



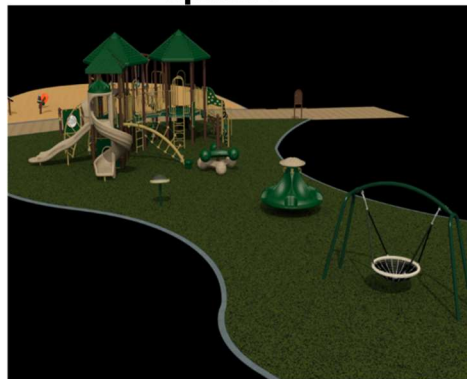
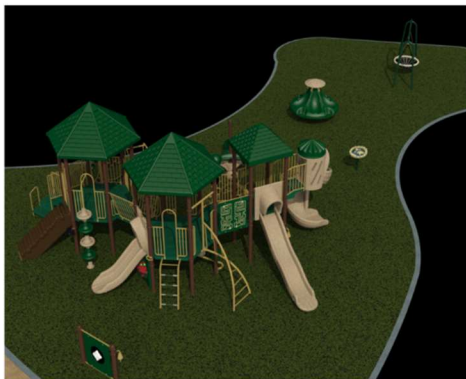
THE WEEKLY COUNCIL INFORMATION REPORT

February 11, 2022

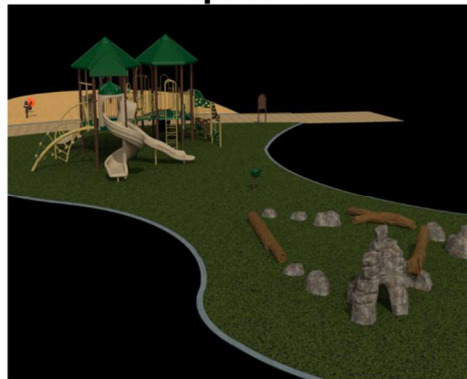
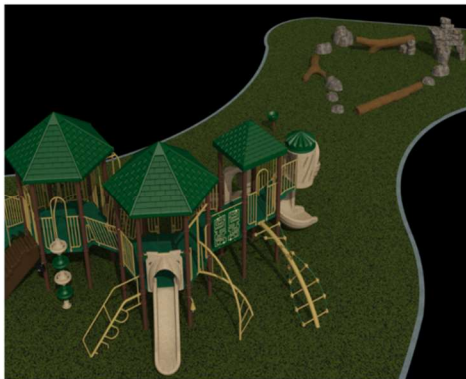
Help Choose A Playground Design At Fahrens Park

The Merced City Parks and Recreation Department needs your help to choose a playground design at Fahrens Park. Help the City create a fun playground environment at Fahrens Park. Playgrounds are more than places where children play; they give children an opportunity to grow emotionally and socially. Playgrounds are where children can practice social skills, learn to share, and understand- the value of friendship. Please visit www.cityofmerced.org/fahrensparkpoll to take the poll.

Option 1



Option 2



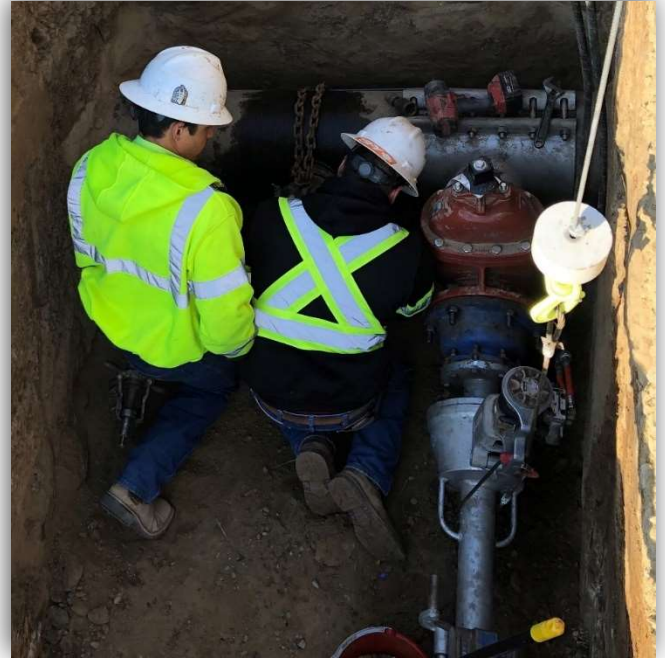
Public Works in Action

Water crews performing new water service taps for the Tractor Supply property and making repairs to the water main on S Coffee Street.

