

MINUTES
MALIBU PLANNING COMMISSION
REGULAR MEETING
FEBRUARY 21, 2017
COUNCIL CHAMBERS
6:30 P.M.

CALL TO ORDER

Chair Mazza called the meeting to order at 6:30 p.m.

ROLL CALL

The following persons were recorded in attendance by the Recording Secretary:

PRESENT: Chair John Mazza; Vice Chair Mikke Pierson; and Commissioners Jeffrey Jennings, Chris Marx, and Steve Uhring

ALSO PRESENT: Bonnie Blue, Planning Director; Trevor Rusin, Assistant City Attorney; Richard Mollica, Senior Planner; Jessica Colvard, Associate Planner; Robert DuBoux, Assistant Public Works Director/Assistant City Engineer; and Kathleen Stecko, Senior Office Assistant

PLEDGE OF ALLEGIANCE

Commissioner Jennings led the Pledge of Allegiance.

REPORT ON POSTING OF AGENDA

Senior Office Assistant Stecko reported that the agenda for the meeting was properly posted on February 10, 2017, with the amended agenda properly posted on February 14, 2017.

APPROVAL OF AGENDA

MOTION Vice Chair Pierson moved and Commissioner Uhring seconded a motion to approve the agenda, continuing Item Nos. 5.A., 5.B., and 5.C. to the March 20, 2017 Regular Planning Commission meeting. The motion carried unanimously.

ITEM 1 CEREMONIAL/PRESENTATIONS

A. Administration of Oath of Office to Newly Appointed Commissioners

Commissioner Jennings was sworn in by Senior Office Assistant Stecko.

ITEM 2.A. PUBLIC COMMENTS

Norman Haynie requested zoning code changes be processed for his properties on Pacific Coast Highway at Tuna Canyon.

ITEM 2.B. COMMISSION / STAFF COMMENTS

The Commission welcomed returning Planning Commissioner Jennings.

In response to Vice Chair Pierson, Assistant City Attorney Rusin explained the process of potentially imposing taxation on recreational marijuana sales.

Chair Mazza added that the County of Los Angeles was studying how it would address the issue of recreational marijuana.

In response to Chair Mazza, Planning Director Blue and Assistant City Attorney Rusin provided information on the impending transfer of property to the City resulting from the La Paz project.

Planning Director Blue provided an update on the Dark Sky Ordinance.

In response to Commissioner Uhring, Planning Director Blue stated Code Enforcement would respond to any complaints regarding excessive lighting at the Malibu Castle property.

ITEM 3 CONSENT CALENDAR

Item No. 3.B.2. was pulled by Commissioner Uhring.

MOTION Vice Chair Pierson moved and Commissioner Marx seconded a motion to approve the Consent Calendar, except Item No. 3.B.2. The motion carried 4-1, Commissioner Jennings abstaining.

The Consent Calendar consisted of the following items:

B. New Items

1. Approval of Minutes

Recommended Action: Approve the minutes for the February 6, 2017 Regular Planning Commission meeting.

Staff contact: Planning Director Blue, 456-2489 ext. 258

The following item was pulled from the Consent Calendar for individual consideration:

2. Extension of Coastal Development Permit No. 06-125, Variance No. 12-031, Site Plan Review No. 12-035, Demolition Permit No. 10-002, and Tentative Parcel Map No. 09-001 - A third request to extend the Planning Commission's previous approval to allow the subdivision of one lot into four lots, demolition of an existing residence, and associated development

Location: 6061 Galahad Road

APN: 4467-017-013

Owners: Walter and Leah Sauter

Case Planner: Senior Planner Fernandez, 456-2489 ext. 482

Recommended Action: Adopt Planning Commission Resolution No. 17-11 granting a one-year extension of Coastal Development Permit No. 06-125,

Site Plan Review No. 12-035, Variance No. 12-031, Demolition Permit No. 10-002, and Tentative Parcel Map No. 09-001 for the subdivision of one lot into four lots, demolition of an existing residence, and associated development in the Rural Residential One-Acre zoning district located at 6061 Galahad Road (Sauter).

