



McFARLAND CITY COUNCIL

McFarland Successor Agency, McFarland Public Finance Authority,
McFarland Improvement Authority, McFarland Parking Authority

Special Meeting Notice and Agenda

Council Chambers
103 W. Sherwood Ave, McFarland, CA
Website: <https://www.mcfarlandcity.org/>

Friday, December 20, 2024
3:00 PM

SAUL AYON, Mayor
RICARDO CANO, Vice Mayor
AMADOR AYON, Council Member
ANITA GONZALEZ, Council Member

VIEW THE MEETING RECORDINGS ONLINE at www.mcfarlandcity.org/AgendaCenter Recordings will be available approximately one week following the meeting.

HOW TO SUBMIT PUBLIC COMMENTS: The meetings of the City Council and all municipal entities, commissions, and boards (“the City”) are open to the public. At regularly scheduled meetings, members of the public may address the city on any item listed on the agenda, or on any non-listed matter over which the city has jurisdiction. At special or emergency meetings, members of the public may only address the city on items listed on the agenda. There is a time limitation of two minutes per person. For any item that is not on the agenda and within the jurisdiction or interest of the city, please come to the podium at this time. The Brown Act does not permit any action or discussion on items not listed on the agenda. If you wish to speak regarding a scheduled agenda item, please come to the podium when the item number and subject matter are announced, and the mayor opens Public Comment on the item. When recognized, please begin by providing your name and address for the record (optional). Anyone wishing to submit written information at the meeting needs to furnish ten (10) copies to the City Clerk in advance to allow for distribution to City Council, staff, and the media. Willful disruption of the meeting shall not be permitted. If the Mayor finds that there is in fact willful disruption of any City Council Meeting, he/she may order the disrupting parties out of the room and subsequently conduct the City’s business without them present.

PUBLIC ACCOMMODATIONS: The City of McFarland does not discriminate based on disability and complies with the provisions of the Americans with Disabilities Act (ADA). If you need special assistance to participate in this meeting, please contact the City Clerk’s Office at (661) 792-3091 at least 48 hours prior to the meeting to make reasonable arrangements to ensure accessibility to this meeting.

INTERPRETATION: If you need an interpretation of your communications to the City Council into English, please contact the City Clerk Department at 661-792-3091 ext. 2135 at least 48 hours prior to the meeting.

CALL TO ORDER: Mayor Saul Ayon

ROLL CALL:

Mayor/Chair, Saul Ayon
Vice Mayor/Vice-Chair, Ricardo Cano
Council Member/Board Member, Amador Ayon
Council Member/Board Member, Anita Gonzalez

PUBLIC COMMENT: Members of the public wishing to address the Council about any item not on the agenda may do so at this time. Speakers are limited to two minutes for each person. Fifteen minutes total will be allowed for any one subject. Please state your name and address for the record prior to making a presentation.

PUBLIC HEARING

1. Approval of Resolution 2024-136 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND APPROVING TEMPORARY USE PERMIT 2024-0005 FOR THE MCFARLAND GIRLS BASKETBALL POP-UP EVENT ON DECEMBER 21, 2024

COUNCIL STATEMENTS AND REPORTS:

On their own initiative, Council Members may make a brief announcement or a brief report on their own activities. In addition, Council Members may ask a question of staff or the public for clarification on any matter, provide a reference to staff or other resources for information. Alternatively, request staff to report to the City Council at a later meeting concerning any matter. Furthermore, the City Council, or any member thereof, may take action to direct staff to place a matter of business on a future agenda.

ADJOURNMENT

This is to certify this agenda was posted at McFarland City Hall on December 18, 2024

Erika De La Cruz

Erika De La Cruz, City Clerk

Diego Viramontes

Diego Viramontes, City Manager

Next Meeting: Regular City Council January 15, 2024

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All agenda item and/or supporting documentation is available for public review on the city website at www.mcfarlandcity.org and the office of the City Clerk of the City of McFarland, at 401 W, Kern Ave. McFarland, CA 93250 during regular business hours of 8:00 am – 5:00 pm Monday through Friday, following the posting of the agenda. Any supporting documentation related to an agenda item for an open session of any regular meeting that is distributed after the agenda is posted and prior to the meeting will also be available for review at the same location and available at the meeting.



