

CITY OF CARSON
PLANNING COMMISSION
RESOLUTION NO. _____

**A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF
CARSON APPROVING DESIGN OVERLAY REVIEW NO. 961-06.**

**THE PLANNING COMMISSION OF THE CITY OF CARSON, CALIFORNIA,
HEREBY FINDS, RESOLVES AND ORDERS AS FOLLOWS:**

Section 1. An application was duly filed by the applicant, Cingular Wireless, and described in Exhibit "A" attached hereto, requesting the approval of a Site Plan and Design Review to install a rooftop mounted wireless telecommunications facility on an existing building in the CG-D (Commercial, General – Design Overlay) zone and within Redevelopment Project Area No. 4 at 500 East Carson Street. The project site is located less than 100 feet from residential property and requires Planning Commission approval subject to Section 9138.16 and Section 9172.23 of the Carson Municipal Code.

A public hearing was duly held on November 14, 2006, at 6:30 P.M. at City Hall, Council Chambers, 701 East Carson Street, Carson, California. Notices of time, place and purpose of the aforesaid meeting were duly given. Evidence, both written and oral, was duly presented to and considered by the Planning Commission at the aforesaid hearings.

Section 2. Evidence, both written and oral, was duly presented to and considered by the Planning Commission at the aforesaid meeting.

Section 3. Pursuant to Section 9172.23(D), "Site Plan and Design Review, Approval Authority and Findings and Decision" and Section 9138.16(H), "Wireless Telecommunication Facilities", the Planning Commission finds that:

- a) The General Plan designates the property as Mixed-Use Residential which is compatible with the proposed use. The proposed use and development of a wireless telecommunication facility will be consistent with the surrounding commercial and residential uses and is appropriate for the subject property as proposed. The proposed project will not adversely affect residential property located less than 100 feet away;
- b) The project is compatible in design with existing and anticipated development in the vicinity, including the aspects of site planning, land coverage, landscaping, appearance and scale of structures and open spaces and other features relative to a harmonious and attractive development of the area;
- c) The site is adequate in size, shape, topography, location, utilities, and other factors to accommodate the proposed use and development. The site is 14,490 square feet in size, flat and located in a commercial zone;
- d) The proposed telecommunication facility will only require monthly maintenance visits and is otherwise not occupied, therefore the off-street parking requirements are not applicable and circulation on the adjacent public streets will not be adversely impacted;

- e) There are no signs intended for the proposed project other than those required for safety purposes, which will meet the requirements of the Municipal Code;
- f) The proposed site is the best alternative after considering co-location with another facility and location at another site;
- g) The proposed wireless telecommunication facility is located and designed to minimize the visual impact on surrounding properties and from public streets, including stealthing which includes rooftop mounting and screening. The proposed facility will be located on a commercial building; and
- h) The proposed wireless telecommunication facility meets the goals and objectives of the General Plan and is consistent with applicable zoning and design regulations. Therefore all of the required findings pursuant to Section 9172.23(D), "Site Plan and Design Review, Approval Authority and Findings and Decision" and Section 9138.16(H), "Wireless Telecommunication Facilities" are made in the affirmative.

Section 4. The Planning Commission further finds that the use permitted by the proposed Site Plan and Design Review will not have a significant effect on the environment. The proposed facility will not alter the character of the surrounding area and meets or exceeds all City standards for protection of the environment. Therefore, the proposed project is found to be categorically exempt pursuant to Section 15301 of the California Environmental Quality Act (CEQA) Guidelines.

Section 5. Based on the aforementioned findings, the Commission hereby grants Design Overlay Review No. 961-06 with respect to the property described in Section 1 hereof, subject to the conditions and plans set forth in Exhibit "B" and "C", respectively, attached hereto.

Section 6. The Secretary shall certify to the adoption of the Resolution and shall transmit copies of the same to the applicant.

Section 7. This action shall become final and effective fifteen days after the adoption of this Resolution unless within such time an appeal is filed with the City Clerk in accordance with the provisions of the Carson Zoning Ordinance.

PASSED, APPROVED AND ADOPTED THIS 14th DAY OF NOVEMBER, 2006

CHAIRMAN

ATTEST:

SECRETARY