



**CITY OF CORNING  
PLANNING COMMISSION MEETING AGENDA  
TUESDAY, MAY 17, 2022**

**MEETING CONTINUED TO  
THURSDAY, MAY 19, 2022 AT 6:30 p.m.**

**CITY COUNCIL CHAMBERS  
794 Third Street  
Corning, CA 96021**

**A. CALL TO ORDER: 6:30 p.m.**

**B. ROLL CALL:**

**Commissioners: Barron  
Poisson  
Mesker  
Vacant**

**Chairman: Robertson**

Present: Commissioners Barron and Poisson. The Meeting was opened and due to the lack of quorum it was continued to Thursday, May 19, 2022.

**C. BUSINESS FROM THE FLOOR:**

**D. MINUTES:**

1. Waive the reading and approve the Minutes of the April 19, 2022 Planning Commission Meeting with any necessary corrections.

**E. PUBLIC HEARINGS AND MEETINGS:**

2. Public Hearing: Use Permit 2022-303 - Los Costenos Restaurant; an application to amend existing on-sale license to sell/serve alcohol within existing Restaurant located at 1510 Solano Street, APN: 071-123-007.

**F. REGULAR AGENDA:**

**G. PUBLIC COMMENTS AND BUSINESS FROM THE FLOOR:**

**H. ADJOURNMENT!: 6:32 p.m. **Due to lack of quorum, this meeting was continued to Thursday, May 19, 2022 at 6:30 p.m.****

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**CITY OF CORNING  
CONTINUED MAY 17, 2022  
PLANNING COMMISSION MEETING AGENDA  
TUESDAY, MAY 19, 2022  
CITY COUNCIL CHAMBERS  
794 Third Street  
Corning, CA 96021**

**A. CALL TO ORDER: 6:30 p.m.**

**B. ROLL CALL:**

**Commissioners: Barron  
Poisson  
Mesker  
Vacant**

**Chairman: Robertson**

Present: Barron and Poisson, Meeting was opened and continued to Thursday, May 26, 2022 at 6:00 p.m. due to the lack of a quorum.

**C. BUSINESS FROM THE FLOOR:**

**D. MINUTES:**

1. Waive the reading and approve the Minutes of the April 19, 2022 Planning Commission Meeting with any necessary corrections.

**E. PUBLIC HEARINGS AND MEETINGS:**

2. Public Hearing: Use Permit 2022-303 - Los Costenos Restaurant; an application to amend existing on-sale license to sell/serve alcohol within existing Restaurant located at 1510 Solano Street, APN: 071-123-007.

**F. REGULAR AGENDA:**

**G. PUBLIC COMMENTS AND BUSINESS FROM THE FLOOR:**

- H. ADJOURNMENT!: 6:32 p.m. **MEETING CONTINUED TO MAY 26, 2022 AT 6:30 P.M.****
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**CITY OF CORNING  
CONTINUED MAY 17, 2022  
PLANNING COMMISSION MEETING AGENDA  
TUESDAY, MAY 26, 2022  
CITY COUNCIL CHAMBERS  
794 Third Street  
Corning, CA 96021**

- A. CALL TO ORDER: 6:30 p.m.**

- B. ROLL CALL:**

**Commissioners:** Barron  
Poisson  
Mesker  
Lamb

**Chairman:** Robertson

Commissioners present were Robertson, Barron, and Poisson. Absent were Mesker and Lamb.

- C. BUSINESS FROM THE FLOOR: None.**

- D. MINUTES:**

1. Waive the reading and approve the Minutes of the April 19, 2022 Planning Commission Meeting with any necessary corrections.

Commissioner Poisson moved to approve the Minutes of the April 19, 2022 Planning Commission Meeting as written. Commissioner Barron seconded the motion. **Ayes: Robertson, Barron, Poisson. Absent: Mesker and Lamb. Abstain/Opposed: None. Motion was approved by a 3-0 vote with Mesker and Lamb absent.**

**E. PUBLIC HEARINGS AND MEETINGS:**

2. Public Hearing: Use Permit 2022-303 - Los Costenos Restaurant; an application to amend existing on-sale license to sell/serve alcohol within existing Restaurant located at 1510 Solano Street, APN: 071-123-007.

City Planner Christina Meeds presented this item. The Public Hearing was opened by Chairperson Robertson; with no comments, the Public Hearing was closed.

Commissioner Poisson moved to revoke the previous Use Permit No. 2015-280 which allowed for the sale and consumption of beer and wine only; adopt the following or similar 5 Factual Subfindings and Legal Findings for Use Permit No. 2022-303; and approve Use Permit No. 2022-303 Permitting the sale and serving of alcohol in the Los Costenos Restaurant subject to the four (4) Conditions of Approval as recommended by Staff. Commissioner Barron seconded the motion. **Ayes: Robertson, Barron, Poisson. Absent: Mesker and Lamb. Abstain/Opposed: None. Motion was approved by a 3-0 vote with Mesker and Lamb absent.**

**5 FACTUAL SUBFINDINGS AND LEGAL FINDINGS:**

**Factual Subfinding #1**

The Los Costenos Restaurant is an established Restaurant that currently serves food, beer, and wine beverages. All alcohol is commonly served with meals in restaurants throughout the City of Corning. Obtaining a Type 47 on-sale license from the ABC will not change the nature of the existing operation.

**Legal Finding #1**

The granting of Use Permit 2022-303 is a negligible expansion of the previous existing use of this building and therefore exempt from CEQA pursuant to Section 15301, Class 1.

**Factual Subfinding #2**

The parcel where the Los Costenos Restaurant is established is zoned C-3 – General Business District.

**Legal Finding #2**

The sale and consumption of alcohol within a business is a permitted use in the C-3 Zoning District upon the granting of a Use Permit pursuant to Section 17.54.020 (1) of the City of Corning Zoning Code.

**Factual Subfinding #3**

The applicants propose to serve alcohol in an established business known as Los Costenos Restaurant.

**Legal Finding #3**

The existing building is adequate in size, shape, and topography to allow for the serving of beer and wine in the Los Costenos Restaurant.

**Factual Subfinding #4**

The existing building used as Los Costenos Restaurant is located along the north side of Solano St.

**Legal Finding #4**

Solano Street is an existing public road adequate in width and pavement to carry the amount of traffic generated by the expanded use at Los Costenos Restaurant.

**Factual Subfinding #5**

The existing building where the Los Costenos Restaurant is established is located in an area that is developed with commercial businesses in the downtown area of Corning.

**Legal Finding #5**

Providing for the sale and serving of alcohol at the building located at 1510 Solano Street within the City of Corning will not have an adverse effect upon the use, enjoyment, or valuation of adjacent or neighboring properties or upon the public welfare.

**CONDITIONS OF APPROVAL:**

**Condition #1**

The applicant must comply with the requirements of the Alcoholic Beverage Control (ABC) and be issued a License prior to the sale or serving of beer and wine at the business known as the Los Costenos Restaurant.

**Condition #2**

The applicant must comply with all local, State, and Federal regulations especially those imposed by the City of Corning's Building and Fire Departments, as well as the Tehama County Environmental Health Department.

**Condition #3**

Comply with the City of Corning Outdoor Advertising Sign Regulations.

**Condition #4**

The applicant must continue to serve food.

**F. REGULAR AGENDA: None.**

**G. PUBLIC COMMENTS AND BUSINESS FROM THE FLOOR: None.**

H. ADJOURNMENT!: 6:48 p.m.

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Lisa M. Linnet, City Clerk