

PLANNING COMMISSION

Darren Smith, Chairman

Juan Tavares, Vice-Chairman

Vacant George A. Marquez

Jay Goyal Robert Palacio Kevan Hutchinson

AGENDA
PLANNING COMMISSION
REGULAR MEETING
WEDNESDAY, JULY 7, 2021 AT 5:30 P.M.
CITY OF BRAWLEY COUNCIL CHAMBERS
205 S. IMPERIAL AVENUE
BRAWLEY, CALIFORNIA

This meeting will be broadcast live at www.facebook.com/cityofbrawley.

- 1. CALL TO ORDER / ROLL CALL
- 2. <u>APPROVE AGENDA</u>

3. PUBLIC APPEARANCES

The Planning Commission encourages citizen participation on all matters presented for their consideration. The Planning Commission does not take action on items presented under Public Appearances.

As the Planning Commission is observing social distancing protocols as recommended, social distancing and facemask will be required. Should a member of the public wish to provide verbal or written public comments prior to the meeting, please submit written comments via email to amontano@brawley-ca.gov or contact the Planning Division Office at 760/344.8822.

4. VAR 21-04 183 W. Julia Drive

A variance (VAR 21-04) was submitted by Daniel property owners Joseph and Maria Ramirez on property located at 682 16th Street. The variance to allow for a room addition to an existing residence in the required side yard setback.

Property Owner: Alma Torres Martinez

Legal Description: PAR 2 BPM 98-08 OF WEST 358.5FT OF TRACT 113

13/14-14, CITY OF BRAWLEY, COUNTY OF

IMPERIAL, STATE OF CALIFORNIA, APN 047-250-

086

5. PM 21-01 Parcel Map Bended Tree Subdivision

A parcel map (PM 21-01) was submitted by Dubose Design Group on behalf of Bended Tree, LLC on property locatated at the Flag Lot on River Drive in between N 7th Street and HWY 111. The parcel map was submitted in order to redistribute two parcels.

Property Owner: Bended Tree, LLC

Legal Description: LOTS 3 AND 4 PER WEBSTER SUBDIVISION NO.1,

CITY OF BRAWLEY, COUNTY OF IMPERIAL, STATE OF CALIFORNIA, APN 047-050-024;-025.

6. <u>NEXT MEETING DATE</u>

7. ADJOURNMENT

Supporting documents are available for public review in the Community Development Services office, 205 S. Imperial Avenue, Brawley, CA 92227 Monday through Friday, during regular posted business hours.

PLANNING COMMISSION STAFF REPORT

Variance #: VAR 21-04

Property Owner(s): Alma Torres Martinez

Applicant(s): Daniel Torres

Legal Description: PAR 2 BPM 98-08 OF WEST 358.5FT OF TR

113 13/14-14, CITY OF BRAWLEY, COUNTY OF IMPERIAL, STATE OF CALIFORNIA. APN

047-250-086

Location: 183 W. Julia Drive

Area: 1.1 Acres (47,916 Square Feet)

Zoning: R-1 (Residential Single Family)

Existing Use: Single Family Dwelling

Proposed Use: Install an 8 foot tall fence

Surrounding Land Uses:

North - R-1 Residential Single Family/ House
South - R-3 Residential Medium Family/ Florentine
East - R-1 Residential Single Family/ House
West- R-1 Residential Single Family/ House

General Plan Designation: Low Density Residential

PLANNING COMMISSION MEETING WEDNESDAY, JULY 7, 2021 5:30 P.M. STREAMED VIA ZOOM CITY COUNCIL CHAMBERS, 383 MAIN STREET, BRAWLEY, CA Variance: VAR 21-04

General Information:

The applicant is requesting a variance to allow for install an 8-foot tall fence to be installed on the eastern side yard property line. A variance has been previously issues to the neighbors along the western side yard setback at 183 Julia Drive. The affected property owners adjacent to the location have all submitted letters in favor of the 8-foot fence. The property is currently zoned R-1 (Residential Single Family). The site is currently Single Family Dwelling and is 1.1 acres in size. There are no zoning conditions currently imposed on this property.

