

**MONTEREY COUNTY PLANNING COMMISSION  
COUNTY OF MONTEREY, STATE OF CALIFORNIA**

RESOLUTION # 07034

A.P. # 421-101-029-000

Planning Commission Resolution No. 07034 )  
approving a request to waive fees (Rubin )  
Lugo PLN070341) for Mitigation Monitoring )  
fee deposit for the Lugo Minor Subdivision )  
Tentative Map application (PLN050669) )  
located at 58707 Jolon Road, King City (APN: )  
421-101-029-000) based on the Planning )  
Commission's Authority to waive permit fees )  
when the request does not meet the listed )  
criteria for RMA – Planning Director )  
authorized fee waivers as established by the )  
County Board of Supervisor's adopted Fee )  
Waiver Policy of August 29, 2000. .... )

WHEREAS, on May 10, 2007 the Minor Subdivision Committee of Monterey County approved the Lugo Minor Subdivision Tentative Map (PLN050669) subject to 28 conditions of approval and the adoption of 7 mitigation measures; and

WHEREAS, the adopted mitigation measures did not require any monitoring, now or in the future, by the County of Monterey or other agencies; and

WHEREAS, the RMA-Planning Department, pursuant to the adopted Monterey County Land Use Fee Schedule, requires payment of Mitigation Monitoring Fee Deposit for mitigation measures; and

WHEREAS, on June 29, 2007, the applicant submitted a letter requesting a fee waiver of the \$5,419.86 for the Mitigation Monitoring Fee Deposit required pursuant to the Monterey County Land Use Fee Schedule for PLN050669, based on the fact that the 7 adopted mitigation measures did not require any monitoring by the County of Monterey or other agencies; and

WHEREAS, the RMA-Planning Department circulated the fee waiver request to all applicable County Departments. These County Departments recommended that the fee waiver be granted because the 7 adopted mitigation measures required no action on their behalves; and

WHEREAS, the RMA-Planning Department referred the Fee Waiver Request to the Planning Commission of the Monterey County based on the Planning Commission's authority to waive permit fees when the request does not meet the listed criteria for the RMA-Planning Director authorized fee waivers as established by the County Board of Supervisor's adopted Fee Waiver Policy of August 29, 2000; and

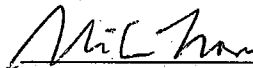
WHEREAS, on July 25, 2007, the Planning Commission of the Monterey County conducted a public hearing for the Lugo's Fee Waiver Request (PLN070341) for the Mitigation Monitoring Deposit Fee for the approved Lugo Minor Subdivision Tentative Map application (PLN050669), where the Planning Commission received the staff report for the waiver request.

**DECISION**

**THEREFORE**, it is the decision of the Planning Commission of the County of Monterey that the waiver for the Mitigation Monitoring Fee Deposit for the Lugo Minor Subdivision Tentative Map application filed as PLN050669 be granted.

**PASSED AND ADOPTED** this 25<sup>th</sup> day of July, 2007 by the following vote:

AYES: Errea, Brown, Isakson, Padilla, Ottone, Rochester, Diehl, Sanchez, Salazar, Vandevere  
NOES: None  
ABSTAIN: None  
ABSENT: None

  
MIKE NOVO, SECRETARY

COPY OF THIS DECISION WAS MAILED TO THE APPLICANT ON AUG 3 0 2007

IF ANYONE WISHES TO APPEAL THIS DECISION, AN APPEAL FORM MUST BE COMPLETED AND SUBMITTED TO THE CLERK TO THE BOARD OF SUPERVISORS ALONG WITH THE APPROPRIATE FILING FEE ON OR BEFORE

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