

<p><b>HUTCHINS STREET SQUARE CHARLENE POWERS LANGE THEATRE 125 S. HUTCHINS ST. LODI, CALIFORNIA</b></p>	<p><b>AGENDA LODI PLANNING COMMISSION</b></p>	<p><b>SPECIAL SESSION WEDNESDAY, APRIL 8, 2009 @ 6:00 PM</b></p>
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For information regarding this agenda please contact:

**Kari Chadwick @ (209) 333-6711  
Community Development Secretary**

***NOTE:** All staff reports or other written documentation relating to each item of business referred to on the agenda are on file in the Office of the Community Development Department, located at 221 W. Pine Street, Lodi, and are available for public inspection. If requested, the agenda shall be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), and the federal rules and regulations adopted in implementation thereof. To make a request for disability-related modification or accommodation contact the Community Development Department as soon as possible and at least 24 hours prior to the meeting date.*

1. ROLL CALL

2. PUBLIC HEARINGS

- a. Request of Browman Development Company and Wal-Mart Real Estate Business Trust to approve Use Permit U-02-12 to allow the construction of a commercial center in a C-S, Commercial Shopping District, and allow the sale of alcoholic beverages at the Wal-Mart Supercenter; and approve Vesting Tentative Map 03-P-001 to create 12 parcels for the project; and site plan and architectural approval of a new retail building to be constructed at 1600 Westgate Drive. In addition, the Planning Commission will consider adopting the findings and statements of overriding considerations pursuant to the California Environmental Quality Act.

**NOTE: The above item is a quasi-judicial hearing and requires disclosure of ex parte communications as set forth in Resolution No. 2006-31**

3. COMMENTS BY THE PUBLIC

4. COMMENTS BY THE PLANNING COMMISSIONERS & STAFF

5. ADJOURNMENT

Pursuant to Section 54954.2(a) of the Government Code of the State of California, this agenda was posted at least 72 hours in advance of the scheduled meeting at a public place freely accessible to the public 24 hours a day.

***\*\*NOTICE:** Pursuant to Government Code §54954.3(a), public comments may be directed to the legislative body concerning any item contained on the agenda for this meeting before (in the case of a Closed Session item) or during consideration of the item.*

Right of Appeal:

If you disagree with the decision of the commission, you have a right of appeal. Only persons who participated in the review process by submitting written or oral testimony, or by attending the public hearing, may appeal.

Pursuant to Lodi Municipal Code Section 17.72.110, actions of the Planning Commission may be appealed to the City Council by filing, within ten (10) business days, a written appeal with the City Clerk and payment of \$300.00 appeal fee. The appeal shall be processed in accordance with Chapter 17.88, Appeals, of the Lodi Municipal Code. Contact: City Clerk, City Hall 2<sup>nd</sup> Floor, 221 West Pine Street, Lodi, California 95240 – Phone: (209) 333-6702.