditional use permit to allow an air-space condominium conversion of the existing 10,200 sq. ft. commercial building located at 3221 S. Mooney Boulevard.

On July 22, 2019, Conditional Use Permit No. 2019-30 was approved by the Planning Commission to allow a dentist office in the C-R zone located at 3221 S. Mooney Blvd.

PROJECT EVALUATION

Staff supports the requested conditional use permit based on project consistency with the General Plan and the Zoning Ordinance.

Land Use Compatibility

The Visalia Zoning Matrix identifies medical office as a conditional use in the C-R zone and requires the submittal and approval of a CUP application. Through the CUP process, potential impacts can be addressed thereby ensuring compatibility between the proposed use and existing surrounding uses. Staff has concluded that the proposed medical office will not have a negative impact on surrounding uses given the fact that sufficient on-site parking is provided, the site's proximity to the major street and other office and commercial uses within the area.

Parking and Access

This site is accessed through existing vehicle access points along Mooney Boulevard and from the adjoining parcels (i.e., Bed, Bath & Beyond, and Sequoia Mall). With the addition of the new medical use the total parking requirement for the site will be 51 parking stalls, however, the Administrative Adjustment approved in 2012 (2012-04) will reduce the required parking to 41 parking stalls. The applicant has provided two potential parking configurations that will provide a minimum of 35 onsite parking stalls. The applicant will also provide an additional 10 parking spaces via a proposed parking agreement from the adjacent property located at 3103 S. Mooney Boulevard. The proposed project will comply with the city's parking requirements with the inclusion of the parking agreement to allocate an additional 10 parking stalls from the adjacent property. The adjacent property (Exhibit "A") currently has a total of 41 parking spaces onsite. The future restaurant will require a total of 28 parking spaces based on the city's parking requirements. This will result in a parking surplus of 13 parking spaces that may be utilized as part of the parking agreement to provide sufficient onsite parking. The adjacent site will continue to comply with parking after the reduction of 10 onsite parking spaces based on the new restaurant use that is proposed within the vacant building (Exhibit "A").

Environmental Review

The requested action is considered Categorically Exempt under Section 15301 of the Guidelines for the Implementation of the California Environmental Quality Act (CEQA). (Categorical Exemption No. 2021-48).

Projects determined to meet this classification consist of the operation, repair, maintenance, permitting, leasing, licensing, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of the use

beyond that existing at the time of the lead agency's determination. The types of "existing facilities" itemized in the Class 1 are not intended to be all-inclusive of the types of projects.

RECOMMENDED FINDINGS

- 1. That the proposed project will not be detrimental to the public health, safety, or welfare, or materially injurious to properties or improvements in the vicinity.
- 2. That the proposed conditional use permit is consistent with the policies and intent of the General Plan and Zoning Ordinance. Specifically, the project is consistent with the required findings of Zoning Ordinance Section 17.38.110:
 - a. The proposed location of the conditional use permit is in accordance with the objectives of the Zoning Ordinance and the purposes of the zone in which the site is located. The Visalia Zoning Matrix identifies medical clinic as a conditional use in the C-R zone and requires the submittal and approval of a CUP application. Through the CUP process, potential impacts can be addressed thereby ensuring compatibility between the proposed use and existing surrounding uses. The proposed medical office will not have a negative impact on surrounding uses given the fact that sufficient on-site parking is provided, the site's proximity to the major street and other office and commercial uses within the area.
 - b. The proposed location of the conditional use and the conditions under which it would be operated or maintained will not be detrimental to the public health, safety, or welfare, nor materially injurious to properties or improvements in the vicinity. The Visalia Zoning Matrix identifies medical office as a conditional use in the C-R zone and requires the submittal and approval of a CUP application. Through the CUP process, potential impacts can be addressed thereby ensuring compatibility between the proposed use and existing surrounding uses. The proposed medical office will not have a negative impact on surrounding uses given the fact that ample on-site parking is provided, the sites proximity to the major street and other office and commercial uses within the area.
- 3. That the project is considered Categorically Exempt under Section 15301 of the Guidelines for the Implementation of the California Environmental Quality Act (CEQA) for minor alterations in land use limitations. (Categorical Exemption No. 2021-48).

RECOMMENDED CONDITIONS OF APPROVAL

- 1. That the project be developed in substantial compliance with the comments from the approved Site Plan Review No. 2021-180.
- 2. That substantial changes to the site plan and/or operational plan, or an intensification of the land use wherein the parking demand exceeds the parking required for the land use, may require evaluation by the Site Plan Review committee and/or an amendment to this Conditional Use Permit.
- City shall review and approve the parking agreement and receive an executed copy prior to the issuance of the Certificate of Occupancy to allocate additional onsite parking from the adjacent property located at 3103 S. Mooney Boulevard.
- 4. A minimum of 41 parking spaces shall be allocated for the project site located at 3221 S. Mooney Boulevard.
- 5. Landscape plans shall be required to as part of building plan check submittal.
- 6. That any project signage shall be obtained under a separate permit.
- 7. That all applicable federal, state and city laws, codes and ordinances be met.

APPEAL INFORMATION

According to the City of Visalia Zoning Ordinance Section 17.02.145, an appeal to the City Council may be submitted within ten days following the date of a decision by the Planning Commission. An appeal with applicable fees shall be in writing and shall be filed with the City Clerk at 220 N. Santa Fe Street. The appeal shall specify errors or abuses of discretion by the Planning Commission, or decisions not supported by the evidence in the record. The appeal form can be found on the city's website www.visalia.city or from the City Clerk.