Staff Recommendation:

- The applicant shall obtain an encroachment permit from the Department of Public Works for any new, altered or unpermitted driveways necessary to access each of the parcels from a public street.
- 2. The applicant shall obtain a tax certificate from the County Tax Collector.
- 3. The applicant shall pay all fees associated with review and approval of the site plan, parcel map, and variance.
- 4. The applicant shall pay fees to record the final parcel map.
- 5. The applicant shall defend, indemnify, and hold harmless the City of Brawley, or its agents, officers and employees from any claim, action or proceedings against the City or its agents, officers, or employees to attack, set aside, void or annul, an approval by the Planning Commission or City Council concerning the subdivision. The City of Brawley shall promptly notify the applicant of any claim, action or proceedings and shall cooperate fully in the defense.
- 6. Any person or party who succeeds to the interest of the present owner by sale, assignment, transfer, conveyance, exchange or other means shall be bound by the conditions of approval.
- 7. Provide sewer and water, curb and gutter, sidewalks and other improvements to City standards before City issues certificate of occupancy for any structure for each parcel.

The recommendation is based on the following findings:

- 1. The proposal is exempt from CEQA pursuant to Section 15301(e).
- 2. The location of the project and surrounding land uses make it unlikely the project will cause significant environmental impacts.
- 3. The lot variance does not grant special privileges to the proponent.
- 4. Granting of the variance will not be detrimental to the public welfare or detrimental to the health and safety of the residents of the City of Brawley.
- 5. The variance is consistent with the character of the area for that type of land use.

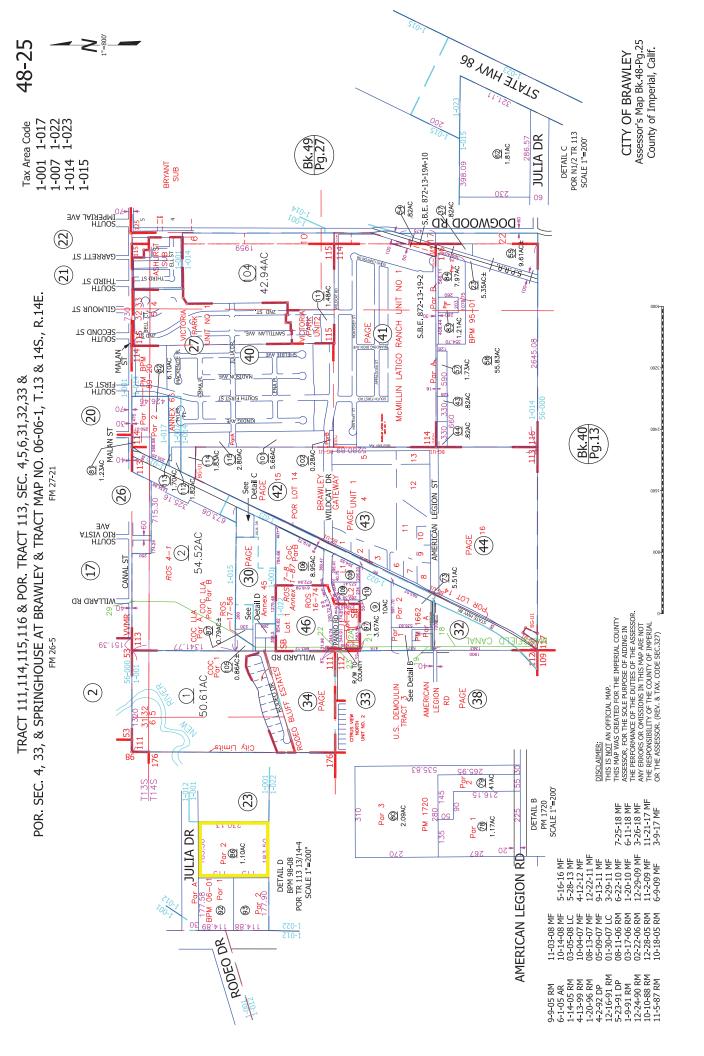
The Brawley General Plan Land Use Map designates this property for Low Density Residential land uses.

