

This meeting will be held via teleconference only in order to reduce the risk of spreading COVID-19 and pursuant AB 361 and the County of Los Angeles Public Health Officer's Order (revised January 10, 2022). 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. The meeting 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 before the meeting begins.

HOW TO PARTICIPATE DURING THE MEETING: Members of the public wishing to speak or defer time to another speaker during the meeting must participate through the Zoom application and must be present in the Zoom conference to be recognized. The City requests that you sign up to speak before the item you would like to speak on has been called by the Chair. For those wishing to defer time, you are not required to sign up to speak. At the start of public comment for the item, the Chair shall ask members of the public wishing to defer time to raise their hands in the Zoom meeting using the reactions button. Each person will be called to verify their presence in the Zoom meeting and their intent to donate time.

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, February 7, 2022

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 – January 28, 2022

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 August 16, 2021 Regular Planning Commission meeting.

Staff Contact: Administrative Assistant Evans, 456-2489, ext. 246

- 2. Administrative Coastal Development Permit No. 20-069 – An application for the construction of a new single-family residence and associated development

Location: 28926 Boniface Drive, partially within the appealable coastal zone

APN: 4466-017-013

Owner: Tia Hoberman

Case Planner: Assistant Planner Eng, 310-456-2489, ext. 372

Recommended Action: Receive and file the Planning Director's report on the approval of Administrative Coastal Development Permit No. 20-069.

- 3. De Minimis Waiver No. 21-012 – An application for a new advanced onsite wastewater treatment system for a Woolsey Fire affected parcel

Location: 7034 Birdview Avenue, not within the appealable coastal zone

APN: 4468-006-003

Owner: Medora C. Colberg Decd Trust

Case Planner: Contract Planner Shah. 310-456-2489, ext. 385

Recommended Action: Receive Planning Director's report on De Minimis Waiver No. 21-012 for a new onsite wastewater treatment system for a Woolsey Fire affected parcel.

- 4. De Minimis Waiver No. 21-020 – An application for a new onsite wastewater treatment system for a Woolsey Fire affected parcel

Location: 30111 Harvester Road, not within the appealable coastal zone

APN: 4469-044-008

Owner: Richard and Maureen Kronman Revocable Trust

Case Planner: Contract Planner Shah, 310-456-2489, ext. 385

Recommended Action: Receive Planning Director's report on De Minimis Waiver No. 21-020 for a new onsite wastewater treatment system for a Woolsey Fire affected parcel.

5. De Minimis Waiver No. 21-021 – An application for a new onsite wastewater treatment system for a Woolsey Fire affected parcel

Location: 29863 Cuthbert Road, not within the appealable coastal zone
APN: 4469-008-001
Owner: Anndrea Taylor
Case Planner: Contract Planner Shah, 310-456-2489, ext. 385

Recommended Action: Receive Planning Director's report on De Minimis Waiver No. 21-021 for a new onsite wastewater treatment system for a Woolsey Fire affected parcel.

6. De Minimis Waiver No. 21-013 – An application for a new onsite wastewater treatment system for a Woolsey Fire affected parcel

Location: 5675 Calpine Drive, not within the appealable coastal zone
APN: 4467-026-014
Owners: Jack Guo and Hong Li
Case Planner: Senior Planner Thompson, 456-2489, ext. 280

Recommended Action: Receive Planning Director's report on De Minimis Waiver No. 21-013 for a new onsite wastewater treatment system for a Woolsey Fire affected parcel.

4. **Continued Public Hearings**

None.

5. **New Public Hearings**

A. Coastal Development Permit-Woolsey Fire No. 18-002, Lot Merger No. 18-004, and Certificate of Compliance No. 21-005 – An application for an addition, a new onsite wastewater treatment system, and exterior site improvements

Location: 29846 Harvester, not within the appealable coastal zone
APN: 4469-013-033 and 4469-013-034
Owner: Jean-Fabrice Brunel
Case Planner: Senior Planner Thompson, 456-2489, ext. 280

Recommended Action: Continue the item to a date uncertain.

B. Coastal Development Permit 19-064 and Minor Modification No. 21-003 – An application for a new single-family residence and associated development

Location: 28116 Pacific Coast Hwy, within the appealable coastal zone
APN: 4460-033-012
Owner: Lot 21, LLC
Case Planner: Senior Planner Brooks, 456-2489, ext. 276

Recommended Action: Continue the item to a date uncertain.