Planning Director Blue presented the staff report.

Disclosures: Commissioner Marx and Vice Chair Pierson.

The Commission directed questions to staff.

As there were no further questions for staff, Chair Mazza opened public comment.

Speakers: Don Schmitz and Norman Haynie.

Mr. Schmitz provided rebuttal to the public comment.

As there were no other speakers present, Chair Mazza closed public comment and returned the matter to the table for discussion.

MOTION

Vice Chair Pierson moved and Commissioner Uhring seconded a motion to adopt Planning Commission Resolution No. 17-11 granting a one-year extension of Coastal Development Permit No. 06-125, Site Plan Review No. 12-035, Variance No. 12-031, Demolition Permit No. 10-002, and Tentative Parcel Map No. 09-001 for the subdivision of one lot into four lots, demolition of an existing residence, and associated development in the Rural Residential One-Acre zoning district located at 6061 Galahad Road (Sauter). The motion carried unanimously.

ITEM 4 CONTINUED PUBLIC HEARINGS

- A. Coastal Development Permit No. 16-035, Variance Nos. 16-038 and 16-039, and Site Plan Review No. 16-032 – An application for a new single-family residence and associated development (continued from February 6, 2017)

Location: 33127 Pacific Coast Highway, within the appealable coastal zone

APN: 4473-003-026

Owner: Rodney Eckerman

Case Planner: Associate Planner Colvard, 456-2489 ext. 234

Recommended Action: Adopt Planning Commission Resolution No. 17-03 determining the project is categorically exempt from the California Environmental Quality Act, and approving Coastal Development Permit No. 16-035 for the construction of a new 5,256 square-foot, single-family residence with an attached three-car garage, basement, decks, retaining walls, installation of a new alternative onsite wastewater treatment system, Variance (VAR) No. 16-038 for construction on slopes steeper than 2.5 to 1, VAR No. 16-039 for the proposed fuel modification to extend into an Environmentally Sensitive Habitat Area and Site Plan Review No.

16-032 for construction up to 23.5 feet in height with a pitched roof located in the Rural Residential-Two Acre zoning district located at 33127 Pacific Coast Highway (Eckerman).

Associate Planner Colvard presented the staff report.

Disclosures: Commissioners Jennings, Marx, and Uhring, Vice Chair Pierson, and Chair Mazza.

The Commission directed questions to staff.

As there were no further questions for staff, Chair Mazza opened the public hearing.

Speaker: Rodney Eckerman.

As there were no other speakers present, Chair Mazza closed the public hearing and returned the matter to the table for discussion.

The Commission directed questions to staff and Jose Iujvidin.

MOTION Vice Chair Pierson moved and Commissioner Uhring seconded a motion to adopt Planning Commission Resolution No. 17-03, as amended: 1) determining the project is categorically exempt from the California Environmental Quality Act, and approving Coastal Development Permit No. 16-035 for the construction of a new 5,256 square-foot, single-family residence with an attached three-car garage, basement, decks, retaining walls, installation of a new alternative onsite wastewater treatment system, Variance (VAR) No. 16-038 for construction on slopes steeper than 2.5 to 1, VAR No. 16-039 for the proposed fuel modification to extend into an Environmentally Sensitive Habitat Area and Site Plan Review No. 16-032 for construction up to 23.5 feet in height with a pitched roof located in the Rural Residential-Two Acre zoning district located at 33127 Pacific Coast Highway (Eckerman); and 2) adding a condition requiring an offer to dedicate a trail easement. The motion carried unanimously.