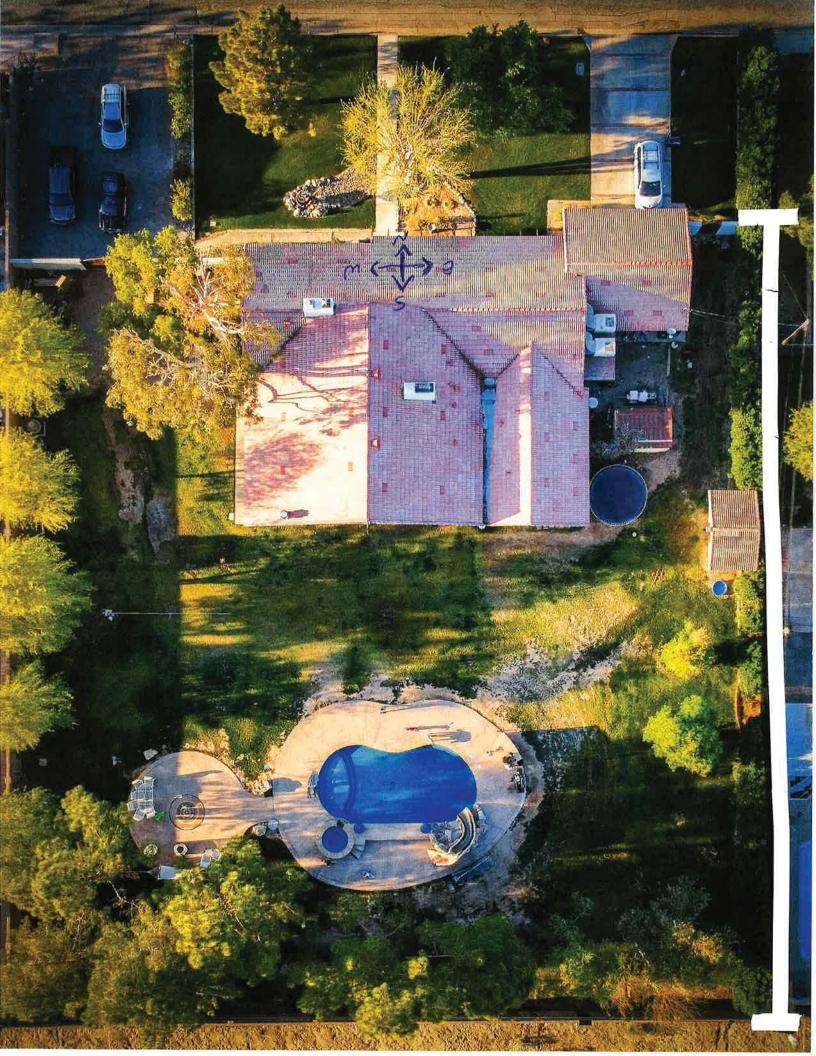
R-1 (Residential Single Family) zoning permits install an 8 foot tall fence by variance.

ATTACHMENT: Location Map; Site Plan.

NOTE TO THE PROPERTY OWNER: PLANNING COMMISSION REQUIRES THAT THE APPLICANT OR REPRESENTATIVE BE PRESENT AT THE PUBLIC HEARING FOR THIS ITEM. PLEASE DIRECT ANY QUESTIONS CONCERNING THIS REPORT TO THE PLANNING DEPARTMENT AT (760) 344-8822.







Florence M. LYNN 831 Edgley Dr. Brawley, CA 92227 (760) 344-4701 May 21, 2021

To Whom It May Concern:

I, Florence M. Lynn, am the owner of the property located at 831 Edgley Drive, Brawley, CA.

The back property line of my residence comprises part of the side property line of my neighbor, Daniel Torrez and Alma Martinez-Torrez, 183 Julia Drive, in Brawley. It is my understanding that Mr. Torrez wishes to construct an 8' brick (masonry) wall along his side of the property line. I have no objection to his construction of this wall.

Please feel free to contact me if you have any questions concerning this matter.

Florence M. Lynn

To Whom It May Concern:

I, Andrew S. Krutzsch, I am the property owner of 811 Edgley Dr., Brawley CA.

The back property line of my property comprises part of the property line of my neighbor, Alma Martinez-Torrez and Daniel Torrez, 183 Julia Drive, Brawley CA. It's my understanding that Mr. Torrez wishes to construct an 8ft brick wall along his side of the property line. I have no objection to his construction of this wall.

Feel free to call me at 760-344-8121 if you have any questions.

Thank you,

Sincerely.

Andrew S. Krutzsch

From: Richard Avila richardavilabrawley@yahoo.com

Subject: 8 foot fence

Date: May 20, 2021 at 5:56:23 PM

To: datnotary@gmail.com

May 20,2021

To whom it may concern:

My name is Richard Avila and I am the property owner at 849 Edgley Road in Brawley, CA 92227.