Attachments:

- Related Plans and Policies
- Resolution No. 2021-49
- Exhibit "A" Site Plan
- Exhibit "B" Floor Plan
- Exhibit "C" Operational Statement
- Site Plan Review Comments
- General Plan Land Use Map
- Zoning Map
- Aerial Photo
- Vicinity Map

Related Plans & Policies Conditional Use Permits (Section 17.38)

17.38.010 Purposes and powers

In certain zones conditional uses are permitted subject to the granting of a conditional use permit. Because of their unusual characteristics, conditional uses require special consideration so that they may be located properly with respect to the objectives of the zoning ordinance and with respect to their effects on surrounding properties. In order to achieve these purposes and thus give the zone use regulations the flexibility necessary to achieve the objectives of this title, the planning commission is empowered to grant or deny applications for conditional use permits and to impose reasonable conditions upon the granting of such permits. (Prior code § 7525)

17.38.020 Application procedures

- A. Application for a conditional use permit shall be made to the planning commission on a form prescribed by the commission which shall include the following data:
- 1. Name and address of the applicant;
- 2. Statement that the applicant is the owner of the property or is the authorized agent of the owner;
- 3. Address and legal description of the property;
- 4. The application shall be accompanied by such sketches or drawings as may be necessary by the planning division to clearly show the applicant's proposal;
- 5. The purposes of the conditional use permit and the general description of the use proposed;
- 6. Additional information as required by the historic preservation advisory committee.
- B. The application shall be accompanied by a fee set by resolution of the city council sufficient to cover the cost of handling the application. (Prior code § 7526)

17.38.030 Lapse of conditional use permit

A conditional use permit shall lapse and shall become void twenty-four (24) months after the date on which it became effective, unless the conditions of the permit allowed a shorter or greater time limit, or unless prior to the expiration of twenty-four (24) months a building permit is issued by the city and construction is commenced and diligently pursued toward completion on the site which was the subject of the permit. A permit may be renewed for an additional period of one year; provided, that prior to the expiration of twenty-four (24) months from the date the permit originally became effective, an application for renewal is filed with the planning commission. The commission may grant or deny an application for renewal of a conditional use permit. In the case of a planned residential development, the recording of a final map and improvements thereto shall be deemed the same as a building permit in relation to this section. (Ord. 2001-13 § 4 (part), 2001: prior code § 7527)

17.38.040 Revocation

Upon violation of any applicable provision of this title, or, if granted subject to a condition or conditions, upon failure to comply with the condition or conditions, a conditional use permit shall be suspended automatically. The planning commission shall hold a public hearing within sixty (60) days, in accordance with the procedure prescribed in Section 17.38.080, and if not satisfied that the regulation, general provision or condition is being complied with, may revoke the permit or take such action as may be necessary to insure compliance with the regulation, general provision or condition. Appeals of the decision of the planning commission may be made to the city council as provided in Section 17.38.120. (Prior code § 7528)

17.38.050 New application

Following the denial of a conditional use permit application or the revocation of a conditional use permit, no application for a conditional use permit for the same or substantially the same conditional use on the same or substantially the same site shall be filed within one year from the date of denial or revocation of the permit unless such denial was a denial without prejudice by the planning commission or city council. (Prior code § 7530)

17.38.060 Conditional use permit to run with the land

A conditional use permit granted pursuant to the provisions of this chapter shall run with the land and shall continue to be valid upon a change of ownership of the site or structure which was the subject of the permit application subject to the provisions of Section 17.38.065. (Prior code § 7531)

17.38.065 Abandonment of conditional use permit

If the use for which a conditional use permit was approved is discontinued for a period of one hundred eighty (180) days, the use shall be considered abandoned and any future use of the site as a conditional use will require the approval of a new conditional use permit.

17.38.070 Temporary uses or structures

- A. Conditional use permits for temporary uses or structures may be processed as administrative matters by the city planner and/or planning division staff. However, the city planner may, at his/her discretion, refer such application to the planning commission for consideration.
- B. The city planner and/or planning division staff is authorized to review applications and to issue such temporary permits, subject to the following conditions:
- 1. Conditional use permits granted pursuant to this section shall be for a fixed period not to exceed thirty (30) days for each temporary use not occupying a structure, including promotional enterprises, or six months for all other uses or structures.
- Ingress and egress shall be limited to that designated by the planning division. Appropriate directional signing, barricades, fences or landscaping shall be provided where required. A security officer may be required for promotional events.
- 3. Off-street parking facilities shall be provided on the site of each temporary use as prescribed in Section 17.34.020.
- 4. Upon termination of the temporary permit, or abandonment of the site, the applicant shall remove all materials and equipment and restore the premises to their original condition.
- 5. Opening and closing times for promotional enterprises shall coincide with the hours of operation of the sponsoring commercial establishment. Reasonable time limits for other uses may be set by the city planner and planning division staff.
- 6. Applicants for a temporary conditional use permit shall have all applicable licenses and permits prior to issuance of a conditional use permit.
- 7. Signing for temporary uses shall be subject to the approval of the city planner.
- 8. Notwithstanding underlying zoning, temporary conditional use permits may be granted for fruit and vegetable stands on properties primarily within undeveloped agricultural areas. In reviewing applications for such stands, issues of traffic safety and land use compatibility shall be evaluated and mitigation measures and conditions may be imposed to ensure that the stands are built and are operated consistent with appropriate construction standards, vehicular access and off-street parking. All fruits and vegetables sold at such stands shall be grown by the owner/operator or purchased by said party directly from a grower/farmer.
- C. The applicant may appeal an administrative decision to the planning commission. (Ord. 9605 § 30 (part), 1996: prior code § 7532)

17.38.080 Public hearing--Notice

- A. The planning commission shall hold at least one public hearing on each application for a conditional use permit.
- B. Notice of the public hearing shall be given not less than ten days nor more than thirty (30) days prior to the date of the hearing by mailing a notice of the time and place of the hearing to property owners within three hundred (300) feet of the boundaries of the area occupied or to be occupied by the use which is the subject of the hearing, and by publication in a newspaper of general circulation within the city. (Prior code § 7533)

17.38.090 Investigation and report

The planning staff shall make an investigation of the application and shall prepare a report thereon which shall be submitted to the planning commission. (Prior code § 7534)

17.38.100 Public hearing--Procedure

At the public hearing the planning commission shall review the application and the statement and drawing submitted therewith and shall receive pertinent evidence concerning the proposed use and the proposed conditions under which it would be operated or maintained, particularly with respect to the findings prescribed in Section 17.38.110. The planning commission may continue a public hearing from time to time as it deems necessary. (Prior code § 7535)

