

**This meeting will be held via teleconference only in order to reduce the risk of spreading COVID-19 and pursuant to the Governor’s Executive Orders N-25-20 and N-29-20 and the County of Los Angeles Public Health Officer’s Safer at Home Order (revised October 6, 2020). All votes taken during this teleconference meeting will be by roll call vote, and the vote will be publicly reported.**

**HOW TO VIEW THE MEETING:** No physical location from which members of the public may observe the meeting and offer public comment will be provided. Please view the meeting, which will be live streamed at <https://malibucity.org/video> and <https://malibucity.org/VirtualMeeting>.

**HOW TO PARTICIPATE BEFORE THE MEETING:** Members of the public are encouraged to submit email correspondence to [planningcommission@malibucity.org](mailto:planningcommission@malibucity.org) before the meeting begins.

**HOW TO PARTICIPATE DURING THE MEETING:** Members of the public may also speak during the meeting through the Zoom application. You must first sign up to speak before the item you would like to speak on has been called by the Chair and then you must be present in the Zoom conference to be recognized.

Please visit <https://malibucity.org/VirtualMeeting> and follow the directions for signing up to speak and downloading the Zoom application.

**Amended<sup>1</sup> Malibu Planning Commission**  
**Regular Meeting Agenda**  
**(to be held during COVID-19 emergency)**

**Monday, October 19, 2020**

**6:30 P.M. – REGULAR PLANNING COMMISSION MEETING**

**Various Teleconference Locations**

YOU MAY VIEW THIS MEETING LIVE OVER THE INTERNET AT

**[MALIBUCITY.ORG/VIDEO](https://malibucity.org/video)**

Call to Order - Chair

Roll Call - Recording Secretary

Pledge of Allegiance

Approval of Agenda

Report on Posting of Agenda – October 9, 2020; Amended Agenda posted October 14, 2020

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<sup>1</sup> See Addition of Item Nos. 3.A.1. and 3.B.1. and Recommended Action for Item No. 5.A.

**1. Ceremonial/Presentations**

None.

**2. Written and Oral Communications from the Public**

A. Communications from the public concerning matters which are not on the agenda but for which the Planning Commission has subject matter jurisdiction. The Commission may not act on these matters except to refer the matters to staff or schedule the matters for a future agenda.

B. Planning Commission and staff comments and inquires

**3. Consent Calendar**

A. Previously Discussed Items

1. [Approval of Corrected Minutes](#)

*Recommended Action: Approve the corrected minutes for the July 20, 2020 Regular Planning Commission meeting.*

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

B. New Items

1. [Extension of Coastal Development Permit No. 14-035 - A request to extend the Planning Commission's approval of an application to allow the replacement of an onsite wastewater treatment system and associated development](#)

Location: 25321 Malibu Road

APN: 4459-014-002

Owners: Alessandro and Irene Dazzan

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

Recommended Action: Adopt Planning Commission Resolution No. 20-78 granting a one-year extension of Coastal Development Permit No. 14-035 to allow the abandonment of an existing onsite wastewater treatment system (OWTS) and dewatering well, and installation of a new OWTS, and a new dewatering well located in the Rural Residential-Two Acre zoning district at 25321 Malibu Road (Dazzan).

2. [De Minimis Waiver No. 20-010 — An application for a new onsite wastewater treatment system](#)

Location: 29825 Cuthbert Road, not within the appealable coastal zone

APN: 4469-008-003

Owners: James and Melinda M Zanoni

Case Planner: Planning Technician Coronel, 456-2489, ext. 373

Recommended Action: Receive Planning Director's report on De Minimis Waiver No. 20-010 for a new onsite wastewater treatment system to replace one existing septic tank and three seepage pits.

