ORANGE COUNTY PLANNING COMMISSION

SUMMARY MINUTES

HEARING DATE: SEPTEMBER 11, 2013

II. Roll Call

All commissioners were present, with the exception of an absence by Commissioner Hall.

III. Consent Item(s) - Minutes of August 28, 2013

The minutes of August 28, 2013 were moved for approval by Commissioner Adams and seconded by Commissioner Secor as submitted, and approved by a unanimous vote.

IV. Discussion Item(s)

ITEM #1 CONTINUED PUBLIC HEARING – APPEAL OF ZONING
ADMINISTRATOR'S DENIAL OF PLANNING APPLICATION
PA130011 – APPELLANT, DENNIS HORTON – LOCATION, 10922
CHERRY HILL LANE, SANTA ANA – THIRD DISTRICT

The appellant/applicant is appealing the Zoning Administrator's denial of a Use Permit to legalize a nearly completed wall located on the front property line. The total wall structure, at completion, would be 9 feet $\frac{1}{2}$ inch in height, including an arbor structure proposed at the top of the wall.

Recommended Action:

- 1. Receive staff report and public testimony as appropriate;
- 2. Provide direction as necessary on final wall design and dimensions;
- 3. Find that the project is Categorically Exempt from the provisions of CEQA; and,
- 4. Approve Planning Application PA130011 subject to the attached findings and conditions.

The following is the action taken by the Orange County Planning Commission:

The motion for Item #1 was made by Commissioner Secor and seconded by Commissioner Adams to accept the wall design as modified by the Planning Commission with dimensions of a 6'4" max height for the pilasters and 6" lower for the redwood backfence, find that the project is Categorically Exempt from the provisions of CEQA, and approve Planning Application PA130011 subject to the attached findings and conditions.

APPROVE	\boxtimes							OTHER			
DELETED											
Unanimous	\boxtimes	(1) Nguyen:	Υ	(2) Adams:	Υ	(3) Secor:	Υ	(4) Irons:	Υ	(5) Hall:	X

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Vote Key: Y=Yes; N=No; A=Abstain; X=Excused

Special Notes: Kevin Canning, Contract Planner with the County of Orange, presented the staff report and answered questions from the Commission. There were no public speakers. Commissioner Secor noted that the North Tustin Advisory Committee does not typically approve over-height walls in the front setback; however, due to the unique situation, he wished to make it clear that this approval is not intended to set any kind of precedent for future applications.

ITEM #2 PUBLIC HEARING – CP130008 – APPLICANT, VINCENT NGUYENT – LOCATION, 14861 NEWLAND STREET, MIDWAY CITY – FIRST DISTRICT

Requesting a one-year extension of the period of validity for Planning Application PA070076 and Changed Plan for the addition of a trash enclosure and minor revisions required for ADA compliance including, modifications to the parking layout, parking stall size, landscape areas, and the interior accessibility of Unit D.

Recommended Action:

- 1. Receive staff report and public testimony as appropriate;
- 2. Find that the Final Mitigated Negative Declaration PA070076 previously approved by the Planning Commission on April 8, 2009 reflects the independent judgment of the County of Orange and is adequate to satisfy the requirements of CEQA for CP130008 based on the following additional findings:
 - a. The circumstances of the project are substantially the same and Mitigated Negative Declaration No. PA070076, adequately addressed the effects of the proposed project. No substantial changes have been made in the project, no substantial changes in the circumstances under which the project is being undertaken and no new information of substantial importance to the project which was not known or could not have been known when the previous Mitigated Negative Declaration No. PA070076, was adopted had become known and no further environmental review is required.
 - b. Mitigated Negative Declaration No. PA070076 is adequate to satisfy the requirements of CEQA for the project; and,
- 3. Approve a one-year extension of the period of validity for Planning Application PA070076 and Changed Plan CP130008 subject to the attached Findings and Conditions of Approval.

The following is the action taken by the Orange County Planning Commission:

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The motion for Item #2 was made by Commissioner Adams and seconded by Commissioner Nguyen to find that the Final Mitigated Negative Declaration PA070076 previously approved by the Planning Commission on April 8, 2009 reflects the independent judgment of the County of Orange and is adequate to satisfy the requirements of CEQA for CP130008; and approve a one-year extension of the period of validity for Planning Application PA070076 and Changed Plan CP130008 subject to the attached Findings and Conditions of Approval.

APPROVE	\boxtimes	OTHER							
DELETED									
Unanimous	\boxtimes	(1) Nguyen: Y (2) Adams: Y (3) Secor: Y (4) Irons:	Y (5) Hall: X						
Vote Key:	Y=Yes;	N=No; A=Abstain; X=Excused							
Special Notes: Richard Vuong, Staff Planner with the County of Orange, presented the staff report and answered questions from the Commission. There were no public speakers.									
ITEI	VI #3	PURSUANT TO THE ORANGE COUNTY PLANNING RULES OF PROCEDURE, ADOPT A SCHEDULE OF 2014							
Recommended Action:									
 Adopt Resolution 13-01 of the Orange County Planning Commission regarding the proposed 2014 Schedule of Meetings. 									
The following is the action taken by the Orange County Planning Commission:									
The motion for Item #1 was made by Commissioner Adams and seconded by Commissioner Secor to adopt Resolution 13-01 of the Orange County Planning Commission regarding the proposed 2014 Schedule of Meetings.									
APPROVE	\boxtimes	OTHER							
DELETED									
Unanimous	\boxtimes	(1) Nguyen: Y (2) Adams: Y (3) Secor: Y (4) Irons:	Y (5) Hall: X						
Vote Key:	Y=Yes;	N=No; A=Abstain; X=Excused							
Special Notes: None									

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Reports from OC Planning

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September 11, 2013

a) Upcoming Agenda Items

October 23, 2013

Housing Element and GPA 12-01

b) Reports on Recent Actions of the Board of Supervisors

The Board has authorized staff to proceed in negotiating agreements with five different firms for a group of on-call consultants for Planned Communities. The final agreements will go before the Board in early November, which is when current contracts will expire.

c) Major Decisions and Proposals of Staff

The Planning Area 2 subdivision map will be going to the Subdivision Committee next week. An update will be provided on the results of that meeting.

Based on an audit by the Surface Mining and Reclamation Act (SMARA), staff is currently working to ensure that the mines in Orange County are in compliance.

Staff is providing CEQA review for the Wickland Pipeline, which is a significant infrastructure improvement to construct an underground pipeline to transport jet fuel to John Wayne Airport. An update will be provided on its proposed location and progress.

d) Previous Commission or Commissioner Requests

None

e) Litigation

The applicants for the Saddlecrest project have decided to appeal the District Court's decision to overturn the County's approval. The Board of Supervisors did not direct County Counsel to appeal; as a result, the County will not be participating in the appeal.

Planning Commission Hearing adjourned at 2:01 p.m.