

RESOLUTION NO. 2019 - _____

**RESOLUTION OF THE SOLANO COUNTY BOARD OF SUPERVISORS DENYING
ADMINISTRATIVE PERMIT APPLICATION NO. AD-18-02 (ELLIS)**

Whereas, the Solano County Board of Supervisors has considered, in a noticed public hearing conducted on July 23, 2019 and *continued on September 24, 2019*, the appeal of Leeanna Ellis appealing the Solano County Planning Commission's denial of Administrative Permit No. AD-18-02 of for an outdoor special events facility for up to 6 events per year with up to 150 attendees at 5580 Nicholas Lane; and

Whereas, the Board has reviewed the report of the Department of Resource Management and heard testimony relative to the subject application at the duly noticed public hearing; and

Whereas, after due consideration, the Board has made the following findings regarding the application for Administrative Permit No. AD-18-02:

1. The property for which the use is proposed is not located on a public road.
2. Nicholas Lane is a private road for which there is ~~not~~ a recorded road maintenance agreement executed by all lot owners served by that private road or *their predecessor in interest*.
3. Although a road maintenance agreement has been recorded for a private road to be constructed within *either* the private access easement shown on the original parcel map for the property *or the Nicholas Lane access easement*, a road, meeting County road standards does not currently exist within ~~that mapped~~ *either* easement.
4. An administrative permit for a special events facility runs with the land and is not personal to the named applicant. Christopher Ellis, the husband of the named applicant and a co-owner of the property, is currently under a court restraining order prohibiting him from allowing any person other than family members from using the access easement for any purpose unless otherwise ordered by the court. Approval of Administrative Permit AD-18-02 would authorize use of the access easement in a manner inconsistent with the court's restraining order.

Resolved, the Solano County Board of Supervisors denies the appeal and affirms the decision of the Planning Commission denying the application for Administrative Permit No. AD-18-02.

Passed and adopted by the Solano County Board of Supervisors at its regular meeting on September 24, 2019 by the following vote:

AYES: SUPERVISORS _____

NOES: SUPERVISORS _____

EXCUSED: SUPERVISORS _____

ERIN HANNIGAN, Chairwoman
Solano County Board of Supervisors

ATTEST:
BIRGITTA E. CORSELLO, Clerk
Solano County Board of Supervisors
By: _____
Jeanette Neiger, Chief Deputy Clerk