17.38.110 Action by planning commission

- A. The planning commission may grant an application for a conditional use permit as requested or in modified form, if, on the basis of the application and the evidence submitted, the commission makes the following findings:
- 1. That the proposed location of the conditional use is in accordance with the objectives of the zoning ordinance and the purposes of the zone in which the site is located;
- 2. That the proposed location of the conditional use and the conditions under which it would be operated or maintained will not be detrimental to the public health, safety or welfare, or materially injurious to properties or improvements in the vicinity.
- B. A conditional use permit may be revocable, may be granted for a limited time period, or may be granted subject to such conditions as the commission may prescribe. The commission may grant conditional approval for a permit subject to the effective date of a change of zone or other ordinance amendment.
- C. The commission may deny an application for a conditional use permit. (Prior code § 7536)

17.38.120 Appeal to city council

The decision of the City planning commission on a conditional use permit shall be subject to the appeal provisions of Section 17.02.145. (Prior code § 7537) (Ord. 2006-18 § 6, 2007)

17.38.130 Effective date of conditional use permit

A conditional use permit shall become effective immediately when granted or affirmed by the council, or upon the sixth working day following the granting of the conditional use permit by the planning commission if no appeal has been filed.(Prior code § 7539)

Environmental Document # 2021-48

NOTICE OF EXEMPTION

City of Visalia 315 E. Acequia Ave. Visalia, CA 93291

To:

DATE

County Clerk

County of Tulare County Civic Center Visalia, CA 93291-4593 Conditional Use Permit No. 2021-28 PROJECT TITLE 3221 S. Mooney Blvd. PROJECT LOCATION Visalia Tulare **PROJECT LOCATION - CITY** COUNTY A request by Matt Nohr on behalf of the Orosco Group to allow use of 6,526 sq. ft. inside an existing 10,200 sq. ft. commercial building for a medical office, located within the C-R (Regional Commercial). The site is located at 3221 S. Mooney Blvd. (APN: 121-100-054) DESCRIPTION - Nature, Purpose, & Beneficiaries of Project City of Visalia NAME OF PUBLIC AGENCY APPROVING PROJECT The Orosco Group, 10 Harris Court, Suite B-1, Monterey Park, CA 93940 NAME AND ADDRESS OF APPLICANT CARRYING OUT PROJECT The Orosco Group, 10 Harris Court, Suite B-1, Monterey Park, CA 93940 NAME AND ADDRESS OF AGENT CARRYING OUT PROJECT **EXEMPT STATUS:** (Check one) Ministerial - Section 15073 Emergency Project - Section 15071 Categorical Exemption - State type and Section number: Section 15301 Statutory Exemptions- State code number: A request to establish a medical office use within an existing 6,526 square foot tenant space. The site is developed and is served by all public utilities. REASON FOR PROJECT EXEMPTION Rafael Garcia, Senior Planner (559) 713-4031 CONTACT PERSON AREA CODE/PHONE December 13, 2021

Brandon Smith, AICP

ENVIRONMENTAL COORDINATOR

RESOLUTION NO. 2021-49

A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF VISALIA APPROVING CONDITIONAL USE PERMIT NO. 2021-28, A REQUEST A REQUEST BY THE OROSCO GROUP, TO ALLOW USE OF 6,526 SQ. FT. INSIDE AN EXISTING 10,200 SQ. FT. COMMERCIAL BUILDING FOR A MEDICAL CLINIC, LOCATED WITHIN THE C-R (REGIONAL COMMERCIAL). THE SITE IS LOCATED AT 3221 S. MOONEY BLVD. (APN: 121-100-054)

WHEREAS, Conditional Use Permit No. 2021-28, is a request by the Orosco Group; to allow use of 6,526 sq. ft. inside an existing 10,200 sq. ft. commercial building for a medical clinic, located within the C-R (Regional Commercial). The site is located at 3221 S. Mooney Blvd. (APN: 121-100-054); and

WHEREAS, the Planning Commission of the City of Visalia, after duly published notice did hold a public hearing before said Commission on December 13, 2021; and

WHEREAS, the Planning Commission of the City of Visalia finds the Conditional Use Permit to be in accordance with Chapter 17.38.110 of the Zoning Ordinance of the City of Visalia based on the evidence contained in the staff report and testimony presented at the public hearing; and

WHEREAS, the Planning Commission finds the project to be Categorically Exempt consistent with the California Environmental Quality Act (CEQA) and City of Visalia Environmental Guidelines.

NOW, THEREFORE, BE IT RESOLVED that the project is exempt from further environmental review pursuant to CEQA Section 15301.

