

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 April 15, 2021). 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.

**Malibu Planning Commission**  
**Regular Meeting Agenda**  
**(to be held during COVID-19 emergency)**

**Monday, May 3, 2021**

**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

Approval of Agenda

Report on Posting of Agenda – April 22, 2021

**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 inquiries

**3. Consent Calendar**

- A. Previously Discussed Items

None.

- B. New Items

1. [Approval of Minutes](#)

Recommended Action: Approve the minutes for the April 19, 2021 Regular Planning Commission meeting.

Staff Contact: Planning Director Mollica, 456-2489, ext. 346

**4. Continued Public Hearings**

- A. [Coastal Development Permit No. 20-018 - An application for a new vehicular and pedestrian access gate to the Sycamore Park neighborhood \(Continued from March 15, 2021\)](#)

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 a date uncertain.

- B. [Coastal Development Permit No. 14-072, Lot Merger No. 17-007, Lot Line Adjustment No. 14-004, Variance Nos. 17-050, 17-051, 18-001, 18-005, 18-006, and 18-015 – An application for a new single-family residence, associated development, lot merger, and lot line adjustment \(Continued from April 19, 2021\)](#)

Location: 33398 and 33390 Pacific Coast Highway, within the appealable coastal zone  
APNs: 4473-019-005 and 4473-019-006  
Owner: 180 PCH, LLC  
Case Planner: Associate Planner Thompson, 456-2489, ext. 280

Recommended Action: Continue this item to May 17, 2021, Planning Commission meeting upon the applicant's request to pursue redesign options.

- C. [Coastal Development Permit No. 14-073, Variance Nos. 18-002, 18-003, 18-004, 18-008, 18-009, and 18-010, and Minor Modification No. 18-001 – An application for a new single-family residence and associated development \(Continued from April 19, 2021\)](#)

Location: 33386 Pacific Coast Highway, within the appealable coastal zone  
APN: 4473-019-007  
Owner: 180 PCH, LLC  
Case Planner: Associate Planner Thompson, 456-2489, ext. 280

Recommended Action: Continue this item to May 17, 2021, Planning Commission meeting upon the applicant's request to pursue redesign options.

## 5. **New Public Hearings**

- A. [Coastal Development Permit No. 19-052, Variance Nos. 19-047 and 19-048, Demolition Permit No. 20-020 and Code Violation No. 19-039 - An application for an after-the-fact replacement of an existing single-family residence due to the unpermitted demolition/replacement of exterior walls in excess of 50 percent, garage addition and associated development](#)

Location: 25429 Malibu Road, within the appealable coastal zone  
APN: 4459-014-014  
Owner: The Celestial Trust  
Case Planner: Principal Planner Fernandez, 456-2489, ext. 482

Recommended Action: Adopt Planning Commission Resolution No. 21-39 the project is categorically exempt from the California Environmental Quality Act, and approving Coastal Development Permit No. 19-052 and Demolition Permit No. 20-020 for an after-the-fact replacement of an existing single-family residence due to the unpermitted demolition/replacement of exterior walls in excess of 50 percent, including an after-the-fact replacement of the attached garage with a new garage, rear on-grade deck extension, and associated development; including Variance (VAR) No. 19-047 for construction on slopes steeper than 2.5 to 1 and VAR No. 19-048 for the reduction of the required side yard setbacks and cumulative side yard setbacks located in the Rural Residential, Two-Acre zoning district at 25429 Malibu Road (The Celestial Trust).

- B. [Wireless Communications Facility No. 20-022, Coastal Development Permit No. 20-043, Variance No. 20-028, and Site Plan Review No. 20-059 – An application for a new wireless communications facility on top of a replacement streetlight pole in the public right-of-way](#)

Location: 22967.5 Pacific Coast Highway, within the appealable coastal zone  
Nearest APN: 4452-019-005  
Applicant: Fulsang Architecture for Verizon Wireless  
Owner: California Department of Transportation (Caltrans) Public Right-of-Way  
Case Planner: Assistant Planner Eaton, 456-2489, ext. 273

Recommended Action: Adopt Planning Commission Resolution No. 21-35 determining the project is categorically exempt from the California Environmental Quality Act, and approving Outdoor Lighting Review No. 20-001 to replace 51 exterior light fixtures including Outdoor Lighting Review Deviation No. 21-002 to allow light trespass onto adjacent parcels over the maximum allowable 0.25 foot-candles, located in the Commercial Visitor Serving-One zoning district at 23387 Pacific Coast Highway (First Oaks Oil LLC).

**6. Old Business**

None.

**7. New Business**

None.

**8. Planning Commission Items**

None.

**Adjournment**

**Future Meetings**

Monday, May 17, 2021	6:30 p.m.	Regular Planning Commission Meeting	Location TBD
Monday, June 7, 2021	6:30 p.m.	Regular Planning Commission Meeting	Location TBD
Monday, June 21, 2021	6:30 p.m.	Regular Planning Commission Meeting	Location TBD
Tuesday, July 6, 2021	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.

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**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. Requests to show an audio or video presentation during a Council meeting should be directed to Alex Montano at (310) 456-2489, ext. 227 or [amontano@malibucity.org](mailto:amontano@malibucity.org). Material must be submitted by 12:00 p.m. on the meeting day.*

*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 22<sup>nd</sup> day of April 2021 at 3:00 p.m.*



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Kathleen Stecko, Administrative Assistant