ITEM 5 NEW PUBLIC HEARINGS

A Coastal Development Permit No. 17-009, Wireless Telecommunications Facility No. 15-013, Variance No. 15-050, and Site Plan Review No. 15-058 - An application for the installation of a new wireless telecommunications facility within the public right of way

Location: 6952.5 Fernhill Drive, within the public right-of-way

Nearest APN: 4466-011-015

Applicant: Cable Engineering Services, Inc. on behalf of Verizon Wireless

Owner: City of Malibu Public Right-of-Way

Case Planner: Assistant Planner Magaña, 456-2489 ext. 353

Recommended Action: Continue this item to the March 20, 2017 Regular Planning Commission meeting.

The item was continued to the March 20, 2017 Regular Planning Commission meeting upon approval of the agenda.

- B. Coastal Development Permit No. 17-010, Wireless Telecommunications Facility No. 15-004, Variance No. 15-034, and Site Plan Review No. 15-012 - An application for the installation of a new wireless telecommunications facility within the public right of way

Location: 7361.5 Birdview Avenue, within the public right-of-way
Nearest APN: 4468-021-018
Applicant: Cable Engineering Services, Inc. on behalf of Verizon Wireless
Owner: City of Malibu Public Right-of-Way
Case Planner: Assistant Planner Magaña, 456-2489 ext. 353
Recommended Action: Continue this item to the March 20, 2017 Regular Planning Commission meeting.

The item was continued to the March 20, 2017 Regular Planning Commission meeting upon approval of the agenda.

- C. Coastal Development Permit No. 17-008, Wireless Telecommunications Facility No. 15-002, Variance No. 15-033, and Site Plan Review No. 15-010 - An application for the installation of a new wireless telecommunications facility within the public right of way

Location: 29180.5 Grayfox Street, within the public right-of-way
Nearest APN: 4466-015-022
Applicant: Cable Engineering Services, Inc. on behalf of Verizon Wireless
Owner: City of Malibu Public Right-of-Way
Case Planner: Assistant Planner Magaña, 456-2489 ext. 353
Recommended Action: Continue this item to the March 20, 2017 Regular Planning Commission meeting.

The item was continued to the March 20, 2017 Regular Planning Commission meeting upon approval of the agenda.

ITEM 6 OLD BUSINESS

- A. General Plan consistency finding regarding proposed vacation of a portion of the Rambla Pacifico public right-of-way easement (Continued from October 17, 2016)

Location: 3849 and 3855 Rambla Pacifico
APNs: 4451-022-007 and 4451-022-006
Easement Holder: City of Malibu
Case Planner: Senior Planner Mollica, 456-2489 ext. 346
Recommended Action: Adopt Planning Commission Resolution No. 17-14 determining the project is categorically exempt from the California Environmental Quality Act, and finding the vacation of a portion of the public road easement along Rambla Pacifico Road to be consistent with the General Plan.

Senior Planner Mollica presented the staff report.

Disclosures: Commissioner Marx, Vice Chair Pierson, and Chair Mazza.

The Commission directed questions to staff.

As there were no further questions for staff, Chair Mazza opened the public hearing.

Speaker(s): None.

As there were no speakers present, Chair Mazza closed the public hearing and returned the matter to the table for discussion.

The Commission directed questions to staff.

MOTION Commissioner Jennings moved and Vice Chair Pierson seconded a motion to adopt Planning Commission Resolution No. 17-14 determining the project is categorically exempt from the California Environmental Quality Act, and finding the vacation of a portion of the public road easement along Rambla Pacifico Road to be consistent with the General Plan. The motion carried unanimously.

ITEM 7 NEW BUSINESS

None.

ITEM 8 PLANNING COMMISSION ITEMS

None.

ADJOURNMENT

MOTION At 7:24 p.m., Commissioner Uhring moved and Vice Chair Pierson seconded a motion to adjourn the meeting. The motion carried unanimously.

Approved and adopted by the Planning Commission
of the City of Malibu on March 6, 2017.


JOHN MAZZA, Chair

ATTEST:


KATHLEEN STECKO, Recording Secretary