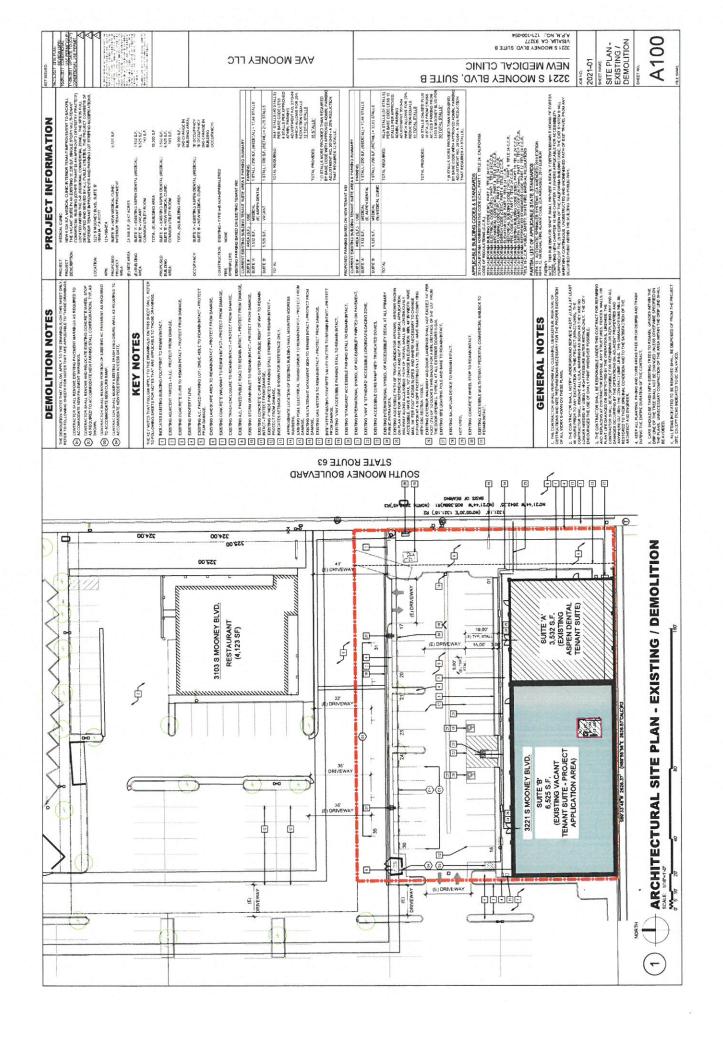
- NOW, THEREFORE, BE IT FURTHER RESOLVED that the Planning Commission of the City of Visalia makes the following specific findings based on the evidence presented:
- 1. That the proposed project will not be detrimental to the public health, safety, or welfare, or materially injurious to properties or improvements in the vicinity.
- 2. That the proposed conditional use permit is consistent with the policies and intent of the General Plan and Zoning Ordinance. Specifically, the project is consistent with the required findings of Zoning Ordinance Section 17.38.110:
 - a. The proposed location of the conditional use permit is in accordance with the objectives of the Zoning Ordinance and the purposes of the zone in which the site is located. The Visalia Zoning Matrix identifies medical offices as a conditional use in the C-R zone and requires the submittal and approval of a CUP application. Through the CUP process, potential impacts can be addressed thereby ensuring compatibility between the proposed use and existing surrounding uses. The proposed medical office will not have a negative impact on surrounding uses given the fact that sufficient on-site parking is provided, the sites proximity to the major street and other office and commercial uses within the area.
 - b. The proposed location of the conditional use and the conditions under which it would be operated or maintained will not be detrimental to the public health, safety, or welfare, nor materially injurious to properties or improvements in the vicinity.

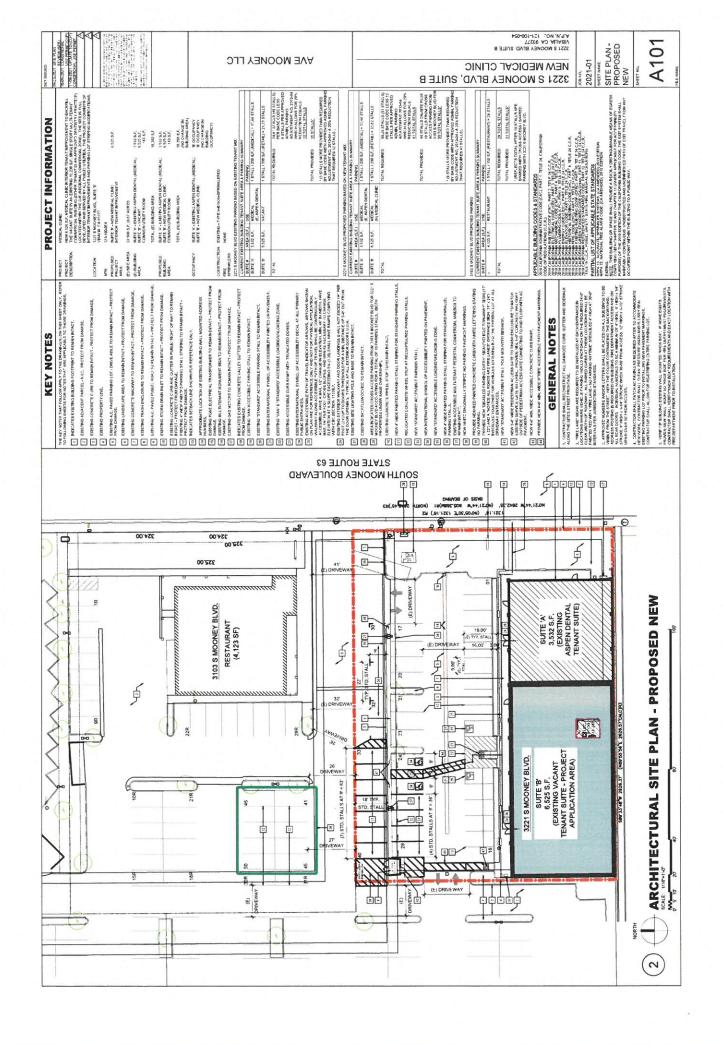
The Visalia Zoning Matrix identifies medical clinic as a conditional use in the C-R zone and requires the submittal and approval of a CUP application. Through the CUP process, potential impacts can be addressed thereby ensuring compatibility between the proposed use and existing surrounding uses. The proposed medical office will not have a negative impact on surrounding uses given the fact that sufficient on-site parking is provided, the sites proximity to the major street and other office and commercial uses within the area.