3. [Approval of Minutes](#)

*Recommended Action: Approve the minutes for the August 17, 2020, September 8, 2020, and September 21, 2020 Regular Planning Commission meetings.*

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

4. **Continued Public Hearings**

A. [Conditional Use Permit Amendment No. 18-001 – An application to amend Conditional Use Permit 14-001 to relocate service area to the roofdeck, modify alcohol service, and extend the hours of operation for an existing restaurant use \(Continued from October 5, 2020\)](#)

Location: 22333 Pacific Coast Highway, Suite 150, within the appealable coastal zone  
APN: 4452-024-005  
Property Owner: KW/LF – Malibu Sands, LLC  
Tenant: Nicolas Eatery  
Case Planner: Associate Planner Brooks, 456-2489, ext. 276

Recommended Action: Continue this item to a date uncertain.

B. [Wireless Communications Facility No. 19-014, Coastal Development Permit No. 19-075, Variance No. 19-050, and Site Plan Review No. 19-110 – An application for a new wireless communications facility on top of a replacement streetlight pole in the public right-of-way \(Continued from October 5, 2020\)](#)

Location: 3956.5 Cross Creek Road, not within the appealable coastal zone  
Nearest APN: 4452-011-033  
Applicant: Eukon Group for Verizon Wireless  
Owner: City of Malibu Public Right-of-Way  
Case Planner: Assistant Planner Eaton, 456-2489, ext. 273

Recommended Action: Adopt Planning Commission Resolution No. 20-71 determining the project is categorically exempt from the California Environmental Quality Act, and approving Wireless Communications Facility No. 19-014 and Coastal Development Permit No. 19-075 for Verizon Wireless to install an omnidirectional canister antenna on top of a replacement streetlight pole reaching a maximum height of 32 feet, 3 inches and electrical support equipment, including Variance No. 19-050 to permit a streetlight pole over 28 feet in height and Site Plan Review No. 19-110 to install and operate a wireless communications facility within the public right-of-way located at 3956.5 Cross Creek Road.

- C. [Wireless Communications Facility No. 15-004, Coastal Development Permit No. 17-010, and Site Plan Review No. 15-012 – An application to install a new wireless communications facility, 28-foot tall pole and electrical support equipment \(Continued from October 5, 2020\)](#)

Location: 7361.5 Birdview Avenue, within the appealable coastal zone  
Nearest APN: 4468-004-028  
Applicant: Rob Searcy of Fulsang Architecture  
Carrier: Verizon Wireless  
Owner: City of Malibu Public Right-of-Way  
Case Planner: Principal Planner Fernandez, 456-2489, ext. 482

Recommended Action: Adopt Planning Commission Resolution No. 20-72 determining the project is categorically exempt from the California Environmental Quality Act and approving Wireless Communications Facility No. 15-004 and Coastal Development Permit No. 17-010 for Verizon Wireless to install an omni/sectorized canister antenna with a tapered shroud attached on top of a new wood utility pole at a maximum height of 28 feet, and pole-mounted and in-ground electrical support equipment, including Site Plan Review No. 15-012 to install and operate a wireless communications facility within the Public Right-of-Way located at 7361.5 Birdview Avenue (Verizon Wireless).

## 5. **New Public Hearings**

- A. [Coastal Development Permit No. 16-062, Site Plan Review No. 18-030, Minor Modification No. 20-002, Demolition Permit No. 16-013, and Code Violation No. 19-003 – An application for the after-the-fact replacement of an existing, two-story single-family residence and associated development](#)

Location: 29215 Cliffside Drive, within the appealable coastal zone  
APN: 4468-003-005  
Owner: Cliffside Dume LLC  
Case Planner: Associate Planner Brooks, 456-2489, ext. 276

