

**CITY OF DANA POINT
PLANNING COMMISSION
REGULAR MEETING ACTION AGENDA**

November 16, 2009
6:00 – 6:12 p.m.

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

CALL TO ORDER – Chairwoman Fitzgerald called the meeting to order.

PLEDGE OF ALLEGIANCE – Vice-Chairman Conway led the Pledge of Allegiance.

ROLL CALL

Commissioners Present: Vice-Chairman Ed Conway, Commissioner Norman Denton, Chairwoman Liz Anderson Fitzgerald, Commissioner Gary Newkirk, and Commissioner April O'Connor

Staff Present: John Tilton (City Architect/Planning Manager), Jennifer Farrell (Deputy City Attorney), and Denise Jacobo (Planning Secretary)

A. APPROVAL OF MINUTES

ITEM 1: **Minutes of the regular Planning Commission Meeting of November 2, 2009.**

ACTION: **Motion made (Denton) and seconded (Newkirk) to approve the Minutes of the regular Planning Commission Meeting of November 2, 2009. Motion carried 4-0-1. (AYES: Denton, Fitzgerald, Newkirk, O'Connor NOES: None ABSENT: None ABSTAIN: Conway)**

B. PUBLIC COMMENTS

There were no Public Comments.

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C. CONSENT CALENDAR

ITEM 2: Antenna Use Permit AUP08-0002 and Coastal Development Permit CDP08-0010 to allow for the placement of a new cellular antenna facility (Light Standard right-of-way installation), as well as underground, accessory equipment, within the Coastal Zone adjacent to the Northeast corner of Harbor Drive, Golden Lantern and Lantern Bay Park – Revision to Project Resolution 09-11-02-27.

Applicant: George Ramirez (The Planning Consortium on behalf of T-Mobile USA)

Owner: City of Dana Point

Location: Right-of-way in the vicinity of the intersection of Golden Lantern and Harbor Drive and Lantern Bay Park (APNs 682-311-04 and 682-311-05)

Recommendation: That the Planning Commission receive and file approved Resolution 09-11-02-27.

It was the consensus of the Planning Commission to approve the Consent Calendar.

D. PUBLIC HEARINGS

ITEM 3: One-year extension of previously approved Coastal Development Permit CDP06-20 to modify the existing entryway to the Capistrano Bay District Community and add guest parking spaces and associated improvements in and around the entryway located at 35000 Beach Road.

Applicant/ David Gutierrez

Owner: Capistrano Bay District

Location: 35000 Beach Road - APN: 123-060-16

Request: Allow a second one-year time extension of discretionary permits originally approved in December of 2006, to modify the existing entryway to the Capistrano Bay District Community and add guest parking spaces and associated improvements in and around the entryway.

Recommendation: That the Planning Commission approve a one-year time extension for Coastal Development Permit CDP06-20, subject to all of the conditions contained in Resolution No. 06-12-20-48.

There was one request to speak on this item.

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ACTION: Motion made (O'Connor) and seconded (Denton) to approve a one-year extension of previously approved Coastal Development Permit CDP06-20, subject to all of the conditions in Resolution No. 06-12-20-48. Motion carried 5-0. (AYES: Conway, Denton, Fitzgerald, Newkirk, O'Connor NOES: None ABSENT: None ABSTAIN: None)

E. NEW BUSINESS

There were no New Business items.

F. STAFF REPORTS

John Tilton (City Architect/Planning Manager) gave a Harbor status update.

Jennifer Farrell (Assistant City Attorney) gave an update regarding Medical Marijuana dispensaries in Dana Point, appealing an Orange County Superior Court ruling.

G. COMMISSIONER COMMENTS

Vice-Chairman Conway invited everyone to participate in the Ocean Institute Annual Turkey Trot (Thanksgiving Day run event) "kick off" event on Tuesday, November 17, 2009.

Commissioner O'Connor thanked the City staff for the repair of a "Welcome to the City" (entrance) sign located on Crown Valley Parkway.

H. ADJOURNMENT

Chairwoman Fitzgerald adjourned the meeting to the *next regular* meeting of the Planning Commission to be held on Monday, December 7, 2009, beginning at 6:00 p.m. (or as soon thereafter) in the Council Chamber located at 33282 Golden Lantern, Suite 210, Dana Point, California.

The meeting adjourned at 6:12 p.m.