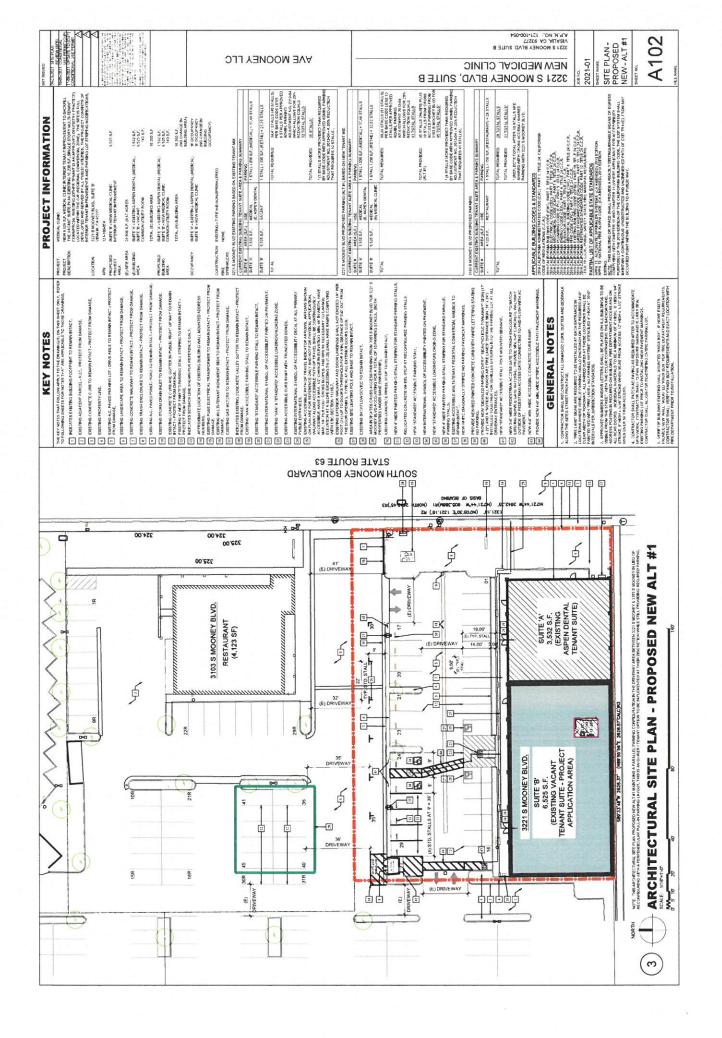
3. That the project is considered Categorically Exempt under Section 15301 of the Guidelines for the Implementation of the California Environmental Quality Act (CEQA) for minor alterations in land use limitations. (Categorical Exemption No. 2021-48).

BE IT FURTHER RESOLVED that the Planning Commission hereby approves the Conditional Use Permit on the real property here described in accordance with the terms of this resolution under the provisions of Section 17.38.110 of the Ordinance Code of the City of Visalia, subject to the following conditions:

- 1. That the project be developed in substantial compliance with the comments from the approved Site Plan Review No. 2021-080.
- 2. That substantial changes to the site plan and/or operational plan, or an intensification of the land use wherein the parking demand exceeds the parking required for the land use, may require evaluation by the Site Plan Review committee and/or an amendment to this Conditional Use Permit.
- 3. City shall review and approve the parking agreement and receive an executed copy prior to the issuance of the Certificate of Occupancy to allocate additional onsite parking from the adjacent property located at 3103 S. Mooney Boulevard.
- 4. A minimum of 41 parking spaces shall be allocated for the subject site located at 3221 S. Mooney Boulevard.
- 5. Landscape plans shall be required to as part of building plan check submittal.
- 6. That any project signage shall be obtained under a separate permit.
- 7. That all applicable federal, state and city laws, codes and ordinances be met.



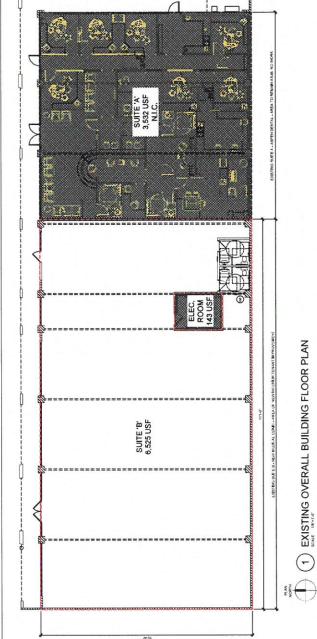


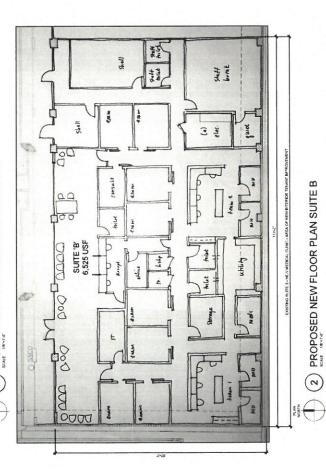


A 200 PLANS

| PROPERTY OF A 3227 S MOONEY BLVD, SUITE B VANDER STANDONEY BLVD, SUITE B VANDER B VA

AVE MOONEY LLC







November 9, 2021

City of Visalia Rafael Garcia Senior Planner Community Development Department 315 E. Acequia Ave. Visalia, CA 93291 Tel: (559) 713-4031

Email: Rafael.Garcia@visalia.city

Re: 3221 S Mooney Blvd Suite B, Visalia, CA – Medical Clinic Operational Statement

Dear Mr. Garcia,

The proposed new 6,526 s.f. medical clinic will be located in an existing 10,200 s.f. single story multi-tenant commercial building at 3221 S Mooney Blvd, Suite B, Visalia, CA. The site is fully developed and served by all public utilities.

The user is a leading provider of high-quality healthcare services, including pediatric and adult primary care services, to thousands of women, men, and children throughout California every year, by investing in communities, expanding healthcare to all.

This medical clinic will initially operate Monday through Friday generally from 9:00am to 5:00pm, with potential to expand to weekend hours, including Saturday from 9:00am to 2:00pm, depending on volume. It is expected to receive as many as 40 patients per day. To provide these services, it is anticipated that at least seven to 10 full-time employees will be needed which will include two onsite physicians. There are no unique or specific traffic patterns that will require accommodations for operations, patients, or employees. Operations do not require truck deliveries.

Sincerely,

Matt Nohr

Director of Development

City of Visalia

315 E. Acequia Ave., Visalia, CA 93291



Site Plan Review

October 27, 2021

Site Plan Review No. 21-180:

Pursuant to Zoning Ordinance Chapter 17.28 the Site Plan Review process has found that your application complies with the general plan, municipal code, policies, and improvement standards of the city. A copy of each Departments/Divisions comments that were discussed with you at the Site Plan Review meeting are attached to this document.

