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

### A Resolution of the Board of Supervisors of the County of Siskiyou, State of California Approving the Golden Eagle Charter School Use Permit (UP-23-08) and CEQA Addendum #1 to the Mitigated Negative Declaration (MND) for the Evangelical Free Church of Mount Shasta (State Clearinghouse No. 1996052035 and State Clearinghouse No. 1996104248)

**Whereas,** Section10-6.4203(c) and Section 10-6.3703(a) of the Siskiyou County Code permits churches, libraries, parks, playgrounds, schools, and public utility and public buildings and uses, subject to approval of a use permit and provided specific conditions are met; and

**Whereas,** Golden Eagle Charter School applied for a use permit to increase the school occupancy from 60 students to 225 students plus 35 staff and the addition of a 960-square foot modular classroom as well as a new 28,300 square foot school located at 1030 W A Barr Road, northwest of the City of Mount Shasta, on Assessor Parcel Number 036-230-361; and

**Whereas,** this project site was already developed under Use Permit (UP-96-03) with a church sanctuary (250-seat maximum occupancy), 79 paved parking stalls and 41 gravel overflow parking stalls, congregation hall, and related Sunday School classrooms with a play field/ball diamond as well as a K-8 school building; and

**Whereas,** this approval action will rescind the previous Use Permit (UP-96-03) of this project site in order to forgo the prior approval of church facilities and operations; and

**Whereas,** a Mitigated Negative Declaration was already prepared and certified for this project site (State Clearinghouse No. 1996052035 and State Clearinghouse No. 1996104248; and

**Whereas,** staff has prepared a CEQA Addendum (Addendum #1) pursuant to CEQA Guidelines Section 15164; and

**Whereas,** the Planning Division recommended that the Planning Commission approve Addendum #1 to the Mitigated Negative Declaration, confirming that the increase in school occupancy and the additional of school facilities will not create additional significant impacts and therefore a Subsequent Mitigated Negative Declaration pursuant to CEQA Guidelines 15162 is not required; and

**Whereas,** the Planning Division presented its oral and written staff report on proposed Use Permit UP-23-08 at the Planning Commission’s regularly scheduled meeting on January 17, 2024, at which time the Planning Commission opened the matter for the public hearing; and

**Whereas,** the Planning Commission closed the public hearing, and asked staff to bring back further information to help clarify the project description at the following Planning Commission meeting; and

**Whereas,** the Planning Division presented its oral and written supplemental staff report on proposed Use Permit UP-23-08 at the Planning Commission’s regularly scheduled meeting on February 21, 2024; and

**Whereas,** comments received on the project resulted in conditions of approval being recommended by staff; and

**Whereas,** the Planning Division recommended approval of Use Permit UP-23-08 subject to the conditions of approval provided in Exhibit A-1 to resolution PC2023-019; and

**Whereas,** a Notice of Public Hearing was published in the Siskiyou Daily News on January 3, 2024; and

**Whereas,** hearing notices were posted pursuant to Siskiyou County Code Section 10-6.2805 *et seq.*; and

**Whereas,** public hearing was opened on January 17, 2024, and continued to February 21, 2024, and the Chair of the Planning Commission received testimony, both oral and written, on both those dates following which the Chair closed the public hearing and the Commission discussed Use Permit UP-23-08 prior to reaching its decision; and

**Whereas,** the Planning Commission unanimously approved Use Permit (UP-23-08) and approved CEQA Addendum #1 to the Mitigated Negative Declaration (MND) for the Evangelical Free Church of Mount Shasta (State Clearinghouse No. 1996052035 and State Clearinghouse No. 1996104248)

**Whereas,** on March 4, 2024, an appeal of Planning Commission action was filed by Chris Marrone pursuant to Siskiyou County Code Section 10-6.1405; and

**Whereas,** on March 12, 2024, the Board of Supervisors set a date of May 7, 2024 for the appeal of Planning Commission action filed by Chris Marrone pursuant to Siskiyou County Code Section 10-6.1405; and

**Whereas,** on May 7, 2024, the Planning Division presented its oral and written appeal staff report on the Golden Eagle Charter School Use Permit (UP-23-08) at a regular meeting of the Board of Supervisors; and

**Whereas,** on May 7, 2024, the Chair of the Board of Supervisors opened the duly noticed public hearing on the Golden Eagle Charter School Use Permit (UP-23-08) 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-23-08) and CEQA determination prior to reaching its decision.

**Now, Therefore, Be It Resolved** that the Board of Supervisors adopts the recommended findings set forth in Exhibit A-2 of the written staff report referenced hereto and incorporated herein; and

**Be It Further Resolved** that the Board of Supervisors, based on the evidence in the record and the findings set forth in Exhibit A-2, hereby takes the following actions on the Golden Eagle Charter School Use Permit (UP-23-08):

1. Deny the appeal of the Planning Commission’s decision.
2. Determine that a CEQA Addendum to Mitigated Negative Declaration (State Clearinghouse No. 1996052035 and State Clearinghouse No. 1996104248) is the appropriate CEQA review.
3. Approves the Golden Eagle Charter School Use Permit (UP-23-08) subject to the notations and conditions of approval contained in Exhibit A-1 to this resolution and referenced hereto and incorporated herein.

**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 7th day of May 2024 by the following vote:

Ayes:
Noes:
Absent:
Abstain:

 Michael N. Kobseff, Chair
 Siskiyou County Board of Supervisors

Attest:
Laura Bynum,
County Clerk

By:

Deputy