



Planning Commission Minutes

Meeting of December 6, 2010

6:00 P.M. to 7:10 P.M.

Council Chambers, Civic Center

1243 National City Boulevard

National City, CA 91950

These minutes have been abbreviated. Video recordings of the full proceedings are on file and available to the public.

Agenda Items

The meeting was called to order by Chairman Baca at 6:00 p.m.

Roll Call

Commissioners DeLaPaz, Farias, Alvarado, Baca, Pruitt, Reynolds, Flores.

Also present: Legal Counsel George Eiser, Development Services Director Maryam Babaki, Assistant Planner Martin Reeder, Sgt. Graham Young.

Pledge of Allegiance

Led by Commissioner Flores.

Approval of Agenda

Motion by Pruitt, 2nd by Alvarado, for approval of Agenda for the Planning Commission for the meeting of December 6, 2010.

Motion carried by the following vote:

Ayes: DeLaPaz, Farias, Alvarado, Baca, Pruitt, Reynolds, Flores.

ORAL COMMUNICATIONS (3 MINUTE TIME LIMIT).

Note: Under State law, items requiring Commission action must be brought back on a subsequent agenda unless they are of a demonstrated emergency or urgent nature.

CONTINUED PUBLIC HEARING

1. Continued Public Hearing - Conditional Use Permit for the expansion of an existing restaurant and the modification of non conforming alcohol sales at 3421 East Plaza Boulevard. Case File No. 2010-29 CUP.

Randall & Jennifer Speir, applicants, submitted petition in support of application, and made presentation to Commission on compromises made to remove bar from the application, pay for sound study, no outdoor seating after 9:00 p.m., and entertainment on Wednesdays through Sundays only.

Chairman Baca and Commissioner Flores stated that they had watched the video recording of the previous public hearing, as they had been absent at the previous hearing. Commissioner Reynolds stated that he was unable to watch the video recording.

Anne Campbell, Ron Detzer, Ed Nieto, asked that their neighborhood be preserved. The business is not a good fit in this neighborhood. The area is very sound sensitive, and a large portion of the restaurant would be for entertaining.

Dennis Flores, closest resident spoke in support of the application.

Commissioners commented that the applicant has made many compromises to address neighbors concerns. Commissioner Farias asked staff to follow-up with the Police Department in one-year if any concerns have been raised regarding the operation of this restaurant. Commissioner Pruitt stated that the business will be closely monitored for adhering to all conditions of approval and for no negative affects on neighbors.

Sgt. Young responded to Commissioner Reynolds concerns regarding conditions in conflict with State Alcoholic Beverage Control requirements.

Commissioner DeLaPaz mentioned the music center with lessons occurring outdoors and expressed concern for the safety of the children, and asked if this is allowed by their conditional use permit.

Commissioner Reynolds asked if it was necessary to have condition of approval for expiration of the conditional use permit.

Legal Counsel Eiser stated that it is not appropriate to have this as a condition of approval, but it becomes an enforcement issue, with revocation proceedings if necessary.

Commissioner DeLaPaz thanked residents for their participating in the process.

Motion by DeLaPaz, 2nd by Alvarado, to close the public hearing and approve Case File No. 2010-29 CUP based on required findings and subject to conditions of approval. For clarification, the application no longer includes a bar as part of the permit.

Motion carried by the following vote:

Ayes: DeLaPaz, Farias, Alvarado, Baca, Pruitt.

Nays: Reynolds, Flores.

2. Resolution No. 32-2010. A Resolution of the Planning Commission of the City of National City, California, approving a Conditional Use Permit for the expansion of an existing restaurant and the modification of non conforming alcohol sales at 3421 East Plaza Boulevard. Case File No. 2010-29 CUP.

Motion by DeLaPaz, 2nd by Pruitt, to adopt Resolution No. 32-2010.

Motion carried by the following vote:

Ayes: DeLaPaz, Farias, Alvarado, Baca, Pruitt

Nays: Reynolds, Flores.

OTHER BUSINESS

3. Election of Officers for 2011.

Chairman Baca offered to serve as Chairman again in 2011.

Motion by Reynolds, 2nd by Pruitt, to re-elect Chairman Baca as Chairman of the Planning Commission for 2011.

Motion carried by the following vote:

Ayes: DeLaPaz, Farias, Alvarado, Baca, Pruitt, Reynolds, Flores.

Motion by Baca, 2nd by DeLaPaz, to re-elect Vice Chairman Reynolds as Vice-Chairman of the Planning Commission for 2011.

Motion carried by the following vote:

Ayes: DeLaPaz, Farias, Alvarado, Baca, Pruitt, Reynolds, Flores.

Legal Counsel

No Report.

Development Services Director

No Report.

Planner

Assistant Planner Martin Reeder mentioned upcoming Toy Drive for Christmas in July, and wished all "Happy Holidays".

Commissioners

Commissioner DeLaPaz reminded staff to provide an update to the Commission on Tita's II Restaurant after one-year.

Commissioner Alvarado mentioned several election signs that have not yet been removed. He stated he will submit a list of sites.

Chairman

Chairman Baca mentioned the swearing in of new Council members at the meeting on December 7, 2010.

Adjournment

7:10 p.m.


CHAIRPERSON