

MINUTES – REGULAR PLANNING COMMISSION MEETING

COUNCIL CHAMBERS

18747 CLARKDALE AVENUE, ARTESIA, CA 90701

April 28, 2009

Call to Order

The Regular Planning Commission Meeting of the City of Artesia was called to order on April 28, 2009, at the City of Artesia Council Chambers at 7:00 p.m. by Chairman Medina.

Invocation

Commissioner Diaz led the invocation.

Pledge of Allegiance

Vice Chairperson Young led the pledge of allegiance.

Roll Call

Present: Commissioner Canales
Commissioner Diaz
Vice Chairperson Young
Chairman Medina

Absent: Commissioner Sousa

Also Present: Associate Planner Okina Dor
Assistant Planner Jose Hernandez
Deputy City Attorney Melissa M. Crosthwaite
Planning Clerk Erika Castañeda

Approval of the Planning Commission Agenda

Motion by Commissioner Canales second by Chairman Medina to approve the Planning Commission Agenda. The Planning Commission unanimously approved the Agenda.

Announcement of Speaker Cards

Chairman Medina announced that for recording purposes, if anyone wishes to make a statement regarding any item on the agenda, to complete a speaker slip and deposit it with the planning clerk prior to the commencement of the meeting. Please note that there is a five-minute time limit per speaker imposed. Please stay within this time limit.

Public Comments

There were no comments from the public.

1. Consent Calendar

- A. Approval of Minutes of the Planning Commission Meeting of March 24, 2009.

Minutes for the meeting of March 24, 2009 will be approved in the upcoming meeting scheduled for May 26, 2009 due to a lack of quorum.

Administration of the Oath:

At this time anyone desiring to speak on a public hearing item should stand and be sworn in by the Deputy City Attorney Melissa M. Crosthwaite.

New Business - Public Hearing:

2. Case No. 2009-08

Variance 11841 178th Street

Paul Kim, 6281 Beach Blvd. Ste. 219, Buena Park, CA 90621

A request for approval of a variance to allow an eight foot tall fence for the property located at 11841 178th Street in the Single Family Residential (R-1) Zone.

Resolution No. 2009-09P

Details of the case were presented by Associate Planner Okina Dor, as noted in the staff report.

Chairperson Medina opened the public hearing.

Mr. Paul Kim architect for the project approached the podium stating the reason they extended the height of the fence was to reduce the noise level of the playground as well as theft issues that have occurred in the past and for the safety of the church in general. Mr. Kim stated the fence is currently 5 feet high with the addition of the 3 feet of tempered glass.

Commissioner Canales asked Mr. Kim if the addition of the height of the fence was triggered due to a resident complaining. Mr. Kim stated that there were no complaints from residents pertaining to this matter.

**MOTION by Commissioner Diaz, second by
Chairman Medina TO CLOSE PUBLIC
HEARING.**

Vice Chairperson Young asked staff how the inspector or engineer will verify the embedment into the existing wall.

Mr. Dor stated that several options were brought up and an x-ray scanning was one of options given to Mr. Kim to verify this information, and be given to the building inspector prior to the permit being issued.

MOTION by Commissioner Diaz, second by Commissioner Canales to APPROVE CASE NO. 2009-08/RESOLUTION NO. 2009- 09P

Said motion was carried in the following roll call vote:

AYES: COMMISSIONERS: Canales, Diaz, Young, and Medina
NOES: COMMISSIONERS: None
ABSENT: COMMISSIONERS: Sousa
ABSTAIN: COMMISSIONERS: None

3. Case No. 2009-09

**Design Review
11705 Arkansas Street**

Jack Ferris, 5140 Atherton #41, Long Beach CA 90815

A request for design review approval for exterior improvements to the subject site located at 11705 Arkansas Street in the Light Manufacturing and Industrial (M-1) Zone.

Resolution No. 2009-10P

Details of the case were presented by Assistant Planner Jose Hernandez, as noted in the staff report.

Chairman Medina opened the public hearing.

No one approached the podium to speak on this item.

MOTION by Vice Chairperson Young, second by Chairman Medina TO CLOSE PUBLIC HEARING.

Commissioner Canales asked staff if the landscape at this property is up to date and complies with the water conservation policy through the L.A. County.

Mr. Hernandez stated as of right now, the City is going through the process of updating the water conservancy process; therefore, the City cannot enforce this issue at this time. One thing that will be enforced is that there is not an

excessive water run off as well as the landscape being irrigated and maintained as part of the approval.

Chairman Medina made a motion to re-open the public hearing.

Mr. Jack Ferris, owner of the property approached the podium expressing his concerns pertaining to his property.

Mr. Dor clarified the concerns that Mr. Ferris was expressing with staff and Commissioners.

MOTION by Chairman Medina, second by Commissioner Diaz **TO CLOSE PUBLIC HEARING.**

No further comments were made.

MOTION by Vice Chairperson Young, second by Chairman Medina to **APPROVE CASE NO. 2009-09/RESOLUTION NO. 2009- 10P**

Said motion was carried in the following roll call vote:

AYES: COMMISSIONERS: Canales, Diaz, Young, and Medina
NOES: COMMISSIONERS: None
ABSENT: COMMISSIONERS: Sousa
ABSTAIN: COMMISSIONERS: None

4. Case No. 2009-10

Design Review 16809 Pioneer Boulevard

Sign Development Inc., 1366 W. 9th Street, Upland CA 91786

A request for design review approval to reface the existing "Express Fuel" signs to "Valero" for the property located at 16809 Pioneer Boulevard in the Commercial General (C-G) Zone.

