### Resolution \_\_\_\_\_\_\_\_\_\_

### A Resolution of the Board of Supervisors of the County of Siskiyou, State of California Denying the Sinibaldi Use Permit (UP-22-04) and Determining the Project Exempt from CEQA.

**Whereas,** Section 10-6.1502(h) of the Siskiyou County Code permits vacation rentals may occur within a single or two-family dwelling, subject to approval of a use permit and provided specific conditions are met; and

**Whereas,** an application has been received from Luis Sinibaldi pursuant to Section 10-6.1502(h) of the Siskiyou County Code to permit the existing use of a short-term vacation rental located at 1900 Maple Drive, approximately four miles southwest of the City of Weed, on Assessor Parcel Number 021-560-400; and

**Whereas,** the Planning Division presented its oral and written staff report on the Sinibaldi Use Permit (UP-22-04) at a regular meeting of the Planning Commission on March 15, 2023, and

**Whereas,** on March 15, 2023, the Planning Commission denied the Use Permit (UP-22-04) due to the project is not compatible with neighboring properties and presents a highly likely threat to public health and safety; and

**Whereas,** on March 24, 2023, an appeal of the Planning Commission action was filed by Luis Sinibaldi pursuant to Siskiyou County Code Section 10-6.1405; and

**Whereas,** on April 4, 2023, the Board of Supervisors set a date of May 2, 2023, for the appeal of Planning Commission action filed by Luis Sinibaldi pursuant to Siskiyou County Code Section 10-6.1405; and

**Whereas,** on May 2, 2023, the Planning Division presented its oral and written appeal staff report on the Sinibaldi Use Permit (UP-22-04) at a regular meeting of the Board of Supervisors; and

**Whereas,** on May 2, 2023, the Chair of the Board of Supervisors opened the duly noticed public hearing on the Sinibaldi Use Permit (UP-22-04) and CEQA determination to receive testimony both oral and written, following which the Chair closed the public hearing and the Board of Supervisors discussed the Use Permit (UP-22-04) and CEQA determination prior to reaching its decision.

**Whereas,** pursuant to Section 15270(a), of the CEQA Guidelines, which states that CEQA does not apply to projects for which the public agency rejects or disapproves; and

**Now, Therefore, Be It Resolved** that the Board of Supervisors, based on the evidence contained in the record, finds that the proposed described under application UP-22-04 would threaten the public health safety peace, morals, comfort, convenience or general welfare, including:

 a. High wildfire impact.

 b. Heavy snowfall potential during many months of the year and the ability to safely traverse to or from the property, if at all.

**Be It Further Resolved** that the appeal of the Planning Commission’s decision as to UP-22-04 is denied.

**Be It further resolved,** that the denial of the project is exempt from the California Environmental Quality Act pursuant to 14 CCR 15270.

**It is Hereby Certified** that the foregoing Resolution \_\_\_\_\_\_\_\_\_\_ was duly adopted on a motion by Supervisor and seconded by Supervisor at a regular meeting of the Siskiyou County Board of Supervisors held on the 2nd day of May 2023 by the following vote:

Ayes:
Noes:
Absent:
Abstain:

 Ed Valenzuela, Chair
 Siskiyou County Board of Supervisors

Attest:
Laura Bynum,
County Clerk

By:

Deputy