Based upon Zoning Ordinance Section 17.28.070, this is your Site Plan Review determination. However, your project requires discretionary action as stated on the attached Site Plan Review comments. You may now proceed with filing discretionary applications to the Planning Division.

This is your Site Plan Review Permit; your Site Plan Review became effective **September 29, 2021**. A site plan review permit shall lapse and become null and void one year following the date of approval unless, prior to the expiration of one year, a building permit is issued by the building official, and construction is commenced and diligently pursued toward completion.

If you have any questions regarding this action, please call the Community Development Department at (559) 713-4359.

Respectfully,

Paul Bernal

Community Development Director

315 E. Acequia Ave.

Visalia, CA 93291

Attachment(s):

Site Plan Review Comments

City of Visalia

315 E. Acequia Ave., Visalia, CA 93291



Planning Division

Tel: (559) 713-4359; Fax: (559) 713-4814

MEETING DATE

September 29, 2021

SITE PLAN NO.

2021-180

PARCEL MAP NO.

SUBDIVISION

		LOT LINE ADJUSTMENT N	IO.		
		your review are the comments and decision all comments since they may impact your pr			
	RESUBMIT Major changes to your plans are required. Prior to accepting construction drawings for building permit, your project must return to the Site Plan Review Committee for review of the revised plans.				
		During site plan design/policy concerns we	re identified, schedule a meeting with		
		Planning Engineering prior to re	submittal plans for Site Plan Review.		
		Solid Waste Parks and Recreation	on Fire Dept.		
\boxtimes	REVISE AND PROCEED (see below)				
		A revised plan addressing the Commi submitted for Off-Agenda Review and a permits or discretionary actions.			
		Submit plans for a building permit between Monday through Friday.	en the hours of 9:00 a.m. and 4:00 p.m.,		
		Your plans must be reviewed by:			
		CITY COUNCIL Annexation	REDEVELOPMENT		
		PLANNING COMMISSION	PARK/RECREATION		
		HISTORIC PRESERVATION	OTHER – LAFCO - Annexation		

ADDITIONAL COMMENTS:

If you have any questions or comments, please call the Site Plan Review Hotline at (559) 713-4440 Site Plan Review Committee

BUILDING/DEVELOPMENT PLAN REQUIREMENTS ENGINEERING DIVISION	ITEM NO: 10 DATE: <u>SEPTEMBER 29, 2021</u>	
	SITE PLAN NO.:	21-180
⊠Adrian Rubalcaba 713-4271 ☐ 713-	PROJECT TITLE: DESCRIPTION:	MEDICAL CLINIC 6526 SF MEDICAL CLINIC IN AN EXISTING 10,200
/13-	DESCRIPTION.	SINGLE STORY, MULTI-TENANT COMMERCIAL
		BUILDING (CR)
	APPLICANT:	MATT NOHR
	PROP OWNER:	AVE MOONEY LLC
	LOCATION: APN:	3221 S MOONEY BLVD 121-100-054
	AFN.	121-100-054
SITE PLAN REVIEW COMMENTS		
REQUIREMENTS (indicated by chec		
Install curb return with ramp, with	radius;	
☐Install curb; ☐gutter		
	adius return;	DE AGGEOGIEU ITV GAGITE
		IDE ACCESSIBILITY ONSITE et frontage(s) of the subject site that has become
uneven, cracked or damaged and ma		
		age(s) of the subject site that has become uneven
and has created areas where water of	an stand	age(s) of the subject site that has become uneven
Right-of-way dedication required. A ti		for verification of ownership.
Deed required prior to issuing building		
⊠City Encroachment Permit Required.	FOR ALL WORK NE	CESSARY IN THE PUBLIC RIGHT-OF-WAY
		on each) and workers compensation (\$1 million),
		cense must be on file with the City, and valid
		permit. Contact Encroachment Tech. at 713-4414.
		omments required prior to issuing building permit.
Contacts: David Deel (Planning) 488		equired prior to approval of Final Map. Landscape
		ng, street lights, street trees and local streets as
		District application and filing fee a min. of 75 days
before approval of Final Map.	occpo una Eigiting E	source approaches and ming too a time. Or to dayo
	plans to be submitte	ed for each phase. Landscape plans will need to
comply with the City's street tree or	dinance. The location	ons of street trees near intersections will need to
		ls. A street tree and landscape master plan for all
		e initial phase to assist City staff in the formation of
the landscape and lighting assessme		
		then a master plan is required for the entire project
		and street grades. Prepared by registered civil sed on the City's benchmark network. Storm run-off
		I to the City's existing storm drainage system; b)
		to a temporary on-site basin is required until a
		e City's storm drainage system. On-site basin:
		g required, provide access ramp to bottom for
maintenance.		
		ormed prior to issuance of the building permit.
	pes: A.C. pavement	= 1%, Concrete pavement = 0.25%. Curb & Gutter
= 0.20%, V-gutter = 0.25%)		
	ions. A retaining wal	I will be required for grade differences greater than
0.5 feet at the property line.	nite and across the n	roject frontage shall be improved to their full width,
		roject frontage shall be improved to their full width, policies, standards and specifications.
Traffic indexes per city standards:	cooldance with Oily p	ronoico, standardo and opecinications.