S Coffee Street



Tractor Supply



Barricade Repair

Streets crews repairing a barricade that was destroyed in a hit and run accident at the end of Cardella.



Bellevue Ranch Landscape Improvements

The City hired contractor, Elite Landscape, continues with work in the Bellevue Ranch area. This week crews started planting trees along M Street.



On Tuesday, February 8th, Merced’s firefighters joined the Stockton community to pay their respects to fallen City of Stockton Fire Captain Max Fortuna.



Thank You Merced Police Explorers Post 204

The annual 2022 AT&T Pebble Beach PRO-AM was a huge success. With assistance from the Explorers with the **Merced Police Explorers Post 204**, who volunteered hundreds of hours of their time during the event, this event ran smoothly. In addition, a big thank you to Merced Police Department Officers Krista Stokes, Tevon Prevostini, Myles Richter, Thomas Martinez, and Sergeant Nathan McKinnon our MPD Officers for supervising the Explorer Post.

Interested in joining the Merced Police Explorers Post 204, or do you know of anyone who might have interest? Visit the following website for more information.

<https://www.cityofmerced.org/dep.../police/explorers-program>





WWTP Sustainability Project

Recently, Wastewater Treatment Plant Operations Supervisor Charles Slagter spoke with ABC Channel 30 about the Plant's sustainable weed control project. More than 1200 sheep from Star Creek Land Stewards continue to graze or abate weeds on approximately 200 acres of land near the Plant.

REPORTS & CORRESPONDENCE

1. PC Action Memo Pg. 6
2. Arbor Day Flyer Pg. 17
3. Diversability Flyer Pg. 18
4. City of Merced Town Hall Flyers Pg. 19

City of Merced
MEMORANDUM

DATE: February 10, 2022
TO: City Council
FROM: Kim Espinosa, Planning Manager
SUBJECT: Actions at the Planning Commission Meeting of February 9, 2022

At their meeting of February 9, 2022, the Planning Commission heard and approved Conditional Use Permit #1263 to allow a request to operate a food truck at 99 E. Donna Drive, within Planned Development (P-D) #26 with a General Plan designation of Office Commercial (CO).

The Planning Commission continued General Plan Amendment #21-03 and Zone Change #429, which would change the General Plan designation from Neighborhood Commercial (CN) to Low Medium Density (LMD) Residential and the Zoning from Planned Development (P-D) #73 to Residential Planned Development (RP-D) #63 to allow the construction of single-family homes, to the Planning Commission meeting of March 9, 2022, at the request of the applicant.

The Planning Commission cancelled the meeting of February 23, 2022, due to a lack of items.

If you have any questions about these items, please feel free to contact me.

Attachment

n:shared:Planning:PCMemos

CITY OF MERCED
Planning Commission

Resolution #4085

WHEREAS, the Merced City Planning Commission at its regular meeting of February 9, 2022, held a public hearing and considered **Conditional Use Permit #1263**, initiated by Marco’s Tacos for Billie K. and Timothy F. Razzari, Trustee, property owner. This application involves a request to operate a food truck at 99 E. Donna Drive. The subject site is generally located on the north side of East Donna Drive, approximately 200 feet east of G Street, within a Zoning Classification of Planned Development (P-D) #26 with a General Plan designation of Office Commercial (CO); the subject site is more particularly described as Lots 7 and 8 as shown on the map entitled “Map of Melody Lane Home Sites” recorded in Volume 11, Page 6, in Merced County Records; also known as a portion of Assessor’s Parcel Number (APN) 006-061-005; and,