I give my approval for my neighbors, Alma Martinez Torres & Daniel Torres, at 183 Julia Dr Brawley, CA 92227 to build an 8 foot fence between our properties.

Any questions you can email me at <u>richardavilabrawley@yahoo.com</u> or call me at <u>760-604-2959</u>.

Thank you.

Richard Avila

Sent from Yahoo Mail on Android

PLANNING COMMISSION STAFF REPORT

Minor Subdivision: PM 21-01 Parcel Map Bended Tree Subdivision

Property Owner(s): Bended Tree, LLC

Representative(s): Dubose Design Group

Legal Description: LOTS 3 AND 4 PER WEBSTER SUBDIVISION NO.1, CITY OF

BRAWLEY, COUNTY OF IMPERIAL, STATE OF CALIFORNIA,

APN 047-050-024;-025.

Location: Flag Lot on River Drive in between N 7th Street and HWY 111

Area: Total: 26.8 Acres (1,167,408 Square Feet)

Parcel 1: 21.6 Acres (940,896 Square Feet)
Parcel 2: 5.19 Acres (226,076 Square Feet)

Zoning: Parcel 1: M-1 Light Manufacturing

Parcel 2: M-1 Light Manufacturing

Existing Use: Vacant Agricultural Land

Proposed Use: Parcel 1: Future Industrial Manufacturing Development

Parcel 2: Vacant

Surrounding Land Uses:

North - M-1 Light Manufacturing/ Vacant

South - R-2 Residential Low Density/ Single Family Homes
 East - M-1 Light Manufacturing/ Single Family Homes
 West- R-1 Residential Single Family/ Warehouse

General Plan Designation: Industrial CEQA Status: Exempt

PLANNING COMMISSION MEETING WEDNESDAY, JULY 7, 2021 5:30 P.M. STREAMED VIA ZOOM CITY COUNCIL CHAMBERS, 383 MAIN STREET, BRAWLEY, CA Minor Subdivision: PM 21-01

General Information:

The parcel map for this Parcel Map was submitted in order to redistribute two parcels. The property is currently zoned M-1 Light Manufacturing. The site is currently used as agricultural uses and is 21.6 acres in size. The proposed parcel map shows to redistribute two parcels to better serve the proposed land use in order to better served future proposed development. Access is proposed via River Drive. There are no zoning conditions currently imposed on this property.

Staff Recommendation:

- The applicant shall obtain an encroachment permit from the Department of Public Works for any new, altered or unpermitted driveways necessary to access each of the parcels from a public street.
- 2. The applicant shall obtain a tax certificate from the County Tax Collector.
- 3. The applicant shall pay all fees associated with review and approval of the site plan, parcel map, and variance.
- 4. The applicant shall pay fees to record the final parcel map.
- 5. The applicant shall defend, indemnify, and hold harmless the City of Brawley, or its agents, officers and employees from any claim, action or proceedings against the City or its agents, officers, or employees to attack, set aside, void or annul, an approval by the Planning Commission or City Council concerning the subdivision. The City of Brawley shall promptly notify the applicant of any claim, action or proceedings and shall cooperate fully in the defense.
- 6. Any person or party who succeeds to the interest of the present owner by sale, assignment, transfer, conveyance, exchange or other means shall be bound by the conditions of approval.
- 7. Provide sewer and water, curb and gutter, sidewalks and other improvements to City standards before City issues certificate of occupancy for any structure for each parcel.
- 8. The applicant shall acquire necessary easements for legal access to Parcel A noted on the tentative map.

