Melani Smith, Chair
Charles Durnin, Vice-Chair

Becky Blair, Commissioner
Alan Fox, Commissioner
Leslie Gentile, Commissioner
Phil Saumur, Commissioner
Donita Van Horik, Commissioner

FINAL AGENDA AND DRAFT MINUTES

CALL TO ORDER (5:16 PM)

At 5:16 p.m., Chair Smith called the meeting to order.

ROLL CALL (5:17 PM)

Boardmembers Present: Alan L. Fox, Charles Durnin, Melani Smith, Donita Van Horik and Becky Blair

Boardmembers Absent: Phillip Joseph Saumur and Leslie Fernald Gentile

Also present: Derek Burnham, Current Planning Officer; Michael Mais, Assistant City Attorney; Meredith Elguira, Project Planner; Steven Valdez, Project Planner; Scott Kinsey, Project Planner; Heidi Eidson, Bureau Secretary.

FLAG SALUTE (5:17 PM)

Commissioner Van Horik led the flag salute.

DIRECTOR'S REPORT (5:17 PM)

Derek Burnham, Current Planning Officer, provided the Director's Report.

Derek Burnham responded to a query from Commissioner Van Horik.

PUBLIC PARTICIPATION (5:18 PM)

There was no public comment given at this time.

SWEARING OF WITNESSES (5:18 PM)

Do you solemnly swear or affirm that the evidence you shall give in this Planning Commission Meeting shall be the truth, the whole truth, and nothing but the truth.

REGULAR AGENDA (5:19 PM)

1. 10-035PL

Recommendation to receive and file the report from The Boeing Company and concur with staff's recommendation that they complied with the terms and conditions required under the Douglas Park Development Agreement, and fulfilled the requirements for the reporting period of January 2009 through December 2009. (District 5) (Application No. 1002-18)

Derek Burnham, Current Planning Officer, introduced Meredith Elguira, Project Planner, who presented the staff report.

Gene Warden, applicant, spoke.

Gene Warden responded to queries from Commissioner Blair.

Chair Smith spoke.

Michael Mais, Assistant City Attorney, responded to a query from Commissioner Fox.

Commissioner Van Horik spoke.

Gabriel Marillo, consultant, responded to a query from Chair Smith.

Dave Roseman, City Traffic Engineer, spoke.

Dave Roseman responded to a query from Chair Smith.

Dave Roseman responded to a query from Commissioner Fox.

Dave Roseman responded to queries from Commissioner Van Horik.

A motion was made by Commissioner Van Horik, seconded by Commissioner Durnin, to approve the recommendation. The motion carried by the following vote:

Yes: 5 - Alan L. Fox, Charles Durnin, Melani Smith, Donita Van Horik and Becky Blair

Absent: 2 - Phillip Joseph Saumur and Leslie Fernald Gentile

2. 10-032PL

Recommendation to approve a Conditional Use Permit to construct a courtesy parking lot with eleven parking spaces and a trash enclosure located at 4110 Fountain Street in the R-3-4 zoning district. (District 4) (Application No. 1004-03)

Derek Burnham, Current Planning Officer, introduced Steven Valdez, Project Planner, who presented the staff report.

Steven Valdez responded to queries from Commissioner Blair.

Patricia Blongren provided public comment.

Patricia Blongren responded to a query from Commissioner Blair.

Thomas Reichert, representing the applicant, spoke.

Thomas Reichert responded to queries from Chair Smith.

Commissioner Blair spoke.

Chair Smith spoke.

A motion was made by Commissioner Blair, seconded by Commissioner Durnin, to approve the recommendation. The motion carried by the following vote:

Yes: 5 - Alan L. Fox, Charles Durnin, Melani Smith, Donita Van Horik and Becky Blair

Absent: 2 - Phillip Joseph Saumur and Leslie Fernald Gentile

3. 10-033PL

Recommendation to approve a Conditional Use Permit to upgrade a legal nonconforming alcohol license from a Type 42 (beer and wine) to a Type 48 (beer, wine, and distilled spirits) at an existing tavern located at 2020 E. Artesia Boulevard. (District 9) (Application No. 1004-24)

Derek Burnham, Current Planning Officer, introduced Steven Valdez, Project Planner, who presented the staff report.

Robert Stace, owner, spoke.

Robert Stace responded to queries from Commissioner Blair.

Derek Burnham responded to comments made by Robert Stace.

Michael Mais, Assistant City Attorney, and Derek Burnham responded to a query from Commissioner Van Horik.

Derek Burnham responded to a query from Commissioner Van Horik.

Derek Burnham responded to a query from Chair Smith spoke.

Steve Kutcher provided public comment.

Laurel Kutcher provided public comment.

Gary Bowing provided public comment.

Derek Burnham responded to a query from Commissioner Fox.

Robert Stace responded to queries from Commissioner Van Horik.

A dialogue ensued between Derek Burnham and Commissioner Blair.