WHEREAS, the Merced City Planning Commission concurs with Findings/Considerations A through J (Exhibit B) of Staff Report #22-080; and,

WHEREAS, the Merced City Planning Commission concurs with the Findings for Conditional Use Permits in Merced Municipal Code Section 20.68.020 (E), and other Considerations as outlined in Exhibit B; and,

NOW THEREFORE, after reviewing the City’s Draft Environmental Determination, and discussing all the issues, the Merced City Planning Commission does resolve to hereby adopt a Categorical Exemption regarding Environmental Review #21-45, and approve Conditional Use Permit #1263, subject to the Conditions set forth in Exhibit A attached hereto and incorporated herein by reference.

Upon motion by Commissioner Dylina, seconded by Commissioner Camper, and carried by the following vote:

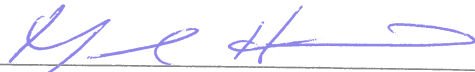
AYES: Commissioners Camper, DeAnda, Delgadillo, Dylina, Greggains,
White, and Chairperson Harris
NOES: None
ABSENT: None
ABSTAIN: None

PLANNING COMMISSION RESOLUTION #4085

Page 2

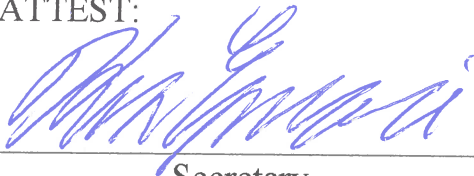
February 9, 2022

Adopted this 9th day of February 2022



Chairperson, Planning Commission of
the City of Merced, California

ATTEST:



Secretary

Attachments:

Exhibit A - Conditions of Approval

Exhibit B - Findings

Conditions of Approval
Planning Commission Resolution #4085
Conditional Use Permit #1263

1. The proposed project shall be constructed/designed as shown on Exhibit 1 (Site Plan) - Attachment C of Staff Report #22-080, except as modified by the conditions.
2. All conditions contained in Resolution #1249-Amended (“Standard Conditional Use Permit Conditions”—except for Condition #16 which has been superseded by Code) shall apply.
3. The proposed project shall comply with all standard Municipal Code and Subdivision Map Act requirements as applied by the City Engineering Department.
4. All other applicable codes, ordinances, policies, etc., adopted by the City of Merced shall apply.
5. The developer/applicant shall indemnify, protect, defend (with counsel selected by the City), and hold harmless the City, and any agency or instrumentality thereof, and any officers, officials, employees, or agents thereof, from any and all claims, actions, suits, proceedings, or judgments against the City, or any agency or instrumentality thereof, and any officers, officials, employees, or agents thereof to attack, set aside, void, or annul, an approval of the City, or any agency or instrumentality thereof, advisory agency, appeal board, or legislative body, including actions approved by the voters of the City, concerning the project and the approvals granted herein. Furthermore, developer/applicant shall indemnify, protect, defend, and hold harmless the City, or any agency or instrumentality thereof, against any and all claims, actions, suits, proceedings, or judgments against any governmental entity in which developer/applicant’s project is subject to that other governmental entity’s approval and a condition of such approval is that the City indemnify and defend (with counsel selected by the City) such governmental entity. City shall promptly notify the developer/applicant of any claim, action, suits, or proceeding. Developer/applicant shall be responsible to immediately prefund the litigation cost of the City including, but not limited to, City’s attorney’s fees and costs. If any claim, action, suits, or proceeding is filed challenging this approval, the developer/applicant shall be required to execute a separate and formal defense, indemnification, and deposit agreement that meets the approval

EXHIBIT A
OF PLANNING COMMISSION RESOLUTION #4085

of the City Attorney and to provide all required deposits to fully fund the City's defense immediately but in no event later than five (5) days from that date of a demand to do so from City. In addition, the developer/applicant shall be required to satisfy any monetary obligations imposed on City by any order or judgment.