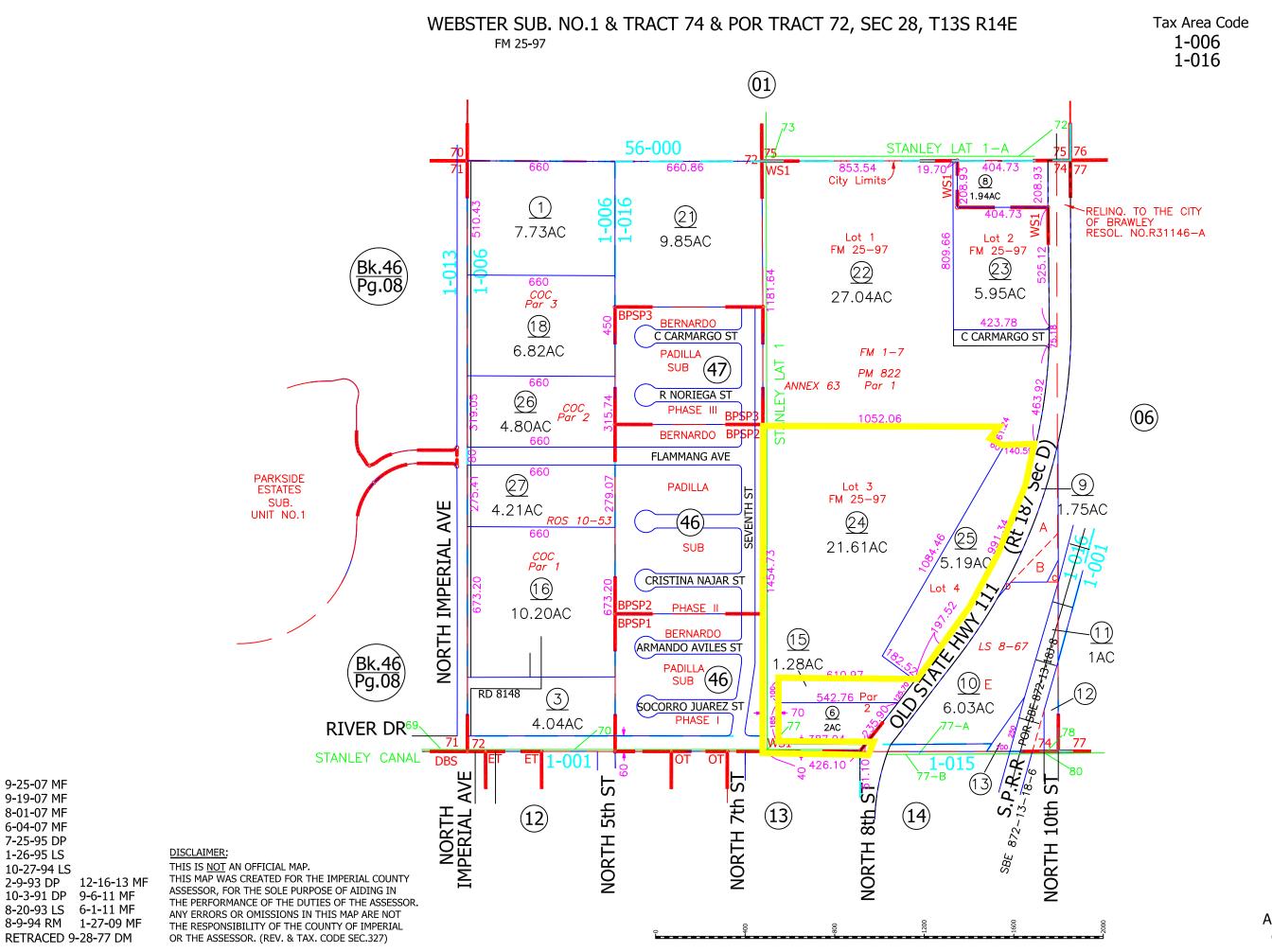
The recommendation is based on the following findings:

- 1. The proposal is exempt from CEQA pursuant to Section 15315.
- 2. The location of the project and surrounding land uses make it unlikely the project will cause significant environmental impacts (as referenced in the Exempt).
- 3. Approval of the Exempt and parcel map will not be detrimental to the public welfare or detrimental to the health and safety of the residents of the City of Brawley.
- 4. The tentative map is consistent with the character of the area for that type of land use.
- 5. The size of the new parcel(s) is consistent with the Zoning ordinance.
- 6. The size of the new parcel(s) is consistent with the General Plan.
- 7. The Parcel Map was performed in compliance with the Subdivision Map Act and Subdivision Ordinance requirements.

The Brawley General Land Use Map designates this property for Industrial land uses.

ATTACHMENT: Location Map; Proposed Parcel Map

NOTE TO THE PROPERTY OWNER: PLANNING COMMISSION POLICY REQUIRES THAT THE APPLICANT OR REPRESENTATIVE BE PRESENT AT THE PUBLIC HEARING FOR THIS ITEM. PLEASE DIRECT ANY QUESTIONS CONCERNING THIS REPORT TO THE PLANNING DEPARTMENT AT (760) 344-8822.



47-05

1"=400'

