



DEPARTMENT OF PLANNING AND COMMUNITY DEVELOPMENT

**MINUTES OF THE REGULAR SCHEDULED MEETING OF
THE PLANNING COMMISSION
March 7, 2013**

CALL TO ORDER: Chair Justice called the meeting to order at 6:30 p.m.

FLAG SALUTE: Vice Chair O'Meara

ROLL CALL: Chair Michael Justice, Vice Chair John O'Meara, Commissioners Linda Northrup, Steve Rishoff and Curtis Zacuto.

Also present were Director of Planning and Community Development Mike Kamino, Assistant Planning and Community Development Director Doug Hooper, Assistant City Attorney Gina Stinnett, Associate Planner Valerie Darbouze, and Recording Secretary Sheila Keckhut.

APPROVAL OF AGENDA: On a motion by Commissioner Northrup, seconded by Commissioner Zacuto, the Planning Commission moved to approve the March 7, 2013 Agenda. Motion carried 5-0.

PUBLIC COMMENTS: There were no public comments.

APPROVAL OF MINUTES:

1. Minutes – February 7, 2013 Planning Commission Meeting

On a motion by Commissioner Zacuto, seconded by Commissioner Northrup the Planning Commission moved to approve Minutes of the February 7, 2013 Planning Commission Meeting. Motion carried 5-0.

NEW PUBLIC HEARINGS:

2. **REQUEST:** Request for approval of a Conditional Use Permit to replace four (4) wall-mounted, wireless telecommunications facility panel antennas with three (3) new panel antennas and replace three (3) existing roof-mounted cabinets with three (3) new cabinets and new accessory equipment on an office building.
- APPLICANT:** SAC Wireless for Sprint Nextel, Inc.
 5865 Avenida Encinas
 Carlsbad, CA 92008
- CASE NO.:** 12-CUP-001
- LOCATION:** 28030 Dorothy Drive
 (A.P.N. 2061-013-037)
- ENVIRONMENTAL
 DETERMINATION:** Categorically Exempt under CEQA per Section 15303 and independently, exempt pursuant to the general rule in Section 15061(b)(3).
- RECOMMENDATION:** Staff recommended the Planning Commission approve Wireless Telecommunications Facilities/Conditional Use Permit Case No. 12-CUP-001, subject to conditions, based on findings in the Draft Resolution.
- PUBLIC COMMENTS:** Chair Justice opened the meeting for public comments.

 Dail Richard, Applicant

 Chair Justice closed the item.
- ACTION:** On a motion by Commissioner Rishoff, seconded by Commissioner Zacuto, the Planning Commission moved to adopt Resolution No. 13-1086, approving Conditional Use Permit Case No. 12-CUP-001, subject to conditions. Motion carried 5-0.

3. **REQUEST:** Request for approval of a Wireless Telecommunications Facilities Permit/Conditional Use Permit to replace six (6) panel antennas with four (4) new antennas on a building, with a screen and new accessory equipment within an equipment shelter and behind the screens.
- APPLICANT:** SAC Wireless for Sprint Nextel, Inc.
 5865 Avenida Encinas
 Carlsbad, CA 92008
- CASE NO.:** 12-CUP-002
- LOCATION:** 30125 Agoura Road
 (2061-005-058)
- ENVIRONMENTAL
 DETERMINATION:** Categorically Exempt under CEQA per Section 15303 and independently, exempt pursuant to the general rule in Section 15061(b)(3).
- RECOMMENDATION:** Staff recommended approval of Wireless Telecommunications Facilities/Conditional Use Permit Case No. 12-CUP-002, subject to conditions, based on the findings of the Draft Resolution.
- PUBLIC COMMENTS:** Chair Justice opened the meeting for public comments.
- Dail Richard, Applicant
- Chair Justice closed the item.
- ACTION:** On a motion by Commissioner Rishoff, seconded by Commissioner Zacuto, the Planning Commission moved to adopt Resolution No. 13-1087, approving Conditional Use Permit Case No. 12-CUP-002, subject to conditions. Motion carried 5-0.
4. **REQUEST:** Request for approval of a Sign Permit, a request for a Variance from Zoning Ordinance Sections 9655.8.B.1. and 9655.5.F.2.i. to add a second monument/directory sign less than five feet from the front property line, and a request for an Oak Tree Permit to encroach in the protected zone of one oak tree for the construction.

APPLICANT: Grissini Ristorante Italiano
30125 Agoura Road, Suites I & J
Agoura Hills, CA 91301

CASE NOS.: 13-SP-007, 13-VAR-001, & 13-OTP-006

LOCATION: 30125 Agoura Road
(A.P.N. 2061-005-058)

ENVIRONMENTAL DETERMINATION: Exempt from CEQA per Section 15311 of the CEQA Guidelines

RECOMMENDATION: Staff recommends the Planning Commission adopt a motion to approve Sign Permit Case No. 13-SP-007, Variance Case No. 13-VAR-001, and Oak Tree Permit No. 13-OTP-006, subject to Conditions, based on the findings of the attached resolutions.

PUBLIC COMMENTS: Chair Justice opened the meeting for public comments.

Richard M. Rosenthal, representing the applicant

Chair Justice closed the item.

ACTION: On a motion by Vice Chair O'Meara, seconded by Commissioner Northrup, the Planning Commission moved to adopt Resolution No. 13-1088, approving Variance Case No. 13-VAR-001, subject to conditions. Motion carried 5-0.

On a motion by Vice Chair O'Meara, seconded by Commissioner Rishoff, the Planning Commission moved to adopt Resolution No. 13-1089, approving Oak Tree Permit No. 13-OTP-006, subject to conditions. Motion carried 5-0.

On a motion by Vice Chair O'Meara, seconded by Commissioner Rishoff, the Planning Commission moved to adopt Resolution No. 13-1090, approving Sign Permit No. 13-SP-007, subject to conditions. Motion carried 5-0.

PLANNING COMMISSION/STAFF COMMENTS

None

ADJOURNMENT

At 7:22 p.m., on a motion by Commissioner Rishoff, seconded by Commissioner Zacuto, the Planning Commission moved to adjourn the meeting to the next scheduled Planning Commission meeting on Thursday, March 21, 2013 at 6:30 p.m. Motion carried 5-0.