6. The developer/applicant shall construct and operate the project in strict compliance with the approvals granted herein, City standards, laws, and ordinances, and in compliance with all State and Federal laws, regulations, and standards. In the event of a conflict between City laws and standards and a State or Federal law, regulation, or standard, the stricter or higher standard shall control.
7. The applicant shall comply with all City of Merced business licensing requirements and with all requirements of the Merced County Environmental Health Department.
8. No outdoor tables or chairs shall be permitted on the premises, unless otherwise approved by the Planning Department in consideration of all relevant parking and vehicle circulation areas on this site.
9. At least two tamperproof trash receptacles shall be provided while food is being served. The site and the immediate surrounding area shall be maintained free of all debris and trash generated from this use.
10. All signing shall be contained on the food truck. No A-frame signs, banners, inflatable signs, feather signs, pennant signs, flags, or other moving or portable signs shall be permitted for this use anywhere on or off the site.
11. The hours of operation shall be any span of time between 7:00 a.m. and 9:00 p.m. and the business may be open 7 days a week. However, if the business is open after dark, lights shall be provided on the vehicle or on the property that are sufficient to light the vehicle and at least a 50-foot radius around the vehicle. If lights are not provided, the food truck shall close at sundown.
12. If the business owners wish to extend the business hours in the future, they must obtain approval from the Development Services Director and the Police Chief, or if deemed necessary by the Development Services Director, be referred back to the Planning Commission for action.

EXHIBIT A
OF PLANNING COMMISSION RESOLUTION #4085

13. Disposal of waste products shall be limited to a Merced County Environmental Health Department approved commissary or alternative approved facility.
14. The applicant shall comply with the Water Quality Control Division's (WQCD) Best Management Practices regarding the disposal of cooking grease and proper cleaning of kitchen equipment, as shown on Attachment D of Staff Report #22-080, or as otherwise required by the WQCD.
15. If problems arise as a result of this business that may require excessive Police Department service calls, in the opinion of the Police Chief, to the site or within the immediate area including, but not limited to, excessive harassment, malicious property damage, lewd and/or disorderly conduct, this approval may be subject to review and revocation by the City of Merced.
16. During hours of operation, food truck employees shall have access to a cell phone (either their own or one provided by the business owner) in case of emergencies.
17. In the future, if there are excessive calls for police assistance in the opinion of the Police Chief, the Police Chief may require the applicant to install exterior video surveillance cameras. Any video related to criminal investigations must be accessible immediately for viewing by the Merced Police Department or any other law enforcement agency. A recorded copy of surveillance video, requested in connection with a criminal investigation, must be reasonably accessible and available within 24 hours when requested by law enforcement. The business owner is responsible for maintaining the video surveillance equipment in an operable manner at all times.
18. The food truck shall be oriented perpendicular to the parking stalls to allow room for customers to gather without being in danger of collisions from vehicles entering/exiting the site.
19. It shall be the operator's responsibility to ensure all customers park in an orderly fashion and don't block the driveway entrances or interfere with other customers visiting the site.
20. The applicant shall comply with all regulations found in Merced Municipal Code Section 20.44.020 - Food Trucks in Fixed Locations, except as modified by these conditions.

EXHIBIT A
OF PLANNING COMMISSION RESOLUTION #4085

21. A minimum of 2 parking spaces on the site shall be dedicated to food truck customers. These spaces shall be located as close as possible to the food truck.
22. Food truck activities shall in no way interfere with the operation of any business on the lot, or nearby businesses, including noise, litter, loitering, and traffic circulation, refuse service, and public safety.
23. The owner shall ensure that restroom facilities are available for the employees. These restrooms shall be provided in a permanent building that meets the Health Department's requirements for distance from the business operation. Portable toilets shall not be allowed.
24. The mobile food vendor is prohibited from selling alcohol.
25. "No Loitering" signs shall be posted on the food truck and building onsite at specific locations approved by the City Police Department.

