

CITY OF FOUNTAIN VALLEY
REGULAR MEETING OF THE PLANNING COMMISSION
FOUNTAIN VALLEY COUNCIL CHAMBERS

FEBRUARY 11, 2009

MINUTES

CALL TO ORDER

The Fountain Valley Planning Commission meeting was called to order at 7:00 p.m. in the City Council Chambers.

SALUTE TO THE FLAG

Chair Gaston led the salute to the flag.

ROLL CALL

Commissioners present: Drilling, Frank, Gaston, Jensen, Proctor, Walker
Commissioners absent: None
Staff members present: Steven Ayers, Planner, Matt Jenkins, Assistant Planner,
Cyndee Alvarez, Planning Secretary

1. ELECTION OF OFFICERS

By a unanimous vote, the Commission elected Vice Chair Drilling as Chair.

By a unanimous vote, the Commission elected Commissioner Jensen as Vice Chair.

APPROVAL OF MINUTES

The Planning Commission minutes of January 11, 2009, were approved as amended by a unanimous vote.

Chair Drilling stated that it was customary for Commissioners to visit applicant sites; that unless any Commissioner had further disclosure statements at this time, it may be stated that no contact was made during the site visit with the applicant, his/her agent, or neighbors of the proposed project.

PUBLIC HEARINGS

1. Z CATER – CONDITIONAL USE PERMIT NO. 1652M

Petition submitted by Igor Kazanovich to extend the operating hours to 5:00 a.m. to 10:00 p.m. for the catering business located at 17290 Newhope Street, Suite A.

Chair Drilling opened the public hearing.

Steven Ayers, Planner, presented the staff report. He stated that on September 24, 2008, the Planning Commission approved Conditional Use Permit Number 1652 filed by ZCater to establish and operate a catering business located at 17290 Newhope Street, Suite A; that at the Planning Commission meeting the applicant had concerns about the hours of operation and requested the hours to be changed to more reasonable and conducive to their industry, that staff had no issues with the proposed hours of operation modified to 5:00 a.m. to 10:00 p.m. Monday through Saturday and that staff supports the request.

Applicant Igor Kazanovich was present to address the Commission.

Discussion ensued regarding the hours of operation for ZCater to include Sunday hours 9:00 a.m. to 5:00 pm.

Mr. Wallace Rodecker managing owner of Los Caballeros was present; he stated that Los Caballeros is in support of the project.

Chair Drilling closed the public hearing.

Commissioner Frank made the motion to adopt Resolution No. 09-02 approving Conditional Use Permit No. 1652M submitted by ZCater to modify the hours of operation to 5:00 a.m. through 10:00 p.m. Monday through Saturday and 9:00 a.m. to 5:00 p.m. on Sunday's for the existing catering business located at 17290 Newhope Street, Suite A.

Vice Chair Jensen seconded the motion.

By a unanimous vote, the Commission adopted Resolution No. 09-02 approving Conditional Use Permit No. 1652M.

Commissioner Walker suggested the Commission move Agenda number four (4) ahead of the order.

OLD BUSINESS

4. JUICES FLOWIN' / LOS CABALLEROS – CONDITIONAL USE PERMIT NO. 1420M - Clarification of condition of approval pertaining to location of the consumption of alcohol.

Chair Drilling opened the public hearing.

Mr. Ayers presented the staff report. He stated that on December 10, 2008, the Planning Commission approved Conditional Use Permit No. 1420M for a type 47 on-sale general liquor license for the existing restaurant located at 17272 Newhope Street, Unit C; that the site plan that the applicant submitted to ABC was different than the one reviewed and approved by the Planning Commission; the area applied for alcoholic beverage consumption was area 14; the correct area for approval is area 16. Staff supports the resolution clarification.

Mr. Wallace Rodecker, managing owner of Los Caballeros, was present to answer any of the questions the Commission had.

Commissioner Walker asked about Condