

RESOLUTION NO. 2023-____

A RESOLUTION OF THE CITY OF COLUSA PLANNING COMMISSION RECOMMENDING CITY COUNCIL APPROVAL OF A VARIANCE TO CONSTRUCT A 8 FT TALL REDWOOD FENCE WITHIN THE SIDE YARD OF THE HOME ALONG BRICHWOOD PLACE AT THE ADDRESS 44 BIRCHWOOD PLACE

WHEREAS, the City has received an application for a variance to construct a non-conforming fence in the front yard of a property located at 44 Birchwood Place, and

WHEREAS, the City has established City Ordinance 34.01 allows for a variance where practical difficulties, unnecessary hardships or results inconsistent with the purposes and intent of the ordinance may result from the strict application of certain area, *height*, yard, and space requirements thereof, *variances* in such requirements may be granted, as provided in this section, by the planning commission.

WHEREAS, all procedures of the California Environmental Quality Act (“CEQA”), California Public Resources Code §21000 et seq., and the CEQA guidelines, title 14 of the California Code of Regulations, chapter 3, §15000 et seq. have been satisfied as the activity is covered by the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA.

WHEREAS, the Planning Commission has duly called, advertised and conducted a Public Hearing required by law concerning proposed, extension request; and

WHEREAS, the City of Colusa Planning Commission has considered public and staff input.

NOW, THEREFORE, BE IT RESOLVED that the Planning Commission approves a variance for the property owner located at 44 Birchwood for the purposes of constructing an 8-foot high redwood fence on the side yard.

THE FOREGOING RESOLUTION was duly introduced and passed at a regular meeting of the City of Colusa Planning Commission held on the 10th day of May 2023, by the following vote.

AYES:

NOES:

ABSTAIN:

ABSENT:

Signed and approved as to form by me on this 10th day of May 2023

Planning Commission Chair, Martin

City Manager, Jesse Cain

