

CITY OF DANA POINT

Monday
December 20, 2010
6:00 p.m.



City Hall Offices
Council Chamber (#210)
33282 Golden Lantern
Dana Point, CA 92629

PLANNING COMMISSION REGULAR MEETING AGENDA

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL Commissioner Liz Claus, Chairman Ed Conway, Commissioner Norman Denton, Commissioner Gary Newkirk, and Vice-Chairwoman April O'Connor

A. APPROVAL OF MINUTES

ITEM 1: **Minutes of the regular Planning Commission Meeting of December 6, 2010.**

B. PUBLIC COMMENTS

Anyone wishing to address the Planning Commission during the Public Comment section or on an Agenda Item is asked to complete a "Request to Speak" form available at the door. The completed form is to be submitted to the Planning Commission Secretary prior to an individual being heard by the Planning Commission.

Any person wishing to address the Planning Commission on a subject other than those scheduled on the Agenda is requested to do so at this time. In order to conduct a timely meeting, there will be a three-minute time limit per person and an overall time limit of 15 minutes for the Public Comments portion of the Agenda. State law prohibits the Planning Commission from taking any action on a specific item unless it appears on the posted Agenda.

C. CONSENT CALENDAR

There are no items on the Consent Calendar.

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D. PUBLIC HEARINGS

ITEM 2: Coastal Development Permit CDP10-0015 to allow the upgrade of water, sewer, and recycled water utilities within existing public rights of way at various locations in the City.

Applicant: South Coast Water District
Owner: City of Dana Point
Location(s): The proposed upgrades will take place within the following public rights-of-way.

- Pacific Coast Highway between the streets of Blue Lantern and Copper Lantern
- Del Prado between the streets of Blue Lantern and Golden Lantern
- Ruby Lantern between the streets of San Marino Place and Del Prado alleyway
- Amber Lantern between Pacific Coast Highway and Del Prado alleyway
- Violet Lantern between La Cresta and Del Prado
- Golden Lantern between La Cresta and Del Prado
- La Plaza between Violet Lantern and Golden Lantern
- La Cresta between Violet Lantern and Golden Lantern
- Malaga between San Marino Place and Pacific Coast Highway
- Colegio between San Marino Place and Pacific Coast Highway

Request: Approval of Coastal Development Permit CDP10-0015 to allow the upgrades for water, sewer, and recycled water utilities within existing public right of way at various locations in the City.

Environmental: Pursuant to the California Environmental Quality Act (CEQA), the lead agency, South Coast Water District, prepared and adopted a Mitigated Negative Declaration for the proposed project in May, 2010 (State Clearing House # 2010031082).

Recommendation: That the Planning Commission adopt the attached draft Resolution No. 10-12-20-xx, approving the proposed Coastal Development Permit.

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ITEM 3: Zone Text Amendment ZTA10-0002.

Applicant/Owner: City of Dana Point

Location(s): Citywide

Request: Request for Zone Text Amendment ZTA10-0002 to correct inconsistencies, improve standards, and provide clarification to the Access, Parking and Loading Standards (Sections 9.35.050 and 9.75.010 of the Municipal Code).

Environmental: The proposed project is found not to have a significant effect on the environment and is therefore exempt from the provisions of California Environmental Quality Act (CEQA) pursuant to Article 19, Section 15305, Class 5 – Minor Alterations in Land Use Limitations. The proposed project involves minor amendments to the Zoning Ordinance.

Recommendation: That the Planning Commission approve the attached draft Resolution, recommending approval and adoption of the proposed Zone Text Amendment (ZTA) to the City Council.

ITEM 4: The public art component for the new community building within the Niguel Shores Community Association located off of Selva Road at the Garibaldi entrance.

Applicant/Owner: Niguel Shores Community Association

Location(s): Proposed location for the public art component will be at the northeast corner of Selva Road at the Garibaldi entrance, within the landscaped area adjacent to the Niguel Shores monument sign

Request: Approval of the public art component for the Niguel Shores Community Association.

Environmental: The subject project qualifies for a Section 15303 (e) (Class 3 – New Construction or the Conversion of Existing Facilities) Categorical Exemption from the provisions set forth in the California Environmental Quality Act (CEQA) in that public art is an accessory or appurtenant structure such as garages, swimming pools or fences.

Recommendation: That the Planning Commission adopt the attached Draft Resolution approving the proposed public art component for the Niguel Shores Community Association.

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E. NEW BUSINESS

There is no New Business.

F. STAFF REPORTS

G. COMMISSIONER COMMENTS

H. ADJOURNMENT

The January 3, 2010 meeting of the Planning Commission will not be held due to holiday vacation schedules. The *next regular* meeting of the Planning Commission will be held on Monday, January 17, 2010, beginning at 6:00 p.m. (or as soon thereafter) in the City Council Chamber located at 33282 Golden Lantern, Suite 210, Dana Point, California.

CERTIFICATION

STATE OF CALIFORNIA)
COUNTY OF ORANGE)
CITY OF DANA POINT)

AFFIDAVIT OF POSTING

I, Kyle Butterwick, Community Development Director of the City of Dana Point, do hereby certify that on or before Friday, December 17, 2010, I caused the above notice to be posted in four (4) places in the City of Dana Point, to wit: City Hall, Capistrano Beach Post Office, Dana Point Post Office and the Dana Point Library.

Kyle Butterwick, Director
Community Development Department

IN COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT, IF YOU NEED SPECIAL ASSISTANCE TO PARTICIPATE IN THIS MEETING, YOU SHOULD CONTACT THE OFFICE OF THE PLANNING COMMISSION AT (949) 248-3563. NOTIFICATION 48 HOURS PRIOR TO THE MEETING WILL ENABLE THE CITY TO MAKE REASONABLE ARRANGEMENTS TO ASSURE ACCESSIBILITY TO THIS MEETING.