City of McFarland

City Council Meeting

STAFF REPORT

Agenda Item No. 1.
Section: PUBLIC HEARING
Meeting Date: December 20,
2024

TO: Honorable Mayor and Council Members

FROM: Diego Viramontes, City Manager
Paul Saldaña , Community Development Director

SUBJECT: Approval of Resolution 2024-136 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND APPROVING TEMPORARY USE PERMIT 2024-0005 FOR THE MCFARLAND GIRLS BASKETBALL POP-UP EVENT ON DECEMBER 21, 2024

SUMMARY:

The Temporary Use Permit 2024-0005 is to allow for Soledad Barajas to host a Pop-up event on December 21, 2024, in an effort to raise funds for the McFarland Girls Basketball team. The proposed pop-up event would take place on the corner of Richards Drive and Mast Avenue from 11 AM to 3 PM. The assessor's Parcel Numbers (APN) are 201-082-10, 201-082-09, and 201-082-08.

The proposed Temporary Use Permit is for Soledad Barajas. The project site is located West of Mast Avenue, North of Richards Drive, and South of W. Sherwood Avenue on the parking lot. The property is owned by the McFarland School District. Per Ordinance No. 0008-2022, an event is permitted in any zone upon the granting of a Temporary Use Permit. There are no requests by the applicant to close off any of the streets leading to the site. The Temporary Use Permit will only be good for the use of Saturday December 21, 2024. The hours of operation will be 11 AM to 3 PM. The event set-up will be 9:30 AM to 11 AM, and clean-up/tear-down will be 3 PM to 4 PM.

Barajas is expecting to have 35-40 booths. Booths will range from food to accessories to crafts. This event is expected to bring together an estimated 50 residents and community groups and therefore conditions will be added to the TUP to ensure safety and control of the event. Applicant will be relying on street parking for the visitors. Pop-up team is made up of 4 individuals. Refer to the attached map for the site plan of the temporary event and the conditions for what must be met for the TUP.

FINANCIAL IMPACT:

No financial impact.

RECOMMENDATION:

ATTACHMENTS:

1. CC Resolution Attachment _TUP_McFarland Girls Basketball pop up_2024 (002)

RESOLUTION NO. 2024-136

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND APPROVING TEMPORARY USE PERMIT 2024-0005 FOR THE MCFARLAND GIRLS BASKETBALL POP-UP EVENT ON DECEMBER 21, 2024.

WHEREAS, Soledad Barajas, has filed an application for Temporary Use Permit to operate a proposed Pop-up Event to gather funds for the McFarland Girls Basketball team; and

WHEREAS, the project location is generally located West of Mast Avenue, North of Richards Drive, and South of W. Sherwood Avenue and West of hwy-99 referenced in Exhibit A; and

WHEREAS, the event shall be held on Saturday, December 21, 2024, from 11 AM – 3 PM; and

WHEREAS, the project site is located on Assessor's Parcel Number 201-082-10, 201-082-09, and 201-082-08; and

WHEREAS, it has been determined that Temporary Use Permit 2024-0005 is exempt from the California Environmental Quality Act (CEQA) per Section 15304(e) the Minor Alterations to the Land; and

WHEREAS, the City Council, through its clerk, did set Thursday, December 19, 2024, at the hour of 6:30 p.m. in the Council Chambers located at 103 W. Sherwood Ave, McFarland California as the time and place for approval of Resolution No. 2024- 136 and Temporary Use Permit 2024-0005; and

WHEREAS, the City Council considered all written and oral testimony on Temporary Use permit 2024-0005

NOW THEREFORE BE IT RESOLVED, by the City Council of the City of McFarland that it hereby finds and determines as follows:

1. The foregoing recitals are true and correct.
2. The proposed project is exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15304(e) the Minor Alterations to the Land.
 - a. The Temporary Use Permit granted shall be subject to conditions as will assure that the adjustment thereby authorized shall not constitute a grant of special privileges inconsistent with the limitations upon other properties in the vicinity and the zone in which the subject property is located.
 - b. The granting of the Temporary Use Permit will not be detrimental to the public health, safety, convenience, and welfare or injurious to property improvements in the vicinity where the property is located.
 - c. The Temporary Use Permit does not allow a use or activity which is not expressly authorized by the regulations governing the subject parcel. The proposed event is allowed if granted along with a business license, Temporary Use Permit, and any other conditions applied by the City of McFarland.
3. Temporary Use Permit 2024-0005 is consistent with the goals and policies of the City of McFarland General Plan and with the uses, density, and intensity standards of the General Plan land use designation.