**Findings and Considerations
Planning Commission Resolution #4085
Conditional Use Permit #1263**

FINDINGS/CONSIDERATIONS:

General Plan Compliance and Policies Related to This Application

- A) The proposed Project complies with the General Plan designation of Office Commercial (CO) and the zoning classification of Planned Development (P-D) #26, with approval of this Conditional Use Permit.

Traffic/Circulation

- B) The applicant is proposing to locate the food truck within the southeast quadrant of an overflow parking at 99 E. Donna Drive. This parking lot is used by customers and employees at Next Door Real Estate at 3500 G Street (Attachment C of Staff Report #22-080). The food truck would be located about 25 feet from the nearest driveway along Donna Drive. The food truck would be oriented perpendicular to the adjacent parking stalls (Condition #18 of Staff Report #22-080) in a manner that does not block any driving aisles and provides space for customers to gather around the food truck without backing into vehicle access points. Orienting the food truck in this manner allows vehicles to enter and exit the subject site without impediments. In addition, the applicant shall be required to preserve access for the Refuse Department so that their trucks can access this site and serve this property (Condition #22 of Staff Report #22-080).

Parking

- C) The subject site must meet the minimum parking requirements for the existing businesses onsite and the proposed food truck. This overflow parking lot is used by Next Door Real Estate which has a 6,000-square-foot building at 3500 G Street. Office/Professional uses require parking at a ratio of one parking stall per 250 square feet of floor area. A mobile food vendor is required to have a minimum of 2 parking stalls. Together, both uses would require a minimum of 26 parking stalls. The subject site exceeds this requirement by having 36 parking stalls. Designated food truck parking stalls would be located adjacent to the north of the food truck.

Public Improvements/City Services

- D) The subject site is fully developed, and most public improvements are existing. The food truck is self-contained and would not require a separate connection to the City's sewer and/or water systems.

Site Design

- E) The subject site is located approximately 200 feet east of the northeast corner of G Street and Donna Drive. The subject site is a paved 0.32-acre parcel that is currently being used as an overflow parking lot for Next Door Realty at 3500 G Street. Vehicle access is available from a driveway along Donna Drive, and a driving aisles to the north that provides cross-access to a shopping center. Customer parking is available

along the eastern portion of the parcel. As shown at Attachment C of Staff Report #22-080, the food truck (and customer parking stalls) would be located near the eastern portion of the parking lot and oriented in a manner that does not create congestion for customers driving to the site. The food truck would be located approximately 25 feet from the nearest driveway along Donna Drive. The property owner is not proposing to make any other modifications to the over-flow parking lot. Outdoor seating is prohibited (e.g. tables, umbrellas, chairs, etc.) as shown under Condition #8 of Staff Report #22-080, unless subsequently approved by the Planning Department. “No Loitering” signs shall be posted on the food truck onsite at specific locations approved by the City Police Department (Condition #25 of Staff Report #22-080).

Neighborhood Impact/Interference

- F) The subject site is surrounded by a variety of commercial and residential uses. Surrounding uses to the north include a shopping center accessible via a major arterial road in G Street providing access to a variety of adjacent commercial businesses such as Houa Khong 2, Q Image Studios, Rose Nails, Wells Fargo, Sushi Cuisine, Raley’s, Em-Tea, Five Guys, Jiffy Lube, etc. Given the existing traffic volumes and dense variety of commercial uses throughout the neighborhood, staff does not anticipate that this proposal would significantly change the character of the neighborhood.

Signage

- G) The food truck is not allowed any signs other than what is provided on the vehicle itself. Condition #10 of Staff Report #22-080 prohibits the use of any A-frame signs, inflatable signs, feather signs, pennants, or other freestanding signs.

