

RESOLUTION NO.

A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF LA HABRA RECOMMENDING THAT THE CITY COUNCIL ADOPT AN ORDINANCE APPROVING DEVELOPMENT AGREEMENT 22-02 BETWEEN THE CITY OF LA HABRA AND ON DECK DELIVERY, LLC FOR A NON-STOREFRONT RETAIL CANNABIS BUSINESS AT 1000 SOUTH LESLIE STREET, SUITE D, AS PER ATTACHMENT "A".

WHEREAS, California Government Code Section 65865 provides that any city may enter into a Development Agreement with any person having a legal authority or equitable interest in real property for the development of such property; and

WHEREAS, the proposed project meets the objectives of the project proponent as listed in the project application and ensures that certain requirements are implemented that promote the public health, safety and welfare of the community, and assures the developer of certainty in the development of the property; and

WHEREAS, the Planning Commission of the City of La Habra has heretofore held a duly noticed public hearing, as required by law, on Development Agreement 22-02 for the property located at 1000 South Leslie Street, Suite D; and

WHEREAS, Conditional Use Permit 22-07 was considered and approved by the Planning Commission with a stipulation that it become null and void without the approval of Development Agreement 22-02 and in a similar manner that Development Agreement 22-02 becomes null and void should Conditional Use Permit 22-07 become null and void in the future; and

WHEREAS, the proposed project was reviewed pursuant to the guidelines of the California Environmental Quality Act (CEQA) and determined to be Categorically Exempt pursuant to 14 CCR 15060(c)(2) and 15061(b)(3) because it can be seen with certainty that there is no possibility that the project will have a significant impact on the environment; and

NOW, THEREFORE, BE IT RESOLVED, that the City of La Habra Planning Commission does hereby recommend to the City Council approval of an Ordinance adopting Development Agreement 22-02 with On Deck Delivery La Habra, LLC, attached hereto as Attachment "A".

APPROVED AND ADOPTED THIS 27th day of June, 2022

Approved: _____
Manuel Munoz, Chair

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I, Roy Ramsland, Acting Secretary to the Planning Commission of the City of La Habra, do hereby certify that the foregoing Resolution was duly adopted at a regular meeting of the Planning Commission of the City of La Habra held on the 27th day of June, 2022, by the following vote:

AYES: COMMISSIONERS:
NOES: COMMISSIONERS:
ABSTAIN: COMMISSIONERS:
ABSENT: COMMISSIONERS:

Dated: June 27, 2022

Attest:

Roy Ramsland, Acting Secretary