- C. Coastal Development Permit No. 19-086, Variance Nos. 21-020, 21-021 and 22-001, Neighborhood Standards No. 19-001, Site Plan Review Nos. 19-125 and 22-001, Minor Modification Nos. 19-017 and 19-018, and Demolition Permit No. 21-029 - An application to permit work completed pursuant to an Emergency Coastal Development Permit and to allow the construction of a new single-family residence and associated development

Location: 31697 Sea Level Drive, within the appealable coastal zone
APN: 4470-024-031
Owner: P & C Partners, LP
Case Planner: Senior Planner Thompson, 310-456-2489, ext. 280

Recommended Action: Adopt Planning Commission Resolution No. 22-11 determining the project is categorically exempt from the California Environmental Quality Act, approving Coastal Development Permit No. 19-086 for construction of a new two-story, 3,312 square foot, single-family residence, including 1,636 square foot subterranean garage/basement (318 square feet of which is included in the Total Development Square Footage) for the project), hardscape, landscape, grading and retaining walls and onsite wastewater treatment system, and approving the slope repair and demolition of the previously existing single-family residence completed pursuant to Emergency Coastal Development Permit No. 18-009; including Variance No. 21-020 for construction on steep slopes and a bluff face, Variance No. 21-021 for retaining walls over six feet in height and a cumulative height for two or more retaining walls over 12 feet in height, Neighborhood Standards No. 19-001 to increase the maximum allowed total development square footage, Site Plan Review No. 19-125 for construction up to 28 feet with a pitched roof, Site Plan Review No. 22-001 for 1,525 cubic yards of remedial grading, Minor Modification No. 19-017 to reduce the required front yard setback, Minor Modification No. 19-018 to reduce the required side yard setback, and Demolition Permit No. 21-029 for the demolition, and denying Variance No. 22-001 for the placement of a generator and propane tank on steep slopes and bluff face that were reconstructed as part of the Emergency Coastal Development Permit located in the Single-Family Medium Density zoning district at 31697 Sea Level Drive (P & C PARTNERS, LP).

6. Old Business

None.

7. New Business

- A. Extension-Woolsey Fire No. 21-003 – Extension of Time to Submit a Planning Verification for Nonconforming Structures and Uses Damaged or Destroyed in the Woolsey Fire

Location: 4615 Via Vienta Street
APN: 4473-011-018
Owner: William Kostman
Case Planner: Senior Administrative Analyst Salazar, 456-2489, ext. 245

Recommended Action: Consider an extension request to submit an application to rebuild a legal nonconforming structure that was damaged or destroyed in the Woolsey Fire and direct staff to come back with a resolution memorializing the Planning Commission’s action.

B. Extension-Woolsey Fire No. 21-006 - Extension of Time to Submit a Planning Verification for Nonconforming Structures and Uses Damaged or Destroyed in the Woolsey Fire

Location: 6760 Dume Drive
APN: 466-016-003
Owner: Bernard Wolfsdorf
Case Planner: Senior Administrative Analyst Salazar, 456-2489, ext. 245

Recommended Action: Consider an extension request to submit an application to rebuild a legal nonconforming structure that was damaged or destroyed in the Woolsey Fire and direct staff to come back with a resolution memorializing the Planning Commission’s action.

C. Extension-Woolsey Fire No. 21-015 - Extension of Time to Submit a Planning Verification for Nonconforming Structures and Uses Damaged or Destroyed in the Woolsey Fire

Location: 6351 Kanan Dume
APN: 4467-036-006
Owner: Patricia Pascucci Brown Trust
Case Planner: Senior Administrative Analyst Salazar, 456-2489, ext. 245

Recommended Action: Consider an extension request to submit an application to rebuild a legal nonconforming structure that was damaged or destroyed in the Woolsey Fire and direct staff to come back with a resolution memorializing the Planning Commission’s action.

8. Planning Commission Items

None.

Adjournment

Future Meetings

Tuesday, February 22, 2022	6:30 p.m. Regular Planning Commission Meeting	Location TBD
Monday, March 7, 2022	6:30 p.m. Regular Planning Commission Meeting	Location TBD
Monday, March 21, 2022	6:30 p.m. Regular Planning Commission Meeting	Location TBD
Monday, April 4, 2022	6:30 p.m. Regular Planning Commission Meeting	Location TBD

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. In order to reduce the risk of spreading COVID-19, consistent 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.

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 Commission meeting should be directed to Alex Montano at (310) 456-2489, ext. 227 or 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 28th day of January, 2022 at 3:00 p.m.



Rebecca Evans, Administrative Assistant