



Inter Office Memo

ATTENTION: FOR FINAL ACTION OR MODIFICATION TO OR ADDITION OF CONDITIONS, SEE FINAL BOARD OF SUPERVISORS' ACTION SUMMARY MINUTES

DATE: October 13, 2022
TO: Board of Supervisors
FROM: Planning Commission
SUBJECT: RESOLUTION NO. 12967 – DIRECTOR REVIEW AND APPROVAL APPLICATION NO. 4701

APPLICANT/
OWNER: Jesus Rivas

REQUEST: Director Review and Approval to allow a 70-foot Ham Radio Tower on a 0.81-acre parcel within the R-1-B (Single-Family Residential, 12,500 square-foot minimum parcel size) Zone District.

LOCATION: The subject parcel is located on the east side of N. Arthur Ave., approximately 270 feet north of W. Swift Ave, approximately 0.17 miles north of the City of Fresno (APN: 426-202-09) (4352 N. Arthur Ave.) (Sup. Dist. 2).

PLANNING COMMISSION ACTION:

At its hearing of October 13, 2022, the Commission considered the Staff Report and testimony (summarized in Exhibit A). A motion was made by Chairman Abrahamian and seconded by Commissioner Chatha to determine that Finding No. 3 could not be made due to the ham radio tower having an adverse effect on the surrounding neighborhood and deny Director Review and Approval No 4701.

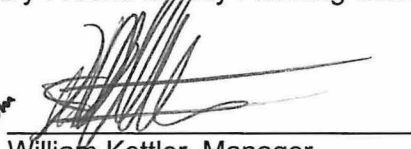
This motion was passed on the following vote:

VOTING: Yes: Commissioners Abrahamian, Chatha, Arabian, Ewell, and Hill
No: None
Absent: Commissioners Carver, Woolf, and Zante
Abstain: None

RESOLUTION NO. 12967

STEVEN E. WHITE, DIRECTOR
Department of Public Works and Planning
Secretary-Fresno County Planning Commission

By: *WKM*



William Kettler, Manager
Development Services and Capital Projects Division

WMK:rv:jp

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Attachments

EXHIBIT A

Director Review and Approval No. 4701

- Staff: The Fresno County Planning Commission considered the Staff Report dated October 13, 2022 and heard a summary presentation by staff.
- Presenters: The Applicant's representative agreed with the staff's recommendation and stated that the Applicant understands the findings and concurs with staff's report to the Commission.
- Others: One individual spoke in favor of the application and stated he doesn't have a problem with the ham radio tower.
- Three neighbors spoke in opposition to the application, stating the following concerns:
- The tower is visible from the street and will ruin the aesthetics of the Fig Garden neighborhood.
 - The tower will cause a fire hazard with the trees in the neighborhood.
 - Exposure to radiation increases cancer and other health related risks; There have been FCC rule changes requiring operators to show that the ham radio tower is safe.
- Correspondence: No additional correspondence was presented to the Planning Commission in support of or in opposition to the application.

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EXHIBIT B

ATTACHMENT
TO
AGENDA ITEM

FISCAL IMPACT STATEMENT

Director Review and Approval Application No. 4701

Listed below are the fees collected for the land use applications involved in this Agenda Item:

Director Review and Approval Application:	\$ 1,570.00 ¹
Environmental Review:	259.00 ²
Pre- Application Credit	(247.00) ³
Total Fees Collected	\$ <u>1,582.00</u>

¹ Includes project routing, coordination with reviewing agencies, preparation and incorporation of analysis into Staff Report.

² Review proposal to provide appropriate California Environmental Quality Act (CEQA) evaluation.

³ Pre-Application Credit granted if application filed within 6-month timeframe