Recommended Action: Adopt Planning Commission Resolution No. 20-57 determining the project is categorically exempt from the California Environmental Quality Act, and approving Coastal Development Permit No. 16-062 for the after-the-fact replacement of an existing, two-story single-family residence, demolition of more than 50 percent of the exterior walls of the original residence and full demolition of a detached guest house, garage and storage building, detached garage, swimming pool and tennis court, construction of a new detached second unit with an exterior access basement to be used as a gym, swimming pool, spa, decking, driveway, fire department turnaround and grading, and replacement of the existing onsite wastewater treatment system, including Site Plan Review No. 18-030 for construction of the residence over 18 feet in height, Minor Modification No. 20-002 for a 50 percent reduction of the front yard setback, and Demolition Permit No. 19-008 for demolition of more than 50 percent of the existing single-family residence, and full demolition of an existing detached guest house/garage/storage building, detached garage, swimming pool, and tennis court, located in the Rural Residential–One Acre zoning district at 29215 Cliffside Drive (Cliffside Dume LLC).

B. [Coastal Development Permit No. 20-046 – An application to implement a parking management plan through installation of regulatory signage with staggered overnight parking limitations on both sides of Pacific Coast Highway in the Corral Beach area](#)

Location: Within the public right-of-way of Pacific Coast Highway between the west edge of West Malibu Road to the east edge of the property line of 26044 Pacific Coast Highway

Owner: California Department of Transportation (CALTRANS)

Case Planner: Assistant Planning Director Mollica, 456-2489, ext. 346

Recommended Action: Adopt Planning Commission Resolution No. 20-76 determining the project is exempt from the California Environmental Quality Act and approving Coastal Development Permit No. 20-046 for the installation of regulatory signage to implement the parking restrictions of Ordinance No. 469 in the Corral Beach area along Pacific Coast Highway (PCH) so that no parking is allowed in the public-right-of-way on the landward side between 12:00 a.m. to 2:00 a.m. and on the seaward side between 2:00 a.m. and 4:00 a.m., located in the public right-of-way between the west edge of West Malibu Road to the east edge of the property line of 26044 PCH (Caltrans).

C. [Coastal Development Permit No. 20-047 – An application to implement a parking management plan through installation of regulatory signage with staggered overnight parking limitations on the seaward side of Pacific Coast Highway in the Zuma Beach area](#)

Location: Within the public right-of-way of Pacific Coast Highway between the entrance to Zuma Beach at the east end, to the east edge of Trancas Canyon bridge on the west end

Owner: California Department of Transportation (CALTRANS)

Case Planner: Assistant Planning Director Mollica, 456-2489, ext. 346

Recommended Action: Adopt Planning Commission Resolution No. 20-77 determining the project is exempt from the California Environmental Quality Act and approving Coastal Development Permit No. 20-047 for the installation of regulatory signage to implement the parking restrictions of Ordinance No. 469 in the Zuma Beach area along the seaward side Pacific Coast Highway (PCH) so that no parking is allowed in the public-right-of-way between the west edge of Zuma Beach parking entrance and the east property boundary of 30245 PCH between 12:00 a.m. to 2:00 a.m. and between the west property boundary of 30245 PCH to the east edge of Trancas Creek bridge between 2:00 a.m. and 4:00 a.m., located in the public right-of-way (Caltrans).

D. [Coastal Development Permit No. 20-018 - An application for a new vehicular and pedestrian access gate to the Sycamore Park neighborhood](#)

Location: 6480 Via Escondido Drive, not within the appealable coastal zone

APN: 4460-009-003

Owner: Sycamore Tennis Court Association

Case Planner: Associate Planner Thompson, 456-2489, ext. 280

Recommended Action: Continue this item to the November 2, 2020 Regular Planning Commission meeting.

**6. Old Business**

None.

**7. New Business**

None.

**8. Planning Commission Items**

None.

