



DEPARTMENT OF PLANNING AND COMMUNITY DEVELOPMENT

**MINUTES OF THE REGULAR SCHEDULED MEETING OF
THE PLANNING COMMISSION - AMENDED
November 1, 2007**

ITEM 1: CALL TO ORDER was amended – Chair Rishoff was replaced with Vice Chair Zacuto.

ITEM 3: ROLL CALL was amended – Commissioner John O’Meara was added to the roll call.

ITEM 7: ACTION PARAGRAPH was amended – Motioned was replaced with motion.

1. **CALL TO ORDER:** Vice Chair Zacuto ~~Chair Rishoff~~ called the meeting to order at 6:31 p.m.
2. **FLAG SALUTE:** Commissioner O’Meara
3. **ROLL CALL:** Commissioner Illece Buckley Weber, Commissioner John O’Meara, Commissioner Phil Ramuno, Vice Chair Zacuto, and Chair Steve Rishoff.

Vice Chair Zacuto stated the Commission had received notification of Chair Rishoff’s absence prior to the meeting and that he had requested to be excused. Vice Chair Zacuto asked if there were any objections. There were no objections to excusing the absence. Commissioner Ramuno was also absent having received an excused absence from this meeting on October 18, 2007.

Also present were Assistant Community Development Director Doug Hooper, Assistant Planner Renee Madrigal, Senior Civil Engineer Jay Patel, and Recording Secretary Sheila Keckhut.

4. APPROVAL OF MINUTES: October 18, 2007 Amended

On a motion by Commissioner Buckley Weber, seconded by Vice Chair Zacuto, the Planning Commission moved to approve the Amended Minutes of the October 4, 2007 Planning Commission Meeting. Motion carried 2-0-1. Commissioner O'Meara abstained. Chair Rishoff and Commissioner Ramuno were absent.

5. COMMENTS FROM THE PUBLIC ON ITEMS NOT LISTED ON THE AGENDA:

None

6. CONSENT ITEMS: None

7. CONTINUED PUBLIC HEARING:

APPLICANT: Clive Dawson/Erin Anderson for Rafi and Orit Sharon
28925 Pacific Coast Highway, #203
Malibu, CA 90265

CASE NOS.: 06-CUP-001 and 06-OTP-001

LOCATION: 28243 Balkins Drive
(A.P.N. 2055-022-080)

REQUEST: Request for approval of a Conditional Use Permit to construct a 4,960 square foot, two-story, single-family residence with a 704 square foot attached garage, a swimming pool and spa; and a request for an Oak Tree Permit for the removal of three (3) Oak trees and encroachment within the protected zone of four (4) Oak trees for the proposed construction.

ENVIRONMENTAL DETERMINATION: Exempt from CEQA per Section 15303

RECOMMENDATION: Staff recommended the Planning Commission continue Conditional Use Permit Case No. 06-CUP-001 and Oak Tree Permit Case No. 06-OTP-001, to the November 15, 2007 Planning Commission meeting.

ACTION: On a motion by Commissioner Buckley Weber, seconded by Commissioner O'Meara, the Planning Commission moved to continue Conditional Use Permit Case No. 06-CUP-001 and Oak Tree Permit Case No. 06-OTP-001, to the November 15, 2007 Planning Commission meeting. ~~Motioned~~ Motion carried 3-0. Chair Rishoff and Commissioner Ramuno were absent.

8. NEW PUBLIC HEARINGS:

APPLICANT: Elias Ben Hazany
5226 Palo Comado Canyon Road
Agoura Hills, CA 91301

CASE NO.: 07-CUP-001

LOCATION: 5226 Palo Comado Canyon Road
(A.P.N. 2052-008-030)

REQUEST: Request for approval of a Conditional Use Permit to remodel the interior of an existing gas station and a request to allow the operation of a "Mini Food Mart."

ENVIRONMENTAL DETERMINATION: Exempt from CEQA per Section 15301

RECOMMENDATION: Staff recommends the Planning Commission adopt a motion to approve Conditional Use Permit Case No. 07-CUP-001, subject to conditions, based on the findings of the draft resolution.

PUBLIC COMMENTS: Vice Chair Zacuto opened the Public Hearing

The following persons spoke in favor of the project.

Ben Hazany, Applicant

Shahram Hazany, Representative of the Applicant

ACTION: On a motion by Commissioner O'Meara, seconded by Commissioner Buckley Weber, the Planning Commission moved to adopt Resolution No. 919, approving Conditional Use Permit Case No. 07-CUP-001, subject to conditions. Motion carried 3-0. Chair Rishoff and Commissioner Ramuno were absent.

9. NEW PUBLIC HEARINGS: None

10. ANNOUNCEMENTS ON ITEMS NOT LISTED ON THE AGENDA:

Commission: Vice Chair Zacuto stated he would not be attending the Planning Commission Meeting of November 15, 2007.

Staff: None

11. ADJOURNMENT:

At 7:00 p.m., on a motion by Commissioner Buckley Weber, seconded by Vice Chair Zacuto, the Planning Commission adjourned the meeting to the next scheduled Planning Commission meeting on November 15, 2007, at 6:30 p.m.