

CITY OF MALIBU PLANNING COMMISSION
RESOLUTION NO. 19-01

A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF MALIBU GRANTING A ONE-YEAR EXTENSION OF COASTAL DEVELOPMENT PERMIT NO. 11-019, VARIANCE NO. 13-011, AND SITE PLAN REVIEW NO. 11-008, FOR THE CONSTRUCTION OF A NEW SINGLE-FAMILY RESIDENCE AND ASSOCIATED DEVELOPMENT LOCATED IN THE SINGLE-FAMILY MEDIUM DENSITY ZONING DISTRICT AT 26714 SEAGULL WAY (ARMITAGE DEVELOPMENT GROUP, LLC)

The Planning Commission of the City of Malibu does hereby find, order and resolve as follows:

SECTION 1. Recitals.

A. On February 3, 2014, the Planning Commission adopted Planning Commission Resolution No. 14-11, approving Coastal Development Permit (CDP) No. 11-019, Variance No. 13-011 and Site Plan Review No. 11-008 - An application for a 5,820 square foot, two-story single-family residence with 499 square foot attached garage, driveway, retaining wall, fire-department turnaround, grading, drainage improvements, landscaping, soldier pile system and an evapotranspiration onsite wastewater treatment system, including a variance for construction on slopes in excess of 2½ to 1 and a site plan review for height in excess of 18 feet (28 feet proposed) located in the Single-Family Medium Density zoning district.

B. On February 12, 2014, the Latigo Cove Property Owners Civic Associated appealed the project and the appeal hearing was scheduled to be considered at the June 8, 2015 City Council meeting where the item was continued to a date uncertain.

C. On August 24, 2015 the City Council continued the item to the September 28, 2018 City Council meeting, at which a withdrawal by the appellant was received and filed by the Council.

D. On September 11, 2018, the applicant submitted a time extension request.

E. On October 25, 2018, a Notice of Public Hearing was published in a newspaper of general circulation within the City of Malibu and was mailed to all property owners and occupants within a 500-foot radius of the subject property.

F. On November 15, 2018, the November 19, 2018 Planning Commission regular meeting was cancelled due to the Woolsey Fire.

G. On December 20, 2018, a Notice of Public Hearing was published in a newspaper of general circulation within the City of Malibu and was mailed to all property owners and occupants within a 500-foot radius of the subject property.

H. On January 10, 2019, the Planning Commission held a duly noticed public hearing on the request, reviewed and considered the agenda report, reviewed and considered written correspondence, public testimony, and other information in the record.

SECTION 2. Environmental Review.

Pursuant to the authority and criteria contained in the California Environmental Quality Act (CEQA), the Planning Commission previously determined the project to be categorically exempt pursuant to CEQA Guidelines Section 15303 - New Construction. As such, Categorical Exemption No. 13-128 was filed for CDP No. 11-019, and adopted with the approval of the project.

SECTION 3. Findings of Fact.

Pursuant to Local Coastal Program Local Implementation Plan Section 13.21, the Planning Commission, having considered the staff report, all written correspondence and oral testimony presented at the public hearing, hereby finds that the applicant has demonstrated due cause for the necessity of a time extension of the approval of the coastal development permit and associated requests.

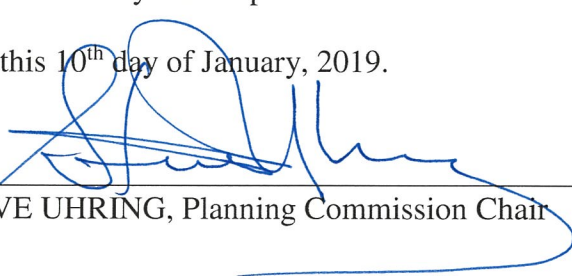
SECTION 4. Planning Commission Action.

A. The approvals set forth in Planning Commission Resolution No. 14-11 are hereby extended for an additional one-year term. The approval is now set to expire on September 28, 2019.

B. No other changes to the conditions contained in Planning Commission Resolution No. 14-11 are made and all other findings, terms and/or conditions contained in Planning Commission Resolution No. 14-11 shall remain in full force and effect.

SECTION 5. The Planning Commission shall certify the adoption of this Resolution.

PASSED, APPROVED AND ADOPTED this 10th day of January, 2019.



STEVE UHRING, Planning Commission Chair

ATTEST:



KATHLEEN STECKO, Recording Secretary

LOCAL APPEAL - A decision of the Planning Commission may be appealed to the City Council by an aggrieved person by written statement setting forth the grounds for appeal. An appeal shall be filed with the City Clerk within 10 days and shall be accompanied by an appeal form and proper appeal fee. The appellant shall pay fees as specified in the Council adopted fee resolution in effect at the time of the appeal. Appeal forms and fee schedule may be found online at www.malibucity.org, in person at City Hall, or by calling (310) 456-2489, extension 245.

I CERTIFY THAT THE FOREGOING RESOLUTION NO. 19-01 was passed and adopted by the Planning Commission of the City of Malibu at the special meeting thereof held on the 10th day of January, 2019, by the following vote:

AYES:	5	Commissioners:	Jennings, Marx, Sibert, Mazza, Uhring
NOES:	0		
ABSTAIN:	0		
ABSENT:	0		


KATHLEEN STECKO, Recording Secretary