**Adjournment**

**Future Meetings**

Monday, November 2, 2020 6:30 p.m.	Regular Planning Commission Meeting	To Be Determined
Monday, November 16, 2020 6:30 p.m.	Regular Planning Commission Meeting	To Be Determined
Monday, December 7, 2020 6:30 p.m.	Regular Planning Commission Meeting	To Be Determined
Monday, December 21, 2020	CANCELLED	

**Guide to the Planning Commission Proceedings**

**As a result of the Coronavirus (COVID-19) pandemic, the City is under a state of local emergency, as well as states of emergency that have been declared in the County of Los Angeles, state of California, and a federal emergency declared by the President of the United States. At the direction of the Governor, starting March 19, 2020, the entire state is subject to stay-at-home orders. These measures are imposed to reduce the risk of spreading COVID-19. To comply with these emergency measures, the Planning Commission meeting will be open and public but conducted via teleconference only. This way the public, the staff, and the Commission will not be physically in the same place.**

**The Oral Communication** portion of the agenda is for members of the public to present items, which are not listed on the agenda but are under the subject matter jurisdiction of the Planning Commission. No action may be taken under, except to direct staff unless the Commission, by a two-thirds vote, determines that there is a need to take immediate action and that need came to the attention of the City after the posting of the agenda. Although no action may be taken, the Commission and staff will follow up, at an appropriate time, on those items needing response. Each speaker is limited to three (3) minutes. Members of the public wishing to speak during the meeting must participate through the Zoom application. You must first sign up to speak before the item you would like to speak on has been called by the Chair and then you must be present in the Zoom conference to be recognized.

Please visit <https://malibucity.org/VirtualMeeting> and follow the directions for signing up to speak and downloading the Zoom application.

**Items in Consent Calendar Section A** have already been considered by the Commission at a previous meeting where the public was invited to comment, after which a decision was made. These items are not subject to public discussion at this meeting because the vote taken at the previous meeting was final. Resolutions concerning decisions made at previous meetings are for the purpose of memorializing the decision to assure the accuracy of the findings, the prior vote, and any conditions imposed.

**Items in Consent Calendar Section B** have not been discussed previously by the Commission. If discussion is desired, an item may be removed from the Consent Calendar for individual consideration. Commissioners may indicate a negative or abstaining vote on any individual item by so declaring prior to the vote on the motion to adopt the entire Consent Calendar. Items excluded from the Consent Calendar will be taken up by the Commission following the action on the Consent Calendar. The Commission first will take up the items for which public speaker requests have been submitted.

**For Public Hearings** involving zoning matters the appellant and applicant will be given 15 minutes each to present their position to the Planning Commission, including rebuttal time. All other testimony shall follow the rules as set forth under Oral Communication. In order to speak, individuals must visit <https://malibucity.org/VirtualMeeting> and follow the directions for signing up to speak and downloading the Zoom application.

**Old Business** items have appeared on previous agendas but have either been continued or tabled to this meeting with no final action having been taken. Public comment shall follow the rules as set forth under Oral Communication.

**Items in New Business** are items, which are appearing for the first time for formal action. Public comment shall follow the rules as set forth under Oral Communication.

**Planning Commission Items** are items, which individual members of the Planning Commission may bring up for action, to propose future agenda items or to suggest future staff assignments. No new items will be taken-up after 10:30 p.m. without a two-thirds vote of the Planning Commission.

*Planning Commission meetings are aired live and replayed on City of Malibu Government Access Channel 3 and are available on demand on the City's website at <https://www.malibucity.org/video>. Copies of the staff reports or other written documentation relating to each item of business described above are available upon request by emailing [planningcommission@malibucity.org](mailto:planningcommission@malibucity.org).*

*The City Hall phone number is (310) 456-2489. To contact City Hall using a telecommunication device for the deaf (TDD), please call (800) 735-2929 and a California Relay Service operator will assist you. In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact Environmental Sustainability Director Yolanda Bundy, (310) 456-2489, ext. 229. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. [28 CFR 35.102-35.104 ADD Title II].*

*I hereby certify under penalty of perjury, under the laws of the State of California that the foregoing agenda was posted in accordance with the applicable legal requirements. Regular and Adjourned Regular meeting agendas may be amended up to 72 hours in advance of the meeting. Dated this 14<sup>th</sup> day of October 2020 at 2:30 p.m.*



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Kathleen Stecko, Administrative Assistant