

MINUTES
MALIBU PLANNING COMMISSION
REGULAR MEETING
JULY 16, 2018
COUNCIL CHAMBERS
6:30 P.M.

CALL TO ORDER

Chair Marx called the meeting to order at 6:30 p.m.

ROLL CALL

The following persons were recorded in attendance by the Recording Secretary:

PRESENT: Chair Chris Marx; Vice Chair Steve Uhring; and Commissioners Jeffrey Jennings and Mikke Pierson

ABSENT: Commissioner John Mazza

ALSO PRESENT: Trevor Rusin, Assistant City Attorney; Bonnie Blue, Planning Director; Jessica Colvard, Associate Planner; Carlos Contreras, Associate Planner; Jessica Thompson, Assistant Planner; and Kathleen Stecko, Senior Office Assistant

PLEDGE OF ALLEGIANCE

Planning Director Blue led the Pledge of Allegiance.

REPORT ON POSTING OF AGENDA

Senior Office Assistant Stecko reported that the agenda for the meeting was properly posted on July 6, 2018.

APPROVAL OF AGENDA

MOTION Vice Chair Uhring moved and Commissioner Pierson seconded a motion to approve the agenda, continuing Item Nos. 4.A. and 5.A. to a date uncertain. The motion carried 4-0, Commissioner Mazza absent.

ITEM 1 CEREMONIAL/PRESENTATIONS

None.

ITEM 2.A. PUBLIC COMMENTS

Norman Haynie requested the policy regarding basement access be clarified.

ITEM 2.B. COMMISSION / STAFF COMMENTS

In response to Vice Chair Uhring, Assistant City Attorney Rusin stated the subject of the City Attorney's Office determination that there would not be a discussion item regarding the potential for a revocation hearing for Coastal Development

Permit No. 15-063, an application at 28885 Cliffside Drive, was not on the agenda and could be a topic for the upcoming Planning Commission workshop.

Commissioner Pierson commented on his positive experience during his recent interaction with the City Clerk's Office.

In response to Chair Marx, Planning Director Blue stated the story poles had been removed from 33386, 33398, and 33390 Pacific Coast Highway. In addition, she stated City Council had not provided staff with specific direction on gating the Point Dume parking at the 29300 Cliffside Drive project site and the City would be working with the property owner to address the neighbors' concerns.

Planning Director Blue provided an update on topics that would be discussed at upcoming Planning Commission and City Council meetings and stated recently approved Coastal Development Permit No. 16-064, an application at 5263 Horizon Drive, had been appealed to the California Coastal Commission. In response to Commissioner Pierson, she stated an item on Soho House and Nobu would be scheduled to come before the Planning Commission in the next few weeks and that Senior Planner Fernandez was the staff contact for the application at the Paradise Cove Mobile Home Park.

ITEM 3 **CONSENT CALENDAR**

Commissioner Jennings moved and Vice Chair Uhring seconded a motion to approve the Consent Calendar. The motion carried 4-0, Commissioner Mazza absent.

The Consent Calendar consisted of the following items:

- A. Previously Discussed Items
None.
- B. New Items
 - 1. Approval of Minutes
Recommended Action: Approve the minutes for the June 18, 2018 Regular Planning Commission meeting.
 - 2. Administrative Coastal Development Permit No. 18-025 and Temporary Use Permit No. 18-014 — An application for the Chili Cook-Off and Carnival proposed to take place on August 31, 2018 through September 3, 2018 (Labor Day Weekend)
Location: 23575 Civic Center Way, not within the appealable coastal zone
APN: 4458-022-011
Owner: Malibu Bay Company
Case Planner: Assistant Planner Thompson, 456-2489, ext. 280
Recommended Action: Receive and file the Planning Director's report on Administrative Coastal Development Permit No. 18-025 and Temporary Use Permit No. 18-014.

ITEM 4 CONTINUED PUBLIC HEARINGS

- A. Coastal Development Permit No. 14-064, Variance No. 17-012, Site Plan Review No. 16-040, and Demolition Permit No. 16-021 – An application for the demolition and construction of a new single-family residence, swimming pool and associated development (Continued from June 18, 2018)

Location: 5939 Busch Drive, within the appealable coastal zone
APN: 4469-012-006
Owners: Jean-Pierre and Francoise Hubschman
Case Planner: Contract Planner Rudolph, 456-2489, ext. 238
Recommended Action: Continue this item to a date uncertain.

The item was continued to a date uncertain upon approval of the agenda.

ITEM 5 NEW PUBLIC HEARINGS

- A. Coastal Development Permit No. 15-064, Variance No. 15-046, Minor Modification No. 15-017, and Site Plan Review No. 15-053 – An application for a new single-family residence

Location: 4831 Latigo Canyon Road, not within the appealable coastal zone
APN: 4460-001-015
Owner: Latigo Canyon, LLC
Case Planner: Senior Planner Mollica, 456-2489, ext. 346
Recommended Action: Continue this item to a date uncertain.

