

MINUTES  
MALIBU PLANNING COMMISSION  
REGULAR MEETING  
APRIL 3, 2017  
COUNCIL CHAMBERS  
6:30 P.M.

**CALL TO ORDER**

Chair Mazza called the meeting to order at 6:33 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; Stephanie Hawner, Senior Planner; Carlos Contreras, Associate Planner; Jamie Peltier, Assistant Planner; and Kathleen Stecko, Senior Office Assistant

**PLEDGE OF ALLEGIANCE**

Ken Ehrlich 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 March 24, 2017, with the amended agenda properly posted on March 29, 2017.

**APPROVAL OF AGENDA**

MOTION Vice Chair Pierson moved and Commissioner Jennings seconded a motion to approve the agenda. The motion carried unanimously.

**ITEM 1 CEREMONIAL/PRESENTATIONS**

None.

**ITEM 2.A. PUBLIC COMMENTS**

Norman Haynie stated he was in the process of applying for a conditional use permit for his property that was being used as overflow parking for Nobu restaurant and Soho Little Beach House Malibu.

**ITEM 2.B. COMMISSION / STAFF COMMENTS**

In response to Chair Mazza, Planning Director Blue stated the status of the conditional use permit at the Ranch at Solstice Canyon would be provided at a

future meeting. She stated a joint meeting of the City Council and Planning Commission was being coordinated to consider the Dark Sky Ordinance.

**ITEM 3 CONSENT CALENDAR**

Item No. 3.B.2. was pulled by Chair Mazza.

MOTION Commissioner Jennings moved and Commissioner Marx seconded a motion to approve the Consent Calendar, except Item No. 3.B.2. The motion carried unanimously.

The Consent Calendar consisted of the following item:

B. New Items

1. Approval of Minutes

Recommended Action: Approve the minutes for the March 20, 2017 Regular Planning Commission meeting.

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

2. Property Acquisition Conformance with General Plan

APN: 4458-028-004

Property Owner: Malibu RD Project Owner, LLC

Applicant: City of Malibu

Recommended Action: Adopt Planning Commission Resolution No. 17-21 recommending the City Council approve the acquisition of Assessor Parcel Number 4458-028-004 and finding it consistent with the General Plan and that this action is exempt from the California Environmental Quality Act.

Planning Director Blue presented the staff report.

Disclosures: None.

The Commission directed questions to staff.

MOTION Vice Chair Pierson moved and Commissioner Uhring seconded a motion to adopt Planning Commission Resolution No. 17-21 recommending the City Council approve the acquisition of Assessor Parcel Number 4458-028-004 and finding it consistent with the General Plan and that this action is exempt from the California Environmental Quality Act. The motion carried unanimously.

**ITEM 4 CONTINUED PUBLIC HEARINGS**

None.

**ITEM 5 NEW PUBLIC HEARINGS**

A. Conditional Use Permit No. 17-001– An application to allow Everything but Water, a new formula retail clothing store, to operate in an existing tenant space

Location: 22333 Pacific Coast Highway

APN: 4452-024-005

Owner: KW/LF – Malibu Sands, LLC

Tenant: Everything but Water

Case Planner: Assistant Planner Peltier, 456-2489 ext. 244

Recommended Action: Adopt Planning Commission Resolution No. 17-18 determining the project is categorically exempt from the California Environmental Quality Act and approving Conditional Use Permit No. 17-001 to allow Everything but Water, a formula retail clothing store, to operate in an existing tenant space at an existing commercial shopping center (Malibu Sands Shopping Center) in the Community Commercial zoning district located at 22333 Pacific Coast Highway (KW/LF – Malibu Sands, LLC).

Assistant Planner Peltier presented the staff report.

Disclosures: Vice Chair Pierson.

The Commission directed questions to staff.

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

Speaker: Nour Chaaban.

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.

MOTION Vice Chair Pierson moved and Commissioner Marx seconded a motion to adopt Planning Commission Resolution No. 17-18 determining the project is categorically exempt from the California Environmental Quality Act and approving Conditional Use Permit No. 17-001 to allow Everything but Water, a formula retail clothing store, to operate in an existing tenant space at an existing commercial shopping center (Malibu Sands Shopping Center) in the Community Commercial zoning district located at 22333 Pacific Coast Highway (KW/LF – Malibu Sands, LLC). The motion carried unanimously.

**ITEM 6 OLD BUSINESS**

A. Soho’s Little Beach House Malibu – Conditional Use Permit One-Year Review

Inspection Dates: January 17, 2017 and March 23, 2017

Applicant: Montalba Architects

Location: 22716 Pacific Coast Highway

APN: 4452-004-070

Zoning: Community Commercial (CC)  
Case Planner: Associate Planner Contreras, 456-2489 ext. 265  
Recommended Action: Receive and file this report and direct staff to report back to the Planning Commission in three months on whether the use is operating in compliance with the Planning Commission's findings and all approved conditions, and whether it recommends initiating proceedings to modify or revoke the permit.

The Commission directed questions to staff.

Disclosures: Commissioner Uhring and Chair Mazza.

**MOTION** Chair Mazza moved and Commissioner Jennings seconded a motion to continue the Soho's Little Beach House Malibu conditional use permit one-year review to the June 5, 2017 Regular Planning Commission meeting. The question was called and the motion carried 4-1, Commissioner Uhring dissenting.

**ITEM 7 NEW BUSINESS**

None.

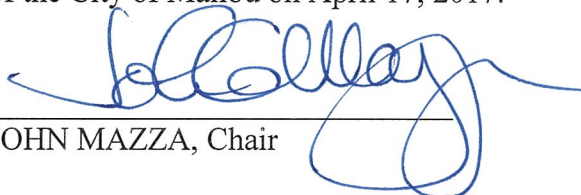
**ITEM 8 PLANNING COMMISSION ITEMS**

None.

**ADJOURNMENT**

**MOTION** At 7:11 p.m., Commissioner Jennings moved and Commissioner Uhring seconded a motion to adjourn the meeting. The motion carried unanimously.

Approved and adopted by the Planning Commission  
of the City of Malibu on April 17, 2017.

  
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JOHN MAZZA, Chair

ATTEST:

  
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KATHLEEN STECKO, Recording Secretary