Truck Details/Operation

- H) The food truck is standard in appearance and size. It is approximately 8 feet wide by 23 feet long, and approximately 7 ½ feet tall. The food truck will operate daily between 7:00 a.m. to 9:00 p.m. The food truck will sell traditional Mexican food including, but not limited to, tacos, tortas, and burritos. Trash receptacles will be provided to collect the plates, forks, aluminum foil, and paper bags that are typically used to serve these meals (Condition #9 of Staff Report #22-080). The sale of alcohol is prohibited (Condition #24 of Staff Report #22-080). Employee restrooms will be available inside the real estate office as allowed by the Health Department and agreed upon by the property owner (Condition #23 of Staff Report #22-080). Disposal of waste products shall be limited to a Merced County Environmental Health Department approved commissary or alternative approved facility (Condition #13 of Staff Report #22-080). The applicant shall comply with the Water Quality Control Division’s (WQCD) Best Management Practices regarding the disposal of cooking grease and proper cleaning of kitchen equipment, as shown at Attachment D of Staff Report #22-080, or as otherwise required by the WQCD (Condition #14 of Staff Report #22-080).

Conditional Use Permit Findings

- I) A Conditional Use Permit is required to allow mobile food vendors within an Office Commercial Zone per Merced Municipal Code (MMC) Table 20.10-1 Permitted Land Uses in the Commercial Zoning Districts. In order for the Planning Commission to approve or deny a conditional use permit, they must consider the following criteria and make findings to support or deny each criteria per MMC 20.68.020 (E) “Findings for Approval for Conditional Use Permits.”

MMC 20.68.020 (E) Findings for Approval.

1. *The proposed use is consistent with the purpose and standards of the zoning district, the general plan, and any adopted area or neighborhood plan, specific plan, or community plan.*

The proposed project complies with the General Plan designation of Office Commercial (CO) and the zoning classification of Planned Development (P-D) #26 with approval of this Conditional Use Permit.

2. *The location, size, design, and operating characteristics of the proposed use will be compatible with the existing and future land uses in the vicinity of the subject property.*

The mobile food vendor shall be required to comply with all relevant standards and requirements from MMC Section 20.44.020 – Food Trucks in Fixed Location, to provide compatibility with surrounding sites. Said standards and requirements are in regard to hours of operation, parking, access, maintenance, advertising, and licenses required.

3. *The proposed use will not be detrimental to the public health, safety, and welfare of the City.*

To ensure the proposal is not detrimental to the public health, safety, and welfare of the City, the applicant shall subsequently apply for permit approval from the Merced County Environmental Health Department, as required for establishments selling hot meals. The Environmental Health Department would inspect food truck cooking facilities before the business could sell food to the general public.

4. *The proposed use is properly located within the city and adequately served by existing or planned services and infrastructure.*

The proposed mobile food vendor is located within the City and can be adequately accessed through existing roads. The food truck would be self-contained with its own water and power, and would not need to hook-up to City utilities. The food truck would be serviced at an appropriate commissary facility.

Environmental Clearance

- J) Planning staff has conducted an environmental review of the project in accordance with the requirements of the California Environmental Quality Act (CEQA), and a Categorical Exemption (i.e. no further environmental review is needed) is being recommended (Attachment E of Staff Report #22-080).

THE CITY OF MERCED PRESENTS: ARBOR DAY!



MARCH 12, 2022

■ CIRCLE4 AMPLIFYING THE URBAN FOREST

HELP US PLANT 40 TREES AT APPLGATE PARK & 25 TREES AT JOE HERB PARK!

The City of Merced is a proud partner of the AMPLify the Urban Forest grant brought to you by CAL FIRE. Join us and help plant 2,000 trees across California this spring! Find out more at: investfromthegroundup.org/

Register here: catree.us/xq2
or scan the QR code!



Questions? Contact the Grants Team!
Email: grantinfo@wcainc.com
Text/Call: (714) 926-0563

WHEN

Saturday,
March 12, 2022

WHAT TIME

9am — 12pm

WHERE

Applegate Park Zoo
1045 W 25th St
Merced, CA 95340



WORKNET

MERCED COUNTY

America's **JobCenter**
of California™

GATEway
ADULT EDUCATION NETWORK

HSA
merced county
human services agency

CENTRAL VALLEY
REGIONAL CENTER

DOR

DEPARTMENT of
REHABILITATION

Employment, Independence & Equality

MERCED COUNTY
**Office of
Education**
NURTURE • SERVE • LEAD
Steve M. Tietjen, Ed.D.
County Superintendent of Schools

QVE

WorkAbility I
Dos Palos

Mercer Union High School District
A Relevant Education for All



**MERCED
COLLEGE**



THE 5th ANNUAL **DIVERSABILITY**

VIRTUAL HIRING EVENT

Tuesday, March 8, 2022
9:00 a.m.-12:00 p.m.

