



City of Riverbank  
**Planning Commission Meeting**  
 City Hall North • Council Chambers  
 6707 Third Street • Suite B • Riverbank • CA 95367

**Agenda**  
**Tuesday, April 16, 2019 – 6:00 P.M.**

**CALL TO ORDER:**      Chair:                      John Dinan

**ROLL CALL:**            Chair:                      John Dinan  
                                  Vice Chair:                Robert Ball  
                                  Commissioner:            Joan Stewart  
                                  Commissioner:            Melissa Hughes  
                                  Commissioner:            Mallory Fenrich

                                 Commissioner:            Steve Link, Alternate Member

**CONFLICT OF INTEREST**  
 Any Planning Commission Member or Staff who has a direct Conflict of Interest on any scheduled agenda item to be considered is to declare their conflict at this time.

**1. PUBLIC COMMENTS (No action to be taken)**  
 At this time, members of the public may comment on any item not appearing on the agenda, and within the subject matter jurisdiction of the Planning Commission Board. Individual comments will be limited to a **maximum of 5 minutes** per person and each person may speak once during this time; time cannot be yielded to another person. Under State Law, matters presented during the public comment period cannot be discussed or acted upon. For record purposes, state your name and City of residence. Please make your comments directly to the Planning Commission Board.

**2. CONSENT CALENDAR**  
 All items listed on the Consent Calendar are to be acted upon by a single action of the Planning Commission Board unless otherwise requested by an individual Planning Commissioner Member for special consideration. Otherwise, the recommendation of staff will be accepted and acted upon by roll call vote.

**Item 2.1:**                Posting of the Agenda. The Agenda for the April 16, 2019 Planning Commission Meeting was posted on the City Community Center bulletin board, City Hall North & South bulletin boards, Post Office, city website and emailed to the Library on April 12, 2019.

**Item 2.2:**                Approval of the Agenda. This provides an opportunity for the Planning Commission or Staff to recommend that an item be placed on the agenda for discussion or to adjust the proposed agenda to allow an item to be taken out of order.

**Recommendation: Approval by roll call vote.**

1<sup>st</sup> \_\_\_\_\_ 2<sup>nd</sup> \_\_\_\_\_

**3. PLANNING COMMISSION PUBLIC HEARINGS**

**Item 3.1:**      **Development Agreement No. 01-2019 and Conditional Use Permit 02-2019 / Dept. File# 19-0001 – Canna+Rise** - The project consists of a Development Agreement (DA) and a Conditional Use Permit (CUP) to permit a cannabis distribution facility (wholesale to wholesale) at 5729 Terminal Avenue (APN: 075-020-016). The project site consists of an existing approximately 6,000 square foot building on an industrial parcel of approximately one (1) acre in size. Parking lot and landscaping were previously installed. The project site has a General Plan Land Use Designation of Industrial/Business Park and is Zoned Light Industrial (M-1).

**Recommendation:** Approval of Reso #2019-009 by roll call vote to approve the Conditional Use Permit (CUP).

1<sup>st</sup> \_\_\_\_\_ 2<sup>nd</sup> \_\_\_\_\_

**Recommendation:** Approval of Reso #2019-010 by roll call vote to recommend approval of the Development Agreement (DA) to the City Council.

1<sup>st</sup> \_\_\_\_\_ 2<sup>nd</sup> \_\_\_\_\_

**4. PRESENTATION (Information Only – No Action)**

**Item 4.1:**      GP and HE Report Yearly Presentation

**5. PLANNING COMMISSION COMMENTS (Information Only – No Action)**

None.

**6. COUNTY REFERRAL/CORRESPONDENCE/INFORMATION (Information Only – No Action)**

None.

**7. STAFF COMMENTS (Information Only – No Action)**

**Item 7.1:**      City Council Meeting Updates.

**8. ADJOURNMENT - Regular Planning Commission meeting – May 21, 2019 @ 6:00 p.m.**

*I, Janet Smallen, do hereby certify under penalty of perjury, under the laws of the State of California that the foregoing agenda was posted 72 hours to the meeting in accordance to the Brown Act.*

Posted this 12<sup>th</sup> of April 2019  
Janet Smallen, Sr. CDS

## AFFIDAVIT OF POSTING

**NOTICE REGARDING AMERICANS WITH DISABILITIES ACT:** In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Development Services Department at (209) 863-7128 or [jsmallen@riverbank.org](mailto:jsmallen@riverbank.org). Notification 72-hours before the meeting will enable the City to make reasonable arrangements to ensure any special needs are met. [28 CFR 35.102-35.104 ADA Title II].

**NOTICE REGARDING NON-ENGLISH SPEAKERS:** Pursuant to California Constitution Article III, Section IV, establishing English as the official language for the State of California, and in accordance with California Code of Civil Procedures Section 185, which requires proceedings before any State Court to be in English, notice is hereby given that all proceedings before the City of Riverbank City Planning Commission shall be in English and anyone wishing to address the Planning Commission is required to have a translator present who will take an oath to make an accurate translation from any language not English into the English language.

**GENERAL INFORMATION:** The Riverbank Planning Commission meets on the third Tuesday of each month at 6:00 p.m.

**COMMISSION AGENDAS:** The Planning Commission agenda is posted pursuant to the California Brown Act, which only requires these agenda title pages to be posted near the entrance of the location where the meeting is to be held and, when technologically able, on the City's website. Additional documents may be provided by the City in its efforts of transparency to keep the public well informed. The agenda packet (agenda plus supporting documents) are posted for public review at the Development Services Department, 6617 Third Street, Riverbank, CA and at [www.riverbank.org](http://www.riverbank.org) upon distribution to a majority of the Planning Commission. A subscription to receive the agenda can be purchased for a nominal fee through the City Clerk's Office.

**PUBLIC HEARINGS:** In general, a public hearing is an open consideration within a meeting of the Planning Commission Board, for which special notice has been given and may be required. During a specified portion of the hearing, any resident or concerned individual is invited to present protests or offer support for the subject under consideration.

**Televised/Video of Meetings:** Charter – Channel 2; AT&T Uverse – Channel 99  
Visit [www.riverbank.org](http://www.riverbank.org) to connect to meeting videos. (Note: Technical difficulty occurs on occasion preventing the televising or recording of the meeting.)

**City Hall Hours:** City Hall is open Monday – Thursday: 7:30 am – 5:30 pm and Fridays: 8:00 am – 5:00 pm; CLOSED alternating Fridays. **QUESTIONS:** Contact the Developmental Services Department at (209) 863-7128.

All public records relating to an open session item on this agenda, which are not exempt from disclosure pursuant to the California Public Records Act, that are distributed to a majority of the Planning Commission Board will be available for public inspection at the address where the meeting is taking place as indicated on the agenda, at the same time that the public records are distributed or made available to the Planning Commission Board.