

**CITY OF DANA POINT  
PLANNING COMMISSION  
REGULAR MEETING MINUTES**

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April 5, 2010  
6:00 – 6:30 p.m.

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

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

**PLEDGE OF ALLEGIANCE** – Chairwoman Fitzgerald 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: Kyle Butterwick (Director of Community Development), Evan Langan (Associate Planner), Jennifer Farrell (Assistant City Attorney), and Denise Jacobo (Planning Secretary)

**ITEM 1: Reorganization of the Planning Commission.**

- a) Select nominations and vote for Chairman to serve until the first meeting of April, 2011.
- Commissioner Denton nominated Ed Conway to serve as Chairman; no other nominations were received.

**ACTION:** Motion made (Denton) and seconded (O'Connor) to elect Vice-Chairman Conway to serve as Chairman of the Planning Commission. Motion carried 5-0. (AYES: Conway, Denton, Fitzgerald, Newkirk, O'Connor NOES: None ABSENT: None ABSTAIN: None)

**Therefore, Ed Conway was appointed to serve as Chairman.**

- b) Select nominations and vote for Vice-Chairman to serve until the first meeting of April, 2011.
- Commissioner Denton nominated April O'Connor to serve as Vice-Chairwoman; no other nominations were received.

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**ACTION:** Motion made (Denton) and seconded (Newkirk) to elect April O'Connor to serve as Vice-Chairwoman of the Planning Commission. Motion carried 5-0. (AYES: Conway, Denton, Fitzgerald, Newkirk, O'Connor NOES: None ABSENT: None ABSTAIN: None)

Therefore, April O'Connor was appointed to serve as Vice-Chairwoman.

c) Presentation to outgoing Chairwoman Liz Anderson Fitzgerald.

**Chairwoman Fitzgerald** thanked the Planning Commission for their support during her chairmanship and appreciated the opportunity to work with fellow commissioners and staff in a leadership capacity.

**Kyle Butterwick (Director)** presented an engraved gavel to Commissioner Fitzgerald and thanked her for her service and contribution to the City of Dana Point as Chairwoman of the Planning Commission.

**A. APPROVAL OF MINUTES**

**ITEM 2:** Minutes of the regular Planning Commission Meeting of March 15, 2010.

**ACTION:** Motion made (Denton) and seconded (Fitzgerald) to approve the Minutes of the regular Planning Commission Meeting of March 15, 2010. Motion carried 5-0. (AYES: Conway, Denton, Fitzgerald, Newkirk, O'Connor NOES: None ABSENT: None ABSTAIN: None)

**B. PUBLIC COMMENTS**

There were no Public Comments.

**C. CONSENT CALENDAR**

There were no items on the Consent Calendar.

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**D. PUBLIC HEARINGS**

**ITEM 3: Request for Coastal Development Permit CDP08-0012, Antenna Use Permit AUP08-0003 and Conditional Use Permit CUP10-0002 to allow new antenna facilities to be housed within three flag-poles (replacing three, existing flag-poles of identical height and location) at 34085 Pacific Coast Highway (Blue Lantern Shopping Center).**

Applicant/ Robert Howell, (The Planning Consortium on behalf of T-Mobile USA)  
Owner: Blue Lantern Property LLC  
Location: 34085 Pacific Coast Highway (APN 672-231-06)

Request: Approval of Coastal Development Permit CDP08-0012, Antenna Use Permit AUP08-0003 and Conditional Use Permit CUP10-0002 to allow new antenna facilities to be housed within three flag-poles (replacing three, existing flag-poles of identical height and location).

Environmental: The subject project is categorically exempt from the provisions of the California Environmental Quality Act (CEQA) per Sections 15301 (a) (Class 1 – Existing Facilities). A Categorical Exemption has been prepared and will be duly filed per the requirements of the statute.

Recommendation: That the Planning Commission adopt the attached, Draft Resolution 10-04-05-06, approving the referenced scope-of-work.

**Evan Langan** (Associate Planner) presented the staff report.

**Chairman Conway opened the Public Hearing.**

**Dean Brown** (Orange - The Planning Consortium representing T-Mobile) introduced the team of consultants who were present at the meeting on behalf of T-Mobile. He indicated that they have looked at a number of alternative locations and decided the proposed location would result in the least visual impact. He agreed to staffs findings subject to the conditions of approval. He thanked staff for their work, and indicated that the project is a great design which would compliment the Town Center District.

**Chairman Conway closed the Public Hearing.**

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**Commissioner Denton** felt that replacing the three poles with slightly thicker poles would be a “one for one” replacement and that he cannot see any reason to deny the project. He added that he would be prepared to make a motion if there were no additional comments from the Commissioners.

**ACTION:** Motion made (Denton) and seconded (O’Connor) to adopt Resolution No. 10-04-05-06 approving Antenna Use Permit AUP08-0003, Coastal Development Permit CDP08-0012 and Conditional Use Permit CUP10-0002 to allow new antenna facilities to be housed within three flag-poles (replacing three, existing flag-poles of identical height and location) at 34085 Pacific Coast Highway (Blue Lantern Shopping Center. Motion carried 5-0. (AYES: Conway, Denton, Fitzgerald, Newkirk, O’Connor NOES: None ABSENT: None ABSTAIN: None)

**E. NEW BUSINESS**

There was no New Business.

**STAFF REPORTS**

**Kyle Butterwick** (Director) gave several updates:

- He reported that he has received a tentative commitment date (June) from the California Coastal Commission to ratify City Council approval of the Suggested Modifications to the Harbor Land Use Plan. In that same meeting the review and approval of the newly suggested modifications on the Draft Implementation Plan would also be reviewed. He anticipates an early release and distribution of the staff report to the public before the June hearing in Marina Del Rey.
- He reported that the County and the Harbor staff are working on their first Coastal Development Permit application which is expected to be submitted to the City after final approval of the Harbor LCPA.
- He stated that the City was moving forward with a comprehensive plan for the Doheny Village area. He anticipated that a work program and contract with the design consultant would be completed in 4-6 weeks.

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**F. COMMISSIONER COMMENTS**

**Vice-Chairwoman O'Connor** thanked the Commissioners for her appointment (as Vice-Chair) stating that to serve on the Commission is an honor. She announced that the Pet Project Foundation would be sponsoring their annual Wag-A-Thon event on April 24<sup>th</sup> at the Dana Point Harbor Island.

**Commissioner Fitzgerald** stated that the Headlands Interpretative Center was in full bloom with yellow daisies along the trail, and she encouraged everyone to take advantage of the scenery. She stated that she would not be present at the next Planning Commission meeting due to her upcoming wedding.

**Commissioner Denton** congratulated Chairman Conway and Vice-Chairwoman O'Connor on their new appointments.

**Commissioner Newkirk** congratulated new Chairman Conway and Vice-Chairwoman O'Connor. He added that he would be looking forward to attending the Wag-A-Thon this year. He announced the upcoming Dana Point Grand Prix Cycling event and stated that Dana Point should be proud of the event.

**Chairman Conway** thanked the Commission for electing him as Chairman. He mentioned that he would be attending the Annual Dana Point Grand Prix of Cycling, taking place April 10-11, 2010. He encouraged everyone to attend the event.

**G. ADJOURNMENT**

**Chairman Conway** announced that the *next regular* meeting of the Planning Commission will be held on Monday, April 19, 2010, 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 6:30 p.m.**

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Ed Conway, Chairman  
Planning Commission