For Questions Contact:
Vilma A. Reynoso
vreynoso@muhsd.org



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MORE INFORMATION



Worknet Merced County is an Equal Opportunity Employer/ Program. Auxiliary aids & services are available upon request to individuals with disabilities. Funding provided by the U.S. Department of Labor. Request for services, aids, and/or alternate formats need to be made prior to the event by calling (209) 724-2100.

TYY users, please call the California Relay Service at 711.

2022 TOWN HALL MEETINGS



WITH THE MERCED CITY COUNCIL

YOUR VOICE MATTERS

Make the most of your Town Hall meeting. Share what is important to you.

Submit questions online at:

www.cityofmerced.org/townhall

CITY COUNCIL REPRESENTATIVES



Matthew Serratto
Mayor



Jesse Ornelas
District 1



Fernando Echevarria
District 2



Bertha Perez
District 3



Kevin Blake
District 4



Sarah Boyle
District 5



Delray Shelton
District 6

THURSDAY

FEBRUARY 10TH

6 TO 8 P.M.

CIVIC CENTER

678 W. 18TH ST., MERCED

THURSDAY

FEBRUARY 17TH

6 TO 8 P.M.

CIVIC CENTER

678 W. 18TH ST., MERCED

**HOW TO PARTICIPATE
IN PERSON AT 678 W. 18TH ST.
MERCED**

WATCH ON CABLE TV:

COMCAST CHANNEL 96
ATT CHANNEL 99

**FOR MORE OPTIONS, VISIT:
WWW.CITYOFMERCED.ORG/TOWNHALL**

2022 TOWN HALL YOG IB LUB ROOJ SIB THAM TSEEM CEEB



NROG RAU LUB NROOG MERCED COV NOM TSWV

TXHUA LUB SUAB YEEJ MUAJ NQIS

TUJAJ KOOM NEJ ROOJ SIB THAM TOWN HALL. YUAV QHIA TEL YAM TSEEM CEEB RUA KOJ THIAJ KOJ XAV POM TEJ YAM HLOOV ZOO LI CAS.

TEB KOJ COV KEV TSHAWB FAWB RAU SAUM ONLINE NTAWM:

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**LLI CAS KOJ THIAJ YUAV KOOM TAU:
TUJAJ RAU NTAWM CIVIC CENTER 678 W. 18TH STREET, MERCED**

**FACEBOOK LIVE:
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COMCAST CHANNEL 96
AT&T 99**

THURSDAY, LUB 2 HLIS TIM 10TH & THURSDAY, LUB HLIS TIM 17TH, 6 - 8 PM

REUNIONES DEL AYUNTAMIENTO 2022



AYUNTAMIENTO DE LA CIUDAD DE MERCED

CADA VOZ IMPORTA

APROVECHA AL MÁXIMO TU REUNIÓN DEL AYUNTAMIENTO. COMPARTE LO QUE ES IMPORTANTE PARA TI.

COMPLETE SU ENCUESTA Y ENVÍE SUS PREGUNTAS EN LÍNEA:

WWW.CITYOFMERCED.ORG/TOWNHALL

**CÓMO PUEDES PARTICIPAR:
PRESENCIALMENTE EN EL CENTRO CÍVICO
678 OESTE DE LA CALLE 18, MERCED**

**FACEBOOK EN VIVO:
WWW.FACEBOOK.COM/CITYOFMERCED/**

**TELEVISIÓN POR CABLE:
COMCAST CANAL 96
AT&T 99**

JUEVES, 10 DE FEBRERO & JUEVES, 17 DE FEBRERO, 6 - 8 PM