The item was continued to a date uncertain upon approval of the agenda.

- B. Coastal Development Permit No. 17-038, Variance No. 18-011, Site Plan Review No. 18-006, and Code Violation No. 17-010 – An application to permit a slope repair and restoration

Location/APNs: 3359 Rambla Pacifico Street / APN 4451-011-019
3343 Rambla Pacifico Street / APN 4451-011-020
Both lots are located outside the appealable coastal zone
Owners: Azad Family Trust and Lynn Maccuish
Case Planner: Associate Planner Contreras, 456-2489, ext. 265

Recommended Action: Adopt Planning Commission Resolution No. 18-46 determining the project is categorically exempt from the California Environmental Quality Act, and approving Coastal Development Permit No. 17-038 to allow the repair and restoration of a slope affected by surficial slope failure across two properties and permit the installation of a drainage device and six-foot high pile supported retaining wall to protect an existing residential structure and onsite wastewater treatment system, and the removal of garden walls constructed without the benefit of permits, including Variance No. 18-011 for construction on slopes steeper than 2.5 to 1, and Site Plan Review No. 18-006 for 342 cubic yards of remedial grading, located in the Rural Residential-One Acre zoning district at 3359 and 3343 Rambla Pacifico (Azad Family Trust and Maccuish).

Associate Planner Contreras presented the staff report.

Disclosures: Vice Chair Uhring.

The Commission directed questions to staff.

As there were no other questions for staff, Chair Marx opened the public comment portion of the public hearing.

Speaker: Charles Santos.

As there were no other speakers present, Chair Marx closed the public comment portion of the public hearing. No further discussion occurred.

MOTION

Vice Chair Uhring moved and Commissioner Jennings seconded a motion to adopt Planning Commission Resolution No. 18-46 determining the project is categorically exempt from the California Environmental Quality Act, and approving Coastal Development Permit No. 17-038 to allow the repair and restoration of a slope affected by surficial slope failure across two properties and permit the installation of a drainage device and six-foot high pile supported retaining wall to protect an existing residential structure and onsite wastewater treatment system, and the removal of garden walls constructed without the benefit of permits, including Variance No. 18-011 for construction on slopes steeper than 2.5 to 1, and Site Plan Review No. 18-006 for 342 cubic yards of remedial grading, located in the Rural Residential-One Acre zoning district at 3359 and 3343 Rambla Pacifico (Azad Family Trust and Maccuish). The motion carried 4-0, Commissioner Mazza absent.

C. Coastal Development Permit No. 16-070 – An application to construct a new detached one-car garage, remodel of and addition to an existing beachfront single-family residence and associated development

Location: 24538 Malibu Road, within the appealable coastal zone

APN: 4458-012-011

Owner: Casola Family Trust

Case Planner: Associate Planner Colvard, 456-2489, ext. 234

Recommended Action: Adopt Planning Commission Resolution No. 18-39, determining the project is categorically exempt from the California Environmental Quality Act, and approving Coastal Development Permit No. 16-070 for a new 266 square foot, detached one-car garage, exterior remodel of and 242 square foot addition to an existing beachfront single-family residence, 120 square foot trellis, deck extension, spa and exterior stairs to the beach in the Single-Family Medium zoning district located at 24538 Malibu Road (Casola Family Trust).

Associate Planner Colvard presented the staff report.

Disclosures: Vice Chair Uhring.

As there were no questions for staff, Chair Marx opened the public comment portion of the public hearing.

Speaker: Kalani Jensen.

As there were no other speakers present, Chair Marx closed the public comment portion of the public hearing. No further discussion occurred.

MOTION Vice Chair Uhring moved and Commissioner Jennings seconded a motion to adopt Planning Commission Resolution No. 18-39, determining the project is categorically exempt from the California Environmental Quality Act, and approving Coastal Development Permit No. 16-070 for a new 266 square foot, detached one-car garage, exterior remodel of and 242 square foot addition to an existing beachfront single-family residence, 120 square foot trellis, deck extension, spa and exterior stairs to the beach in the Single-Family Medium zoning district located at 24538 Malibu Road (Casola Family Trust). The motion carried 4-0, Commissioner Mazza absent.

ITEM 6 OLD BUSINESS

None.

ITEM 7 NEW BUSINESS

None.

ITEM 8 PLANNING COMMISSION ITEMS

None.

ADJOURNMENT

MOTION At 6:57 p.m., Vice Chair Uhring moved and Chair Marx seconded a motion to adjourn the meeting. The motion carried 4-0, Commissioner Mazza absent.

Approved and adopted by the Planning Commission
of the City of Malibu on August 6, 2018.



CHRIS MARX, Chair

ATTEST:



KATHLEEN STECKO, Recording Secretary