A motion was made by Commissioner Van Horik, seconded by Commissioner Blair, to approve the recommendation with an amendment to include a condition that the applicant shall provide a minimum of 20 off-site parking spaces via a lease agreement and that the applicant shall notify the Department of Development Services 30 days prior to the expiration of the lease agreement and will provide additional parking, as needed, to meet the requirement. Change the Findings to strike language waiving the parking requirement and clarify that the requirement is for 20 parking spaces.

Yes: 5 - Alan L. Fox, Charles Durnin, Melani Smith, Donita Van Horik and Becky Blair

Absent: 2 - Phillip Joseph Saumur and Leslie Fernald Gentile

4. 10-034PL

Recommendation to approve Site Plan Review for construction of a 23,300-square-foot addition to the Aquarium of the Pacific, approve a Conditional Use Permit for an electronic message center sign consisting of 11,520 square feet of digital illuminated display tiles to be used as an architectural feature on the facade of the new addition; recommend that City Council approve an amendment to the Downtown Shoreline Planned Development District (PD-6) to eliminate the size restriction on an aquarium; recommend that City Council approve an amendment to the Local Coastal Program incorporating the requested changes to PD-6; and certify Negative Declaration 01-10, for the proposed project at 100 Aquarium Way. (District 2) (Application No. 0910-06)

Derek Burnham, Current Planning Officer, introduced the item.

Scott Kinsey, Project Planner, provided the staff report and information regarding the entitlements.

Jerry Schubel, President and CEO of the Aquarium of the Pacific,

discussed the proposed expansion.

Scott Schell, Project Architect, provided further information regarding the expansion.

Commissioner Durnin spoke.

Jerry Schubel responded to comments from Commissioner Durnin.

A dialogue ensued between Chair Smith, Jerry Schubel, Scott Schell and Derek Burnham.

A dialogue ensued between Commissioner Fox, Jerry Schubel and Derek Burnham.

Chair Smith spoke.

Commissioner Blair spoke.

Commissioner Van Horik spoke.

A dialogue ensued between Commissioner Van Horik, Scott Schell and Jerry Schubel.

Scott Schell responded to a query from Chair Smith.

Jerry Schubel responded to a query from Chair Smith.

Commissioner Blair spoke.

Derek Burnham responded to a query from Chair Smith.

Commissioner Durnin spoke.

Derek Burnham responded to a query from Chair Smith.

Jack Smith provided public comment.

A dialogue ensued between Jack Smith, Commissioner Van Horik and Chair Smith.

Steve Kutcher provided public comment.

Laurie Angel, Chair of North PAC, provided public comment.

Joe Gannon provided public comment.

Michael Mais, Assistant City Attorney, and Derek Burnham responded to a query from Commissioner Van Horik.

Laurie Angel responded to a query from Commissioner Van Horik.

Michael Mais responded to a query from Commissioner Blair.

A dialogue ensued between Chair Smith, Michael Mais and Derek Burnham.

A dialogue ensued between the Commission, the applicant and staff.

Commissioner Van Horik spoke.

Chair Smith spoke.

A motion was made by Commissioner Van Horik, seconded by Commissioner Fox, to approve the recommendation with an amendment to strike Condition #6 and replace it with a new Condition #6 stating that the main purpose of the sign is architectural and artistic in nature and that only graphic images directly related to the Aquarium of the Pacific, including its logo, shall be permitted or displayed at anytime; strike all of Condition #7 except 7a, relating to hours of operation; and state that the technology used will be colorized LCD, or similar technology, to the satisfaction of the Director of Development Services. The motion carried by the following vote:

Yes: 5 - Alan L. Fox, Charles Durnin, Melani Smith, Donita Van Horik and Becky Blair

Absent: 2 - Phillip Joseph Saumur and Leslie Fernald Gentile

STUDY SESSION - Wireless Telecommunication Ordinance Amendment (8:27 PM)

Derek Burnham, Current Planning Officer, introduced the study session item.

Scott Kinsey, Project Planner, presented the study session item regarding the Wireless Telecommunication Ordinance Amendment.

Derek Burnham responded to a query from Chair Smith.

A dialogue ensued between Commissioner Blair and Derek Burnham.

Michael Mais, Assistant City Attorney, responded to a query from Commissioner Durnin.

Derek Burnham responded to queries from Commissioner Van Horik.

Michael Mais responded to a query from Commissioner Van Horik.

Derek Burnham spoke.

Chair Smith spoke.

Derek Burnham responded to queries from Chair Smith.

Chair Smith spoke.

Derek Burnham and Michael Mais responded to queries from Commissioner Blair.

Commissioner Durnin spoke.

COMMENTS FROM THE PLANNING COMMISSION (8:52 PM)

There were no comments from the Planning Commission.

ADJOURNMENT (8:52 PM)

At 8:52 p.m., Chair Smith adjourned the meeting.

NEXT REGULAR MEETING: July 15, 2010 - 5:00 PM

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