☐Install street striping as required by the City Engineer. ☐Install landscape curbing (typical at parking lot planters).
Minimum paving section for parking: 2" asphalt concrete paving over 4" Class 2 Agg. Base, or 4" concrete pavement over 2" sand.
Design Paving section to traffic index of 5.0 min. for solid waste truck travel path.
Written comments required from ditch company Watson, Oakes, Flemming, Evans Ditch and Peoples Ditch; Jerry Hill 686-3425 for Tulare Irrigation Canal, Packwood and Cameron Creeks; Bruce George 747-5601 for Mill Creek and St. John's River. □ Access required on ditch bank, 15' minimum □ Provide wide riparian dedication from top of bank. □ Show Valley Oak trees with drip lines and adjacent grade elevations. □ Protect Valley Oak trees during construction in accordance with City requirements.
A permit is required to remove Valley Oak trees. Contact Public Works Admin at 713-4428 for a Valley Oak tree evaluation or permit to remove. A pre-construction conference is required.
Relocate existing utility poles and/or facilities. Underground all existing overhead utilities within the project limits. Existing overhead electrical lines over 50kV shall be exempt from undergrounding.
Subject to existing Reimbursement Agreement to reimburse prior developer: Fugitive dust will be controlled in accordance with the applicable rules of San Joaquin Valley Air District's Regulation VIII. Copies of any required permits will be provided to the City.
If the project requires discretionary approval from the City, it may be subject to the San Joaquin Valley Air District's Rule 9510 Indirect Source Review per the rule's applicability criteria. A copy of the approved AIA application will be provided to the City.
☐ If the project meets the one acre of disturbance criteria of the State's Storm Water Program, then coverage under General Permit Order 2009-0009-DWQ is required and a Storm Water Pollution Prevention Plan (SWPPP) is needed. A copy of the approved permit and the SWPPP will be provided to the City.
□Comply with prior comments. □Resubmit with additional information. ☑Redesign required.
Additional Comments: 1. Proposed medical use within existing retail commercial building will incur development impact fees. Refer to page 3 for applicable fees and summary.
2. Provide upgrades to accessibility onsite per City standards.
3. Comply with City parking lot standards. As shown, refresh and install striping/signage accordingly.
4. Comply with City parking lot standards.
5. Red painting of the curb on the south side of drive aisle, between Mooney right-of-way & first onsite drive way will be required.

6. A building permit is required, standard plan check and inspection fees will apply.

SUMMARY OF APPLICABLE DEVELOPMENT IMPACT FEES

Site Plan No:	21-180			
Date:	9/29/2021			

Summary of applicable Development Impact Fees to be collected at the time of building permit:

(Preliminary estimate only! Final fees will be based on the development fee schedule in effect at the time of <u>building permit issuance</u>.)

(Fee Schedule Date:8/21/2021)
(Project type for fee rates:MED OFFICE)

⊠ Existing uses may qualify for credits on Development Impact Fees. RETAIL + INFILL

FEE ITEM	FEE RATE
Groundwater Overdraft Mitigation Fee	
	\$16,772/1KSF - (\$15,391CR) = \$1,381 REDUCE BY 25% (INFILL) = \$1,035.75
	\$1,035.75/1KSF X 6.5 = \$6,732
	[\$103/1KSF - (\$26.40CR)] X 6.5 = \$498 TREATMENT PLANT FEE: [\$244/1KSF - (\$58CR)] X 6.5 = \$1,209
Sewer Front Foot Fee	
Storm Drain Acq/Dev Fee	
Park Acq/Dev Fee	
☐ Northeast Specific Plan Fees	
☐ Waterways Acquisition Fee	
☐ Public Safety Impact Fee: Police	
Public Safety Impact Fee: Fire	
☐ Public Facility Impact Fee	
Parking In-Lieu	

Reimbursement:

- 1.) No reimbursement shall be made except as provided in a written reimbursement agreement between the City and the developer entered into prior to commencement of construction of the subject facilities.
- 2.) Reimbursement is available for the development of arterial/collector streets as shown in the City's Circulation Element and funded in the City's transportation impact fee program. The developer will be reimbursed for construction costs and right of way dedications as outlined in Municipal Code Section 16.44. Reimbursement unit costs will be subject to those unit costs utilized as the basis for the transportation impact fee.
- 3.) Reimbursement is available for the construction of storm drain trunk lines and sanitary sewer trunk lines shown in the City's Storm Water Master Plan and Sanitary Sewer System Master Plan. The developer will be reimbursed for construction costs associated with the installation of these trunk lines.



SITE PLAN REVIEW COMMENTS

Cristobal Carrillo, Planning Division, 559-713-4443

Date: September 29, 2021

SITE PLAN NO:

2021-180

PROJECT TITLE:

Medical Clinic

DESCRIPTION:

6526 sf Medical Clinic in an Existing 10,200 sf Single Story, Multi-Tenant

Commercial Building. (C-R)

APPLICANT:

Matt Nohr

PROP. OWNER:

Ave Mooney LLC 3221 S. Mooney Blvd.

LOCATION TITLE:

121-100-054

APN TITLE: GENERAL PLAN:

Regional Commercial

EXISTING ZONING: C-R (Regional Commercial)

Planning Division Recommendation:

Revise and Proceed

☐ Resubmit

Project Requirements

- Conditional Use Permit
- **Building Permit**
- Additional Information as Needed

PROJECT SPECIFIC INFORMATION: September 29, 2021

- 1. A Conditional Use Permit shall be required.
- 2. Floor plans shall be provided.
- 3. Building elevations shall be provided.
- 4. A Landscape plan shall be provided.
- 5. An Operational Statement shall be provided.
- 6. Parking onsite is insufficient to support both the use and existing dental clinic onsite. The applicant shall either enter into a Shared Parking/Use Agreement with an adjacent site to provide additional parking, or shall demonstrate with the Conditional Use Permit submittal that previously approved Administrative Adjustments have reduced parking demand sufficiently to allow establishment of the clinic use.

Notes:

- 1. The applicant shall contact the San Joaquin Valley Air Pollution Control District to verify whether additional permits are required to conduct the proposed use.
- 2. Prior to completion of a final building inspection for a project, a signed MWELO Certificate of Compliance shall be submitted indicating that all landscaping has been installed to MWELO standards.

Applicable sections of the Visalia Municipal Code, Title 17 (Zoning):

8.36 Noise

17.18 Commercial Zones

17.32.080 Maintenance of landscaped areas.

17.34 Off-street parking and loading facilities

17.36 Fences Walls and Hedges

NOTE: <u>Staff recommendations contained in this document are not to be considered support for a particular action or project unless otherwise stated in the comments. The comments found on this document pertain to the site plan submitted for review on the above referenced date. Any changes made to the plan submitted must be submitted for additional review.</u>

Signature ____



SPR 21180 MEDICAL CLINIC 3221 S MOCHET ELYD

City of Visalia

Building: Site Plan Review Comments

NOTE: These are general comments and DO NOT constitute a complete plan check for your specific project Please refer to the applicable California Code & local ordinance for additional requirements.