Resolution No. 2009-11P

Details of the case were presented by Assistant Planner Jose Hernandez, as noted in the staff report.

Chairman Medina opened the public hearing.

Mr. Okina Dor stated a condition will be added in the conditions of approval that was not provided in the Agenda.

Ms. Crosthwaite stated that the added condition will read “approval of this design review is contingent upon the clearance and approval of the building department, business license and or any other governmental agency involved with the subject property and business located at 16809 Pioneer Boulevard”. This would be condition No. 20 to Resolution No. 2009-11P.

MOTION by Chairman Medina, second by Commissioner Diaz TO CLOSE PUBLIC HEARING.

Commissioner Diaz inquired on relocating the trash bin on site due to the fact that it is in a visible area. Mr. Dor stated that the trash bin should not be located there and will work with Code Enforcement to get it removed and be put behind the building to be screened from public view.

MOTION by Commissioner Diaz, second by Commissioner Canales to APPROVE CASE NO. 2009-10/RESOLUTION NO. 2009- 11P

Said motion was carried in the following roll call vote:

AYES: COMMISSIONERS: Canales, Diaz, Young, and Medina
NOES: COMMISSIONERS: None
ABSENT: COMMISSIONERS: Sousa
ABSTAIN: COMMISSIONERS: None

5. Case No. 2008-14

**Design Review
18728-32 Arline Avenue**

Koka Villa, Inc. 18760 Pioneer Boulevard, Artesia CA 90701
A request to modify condition in Resolution No. 2008-13P of Case No. 2008-14 for the property located at 18728-32 Arline Avenue in the Single Family Residential (R-1) Zone.
Resolution No. 2008-13P

This item was brought before the Planning Commission as a report item so that the City of Artesia can recuperate all of the pending fees serviced for Case No. 2008-14.

Details of the case were presented by Assistant Planner Jose Hernandez, as noted in the staff report.

Vice Chairperson Young opened the public hearing.

No further discussion was made.

MOTION by Commissioner Diaz, second by Commissioner Canales **TO CLOSE PUBLIC HEARING.**

Commissioner Diaz asked what the process would be if the applicant does not pay the required fees to the City of Artesia. Mr. Dor stated that at this point the item will go to the prosecutor's office.

MOTION by Commissioner Diaz, second by Commissioner Canales to **APPROVE CASE NO. 2009-14/RESOLUTION NO. 2009- 13P**

Said motion was carried in the following roll call vote:

AYES: COMMISSIONERS: Canales, Diaz, and Young
NOES: COMMISSIONERS: None
ABSENT: COMMISSIONERS: Sousa
ABSTAIN: COMMISSIONERS: Medina

Report Item

6. Color Palette

It has been brought to Planning staffs attention to consider adopting a code amendment so that certain "earth tone" colors are approved administratively by Planning Staff. The proposal would allow staff to approve a change of color for any residential and/or commercial properties located within the City of Artesia without having a potential applicant initiate a design review process.

This item is brought before the City of Artesia Planning Commission for review and to direct Planning Staff on policy direction in regards to initiating a code amendment for color changes on residential and/or commercial buildings.

All Commissioners agreed that this process should be taken care of administratively.

Chairman Medina made a motion to direct staff to come back with a code amendment for the color palettes for residential and/or commercial buildings for Commissioners to review.

MOTION by Chairman Medina, second by Commissioner Diaz.

Said motion was carried in the following roll call vote:

AYES: COMMISSIONERS: Canales, Diaz, Young and Medina

NOES: COMMISSIONERS: None
ABSENT: COMMISSIONERS: Sousa
ABSTAIN: COMMISSIONERS: None

Discussion Items from Staff

7. A request to establish the zoning designation for residential properties along the north side of Hibbing Street between Norwalk Boulevard and Ely Avenue.

The Planning Commission is requested to establish the zoning designation for the residential properties along the north side of Hibbing Street between Norwalk Boulevard and Ely Avenue as residential. To do so, the Planning Commission is requested to direct staff to move forward with the process to change the zoning and land use designation from commercial to residential zone.

Deputy City Attorney Melissa Crosthwaite stated that Commissioners have the option to direct staff to move forward with the process to change the zoning and land use designation from commercial to residential zone or leave it as is.

Chairman Medina opened the public hearing.

Mrs. Michele Verduzco approached the podium stating that she is a strong advocate on improving this small area of Artesia and wanted to thank staff and Commissioners for their consideration on this matter.

Mr. Marcel Bates as well as Liliana Salinas residents of this specific area approached the podium also thanking staff for all their consideration to get this area rezoned.

Items from Staff

Mr. Okina Dor introduced our new planning intern Martin Grizmer to all Commissioners.

Additional Citizens' Comments:

None

Items from the Commission

Commissioner Canales asked staff if his City Council Agenda's could be emailed to him instead of them being mailed.

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Adjournment

Adjournment at 8:30 p.m. to the next Regular Planning Commission Meeting to be held on Tuesday, May 26, 2009, at 7:00 p.m., in the City of Artesia Council Chambers.

Attest

I, Erika Castaneda, Planning Clerk of the City of Artesia, do hereby certify that the Minutes of the Regular Planning Commission Meeting of April 28, 2009 were approved at the Regular Planning Commission Meeting held on the 23rd of June, 2009 by the following roll call vote:

AYES: COMMISSIONERS: Canales, Diaz, Young, and Medina
NOES: COMMISSIONERS: None
ABSENT: COMMISSIONERS: None
ABSTAIN: COMMISSIONERS: Sousa

Erika Castaneda, Planning Clerk