

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 March 23, 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 at least three days prior to the meeting to provide adequate time for Commissioner consideration. Correspondence will continue to be processed until thirty minutes prior to the start of the meeting or as practical.

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.

Amended¹ Malibu Planning Commission
Regular Meeting Agenda
(to be held during COVID-19 emergency)

Monday, April 18, 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 – April 8, 2022; Amended Agenda posted on April 13, 2022

¹ See addition of Item No. 3.B.2.

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. Administrative Coastal Development Permit No. 19-071 and Site Plan Reviews Nos. 19-123 and 19-124 – An application for the construction of a new single-family residence and associated development

Location: 6075 Murphy Way, not within the appealable coastal zone

APN: 4467-004-013

Owner: Massilia Musketeers, LLC

Case Planner: Associate Planner Eaton, 456-2489, ext. 273

Recommended Action: Receive and file the Planning Director's report on the approval of Administrative Coastal Development Permit No. 19-071 and Site Plan Review Nos. 19-123 and 19-124.

2. De Minimus Waiver No. 21-015 – An application for a new onsite wastewater treatment system for a Woolsey Fire affected parcel

Location: 5806 Deerhead Road, not within the appealable coastal zone

APN: 4469-014-018

Owner: Borde Grubbs Family Trust

Case Planner: Assistant Planner Coronel, 456-2489, ext. 373

Recommended Action: Receive and file the Planning Director's report on the issuance of De Minimus Waiver No. 21-015, an application 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. 18-022, Variance No. 22-003, and Lot Merger No. 18-004 – An application for an addition to a previously approved fire rebuild residence and associated development and a lot merger to combine two lots

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

Recommended Action: Adopt Planning Commission Resolution No. 22-10 determining that the project is categorically exempt from the California Environmental Quality Act and approving Coastal Development Permit–Woolsey Fire No. 18-022 to allow for the construction of a 1,166 square foot addition to a destroyed single-family residence approved under Planning Verification-Woolsey Fire No. 19-274; 792 square foot detached garage/workshop, swimming pool, spa, pool equipment, retaining walls, grading, onsite wastewater treatment system, driveway reconfiguration and other associated development; including Variance No. 22-003 for construction on slopes steeper than 2.5 to 1 and Lot Merger No. 18-004 to combine the two adjacent vacant lots (APNs 4469-013-033 and 4469-013-034) located in the Rural Residential, Two-Acre zoning district at 29846 Harvester Road (Brunel).

- B. Coastal Development Permit No. 19-086, Variance Nos. 21-020, and 21-021, 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, 31691, and 31705 Sea Level Drive, within the appealable coastal zone
APN: 4470-024-031, 4470-024-033, 4470-024-028
Owner: P & C Partners, LP
Case Planner: Senior Planner Thompson, 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 of the previously existing single-family residence, as part of the Emergency Coastal Development Permit, located in the Single-Family Medium Density zoning district at 31697, 31691, and 31705 Sea Level Drive (P & C Partners, LP).

6. **Old Business**

None.

7. **New Business**

None.

8. **Planning Commission Items**

None.

Adjournment

Future Meetings

Monday, May 2, 2022	6:30 p.m. Regular Planning Commission Meeting	Location TBD
Monday, May 16, 2022	6:30 p.m. Regular Planning Commission Meeting	City Hall Council Chambers
Monday, June 6, 2022	6:30 p.m. Regular Planning Commission Meeting	City Hall Council Chambers

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 13th day of April, 2022 at 3:30 p.m.



Rebecca Evans, Administrative Assistant