X	A building permit will be required.	For information call (559) 713-4444
X	Submit 1 digital set of professionally prepared plans and 1 set of calculations.	(Small Tenant Improvements)
	Submit 1 digital set of plans prepared by an architect or engineer. Must comply with a light-frame construction or submit 1 digital set of engineered calculations.	2016 California Building Cod Sec. 2308 for conventional
	Indicate abandoned wells, septic systems and excavations on construction plans.	
×	You are responsible to ensure compliance with the following checked items: Meet State and Federal requirements for accessibility for persons with disabilities.	
\boxtimes	A path of travel, parking and common area must comply with requirements for access. All accessible units required to be adaptable for persons with disabilities.	s for persons with disabilities.
	Maintain sound transmission control between units minimum of 50 STC.	
	Maintain fire-resistive requirements at property lines.	
X	A demolition permit & deposit is required.	For information call (559) 713-4444
X	Obtain required permits from San Joaquin Valley Air Pollution Board.	For information call (661) 392-5500
	Plans must be approved by the Tulare County Health Department.	For information call (559) 624-8011
	Project is located in flood zone * Hazardous materials report.	
	Arrange for an on-site inspection. (Fee for inspection \$157.00)	For information call (559) 713-4444
	School Development fees. Commercial \$0.66 per square foot & Self-Storage \$.23 per	rsf. Residential
	Park Development fee \$ per unit collected with building permits.	
	Additional address may be required for each structure located on the site.	For information call (559) 713-4320
	Acceptable as submitted	
	No comments at this time	
	Additional comments: PROVIDE: ACCESSIBLE	FROME TO THE
	TRACH ENCLOSURE. INDICA	TEIFTHIS IS A
	LICENSE CLINIC TO DE	HPD 3 STANDARDS.
		1 /



Site Plan Comments
Visalia Fire Department
Corbin Reed, Fire Marshal
420 N. Burke
Visalia CA 93292
559-713-4272 office
prevention.division@visalia.city

Date

September 30, 2021

Item # Site Plan # 10 21180

APN:

121100054

- The Site Plan Review comments are issued as general overview of your project. With further details, additional requirements will be enforced at the Plan Review stage. Please refer to the 2019 California Fire Code (CFC), 2019 California Building Codes (CBC) and City of Visalia Municipal Codes.
- Address numbers must be placed on the exterior of the building in such a position as to be clearly and plainly visible from the street. Numbers will be at least four inches (4") high and shall be of a color to contrast with their background. If multiple addresses are served by a common driveway, the range of numbers shall be posted at the roadway/driveway. 2019 CFC 505.1
- A Knox Box key lock system is required. Where access to or within a structure or area is restricted because of secured openings (doors and/or gates), a key box is to be installed in an approved location. The key box shall be ordered using an approved Knox Authorization Order Form. The forms are located at the fire department administration office located at 420 N Burke, Visalia, CA 93292. Please allow adequate time for shipping and installation. 2019 CFC 506.1

Corbin Reed

Fire Marshal



City of Visalia Police Department 303 S. Johnson St. Visalia, CA 93292 (559) 713-4370 Date: 9/28/21

Item: 10

Site Plan: 21-180

Name: NATE HENRY

(559) 713-4370
SITE PLAN REVIEW COMMENTS No Comment at this time
Request opportunity to comment or make recommendations as to safety issues as plans are developed.
Public Safety Impact Fee:
Ordinance No. 2001-11 Chapter 16.48 of Title 16 of the Visalia Municipal Code Effective date - August 17, 2001
Impact fees shall be imposed by the City pursuant to this Ordinance as a condition of or in conjunction with the approval of a development project. "New Development or Development Project" means any new building, structure or improvement of any parcels of land, upon which no like building, structure of improvement previously existed. 'Refer to Engineering Site Plan comments for fee estimation.
Not enough information provided. Please provide additional information pertaining to:
Territorial Reinforcement: Define property lines (private/public space).
Access Controlled / Restricted etc.:
A Lighting Concerns: Proper exterior lighting
Traffic Concerns:
A surveillance Issues: Interior Exterior Cameras / Video Surveillager
W Line of Sight Issues: / Low Shrubs / Vegelation
Other Concerns:

SITE PLAN REVIEW COMMENTS

CITY OF VISALIA TRAFFIC SAFETY DIVISION September 29, 2021

ITEM NO: 10

SITE PLAN NO: SPR21180 PROJECT TITLE: Medical Clinic

DESCRIPTION: 6526 of Medical Clinic in an Existing 10,200 of Single Story, Multi-Tenant Commercial Building. (C-R)

APPLICANT: Matt Nohr

OWNER: AVE MOONEY LLC

APN: 121100054

LOCATION: 3221 S MOONEY BLVD UNI

THE TRAFFIC DIVISION WILL PROHIBIT ON-STREET PARKING AS DEEMED NECESSARY

☑ No Comments
☐ See Previous Site Plan Comments
☐ Install Street Light(s) per City Standards.
☐ Install Street Name Blades at Locations.
☐ Install Stop Signs at Locations.
☐ Construct parking per City Standards PK-1 through PK-4.
☐ Construct drive approach per City Standards.
 □ Traffic Impact Analysis required (CUP) □ Provide more traffic information such as (see additional comments below). Depending on development size, characteristics, etc., a TIA may be required.
 □ Additional traffic information required (Non Discretionary) □ Trip Generation - Provide documentation as to concurrence with General Plan. □ Site Specific - Evaluate access points and provide documentation of conformance with COV standards. If noncomplying, provide explanation. □ Traffic Impact Fee (TIF) Program - Identify improvments needed in concurrence with TIF.
Additional Comments:

Leslis Blair
Leslie Blair

