

**RESOLUTION NO. 25-\_\_**

**A RESOLUTION OF THE CITY OF COLUSA DENYING AN APPEAL BY MARK TOMEY AND AGREEING WITH THE PLANNING DIRECTORS' APPROVAL OF MINOR USE PERMIT (COLUSA MEAT) AT 7295 INDUSTRIAL WAY (PORTION OF APN 017-030-115)**

**WHEREAS**, on July 15, 2025 the Planning Directors approved of Minor Use Permit (Colusa Meat) to authorize an animal processing facility at 7295 Industrial Way on a portion of Assessor's Parcel number 017-030-115 subject to Conditions of Approval and finding the project exempt from California Environmental Quality Act review pursuant to 15152 – Tiering and 15162 – Subsequent EIR or Negative Declaration; and

**WHEREAS**, on July 25, 2025, a timely appeal was filed by Mark Tomey, requesting additional review and modifications to conditions of approval; and

**WHEREAS**, the Council of the City of Colusa has considered the appeal request, staff response, appeal and supplemental information, Planning Directors Staff Report and attachments thereto, City Council Staff report and attachments thereto and comments submitted at a public hearing held on August 20, 2025;

**NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF COLUSA DOES HEREBY RESOLVE:**

- A. The City of Colusa Council, in exercising its independent judgment, finds and adopts all facts stated above in the Preamble, and that based on the information proved in the request, staff response, all supplemental information, the Planning Directors Staff report and attachments thereto, the City Council Staff report and attachments thereto, and testimony provided during a public hearing on August 4, 2025 makes the following finding in support of the Planning Director approval of Minor Use Permit and denying the appeal.
1. The appeal by Mark Tomey (appellant) of the determination by the Planning Director to approve a Minor Use Permit (Colusa Meat) for an animal processing facility was filed in a timely manner.
  2. That the P-D Planned Development overlay zoning district does not have any material impact, regulations or requirements upon the development of the site and does not itself require additional public review beyond that of a Minor Use Permit hearing.
  3. The proposed use, approximately 4,400 linear feet from residential zone property exceeds the 200 to 250 linear feet as mentioned in Land Use Policy LU-4.2 which discusses a residential buffer between agricultural uses and residential uses.
  4. The proposed use does not need additional Airport Land Use Commission review in that the in 2023 the County already determined that the proposed use was exempt from Airport Land Use Commission review and found the project in compliance with the Airport Land Use Plan.
  5. That odor is considered an annoyance rather than a health hazard and is subjective based upon the individual and the potential odor source.

6. That animal processing facilities, it's development and ongoing operation of the site and its supporting features are regulated by several agencies including the U.S. Department of Agricultural, the Regional Water Quality Control Board, The City of Colusa.

PASSED AND ADOPTED AT A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF COLUSA ON THE 20<sup>th</sup> DAY OF AUGUST 2025, BY THE FOLLOWING VOTE:

AYES:

NOES:

ABSENT:

ABSTAIN:

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RYAN CODORNIZ, MAYOR

ATTEST:

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Shelly Kittle, City Clerk