

ATTACHMENT D

**Board of Supervisors Minute Order
dated May 19, 2009**

8) PLANNING AND DEVELOPMENTFile Reference No. 09-00381

HEARING - Consider the request for a General Plan Amendment, Development Plan, Government Code Consistency and Road Naming to allow a 39 unit apartment project located in Los Alamos, Third District, as follows: (EST. TIME: 1 HR.)

- a) Adopt the required findings for the project specified, including CEQA findings;
- b) Approve the Mitigated Negative Declaration No. 08NGD-00000-00030 and adopt the mitigation monitoring program contained in the conditions of approval;
- c) Adopt by Resolution a General Plan Amendment to revise Development Standard FLD-LA-1.1.5 of the Los Alamos Community Plan as follows:
 - i) Development Standard FLD-LA-1.2.2 : Residential units that are proposed in areas prone to flooding shall comply with the requirements of the County Flood Control District;
 - d) Determine that the vacation of an excess 10 foot strip of County right-of-way along St. Joseph Street and an excess 15 foot strip of County right-of-way along Kahn Way by the County, and the County's acquisition of approximately 63 square feet of right of way from the applicant, are consistent with the County's General Plan in accordance with Government Code Section 65402(a);
- e) Approve the project subject to the conditions; and
- f) Refer back to staff for appropriate findings and conditions if the Board of Supervisors takes other than the recommended actions.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY

HEARING TIME: 2:10 PM - 2:43 PM (33 MIN.)

A motion was made by Supervisor Farr, seconded by Supervisor Carbajal, that this matter be Acted on as follows:

- a) Adopted.**
- b) Approved.**
- c) i) Adopted.**

RESOLUTION NO. 09-168

- d) and e) Approved.**
- f) No further action taken.**

The motion carried by the following vote:

Ayes: 3 - Supervisor Carbajal, Supervisor Farr and Supervisor Gray
Abstentions: 1 - Supervisor Centeno
Absent: 1 - Supervisor Wolf