4. Temporary Use Permit 2024-0005 is hereby approved, subject to the conditions in Exhibit B.
5. Any decision by the city Council shall be final unless within fifteen (15) days of the date of the decision unless the applicant or any other person appeals the City Council decision in the matter set forth in Section 17.148.100(b) of the McFarland Municipal Code.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of McFarland on December 20, 2024 by the following vote:

	Aye	Nae	Abstain	Absent
Saul Ayon				
Ricardo Cano				
Amador Ayon				
Anita Gonzalez				

CITY OF MCFARLAND

Saul Ayon, Mayor

ATTEST:

Erika De La Cruz, City Clerk

I, _____, City Clerk of the City of McFarland, California, DO HEREBY CERTIFY that the foregoing resolution is a true and accurate copy of the Resolution passed and adopted by the City Council of the City of McFarland on the date and by the vote indicated herein.

APPROVED AS TO FORM:

Nathan Hodges, City Attorney

EXHIBIT A

Aerial Site Map



EXHIBIT B
Conditions of approval

PART A – PROJECT INFORMATION

1. Assessor's Parcel Number 201-082-10, 201-082-09, and 201-082-08

2. Job Address: Mast Avenue & Richards Drive

3. Existing General Plan: Parking lot

4. Existing Zoning: R-1

5. Project Description: Operation of a Pop-Up event for McFarland Girls Basketball Team

PART B – CONDITIONS OF APPROVAL

The conditions of approval are based on adopted City plans and policies, those determined through site plan review and environmental assessment essential to mitigate adverse effects on the environment including the health, safety and welfare of the community, and recommended conditions for development that are not essential to the health, safety and welfare, but would on the whole enhance the project and its relationship to the neighborhood and environment.

Conditions of approval may be appealed within fifteen (15) calendar days from the date of the approval. However, conditions based on the City of McFarland Municipal Code are mandatory and may be modified by variance, provided findings pursuant to the McFarland Municipal Code Section 17.148 can be made. Should an appeal of a mandatory condition of approval be received, an application for a variance and the associated fee must be submitted for consideration.

GENERAL CONDITIONS AND REQUIREMENTS

- 1) No uses of land, buildings, or structures other than those specifically approved pursuant to this Temporary Use permit shall be submitted.

- 2) Applicant must collect property authorization to use the APN's proposed (201-082-10, 201-082-09, and 201-082-08)
- 3) Liability insurance with coverage for an event of 50 participants plus 35-40 vendors must be attained prior to the start of operation.
- 4) Any proposed changes to the operation of the proposed business shall require review by the City of McFarland City Council.
- 5) Applicant stated in application that there will be no music.
- 6) Applicant shall be required to have trash cans throughout the site.
- 7) The site will return to it's a original form.
- 8) The applicant shall only have event hours from 11 AM to 3 PM.
- 9) The applicant shall commence operations no sooner than Saturday, December 21, 2024, and shall cease operation at 3 PM on December 21, 2024.
- 10) The expected number of attendees is 50.
- 11) No animals will participate in the event.
- 12) No alcohol will be allowed nor sold on the premise.
- 13) A public restroom shall be provided to the employees of the event.
- 14) Activities conducted and equipment or material used shall not change the fire safety or occupancy classifications of the premises.

- 15) Use shall not create or cause vibration, odor, gas, fumes, toxic/hazardous materials, smoke, glare, or electrical interference or other hazards or nuisances.
- 16) An environmental health permit will be required for any food vendors.
- 17) A Temporary Use Permit is not transferable and expires December 21, 2024 at 3 PM.
- 18) Parking for the event shall not cause traffic congestion along Mast Avenue, W. Sherwood Avenue, or Richards Drive.
- 19) Any land that is utilized for the event shall be cleaned after the event and returned to its condition.
- 20) Traffic control will be enforced to ensure traffic flow is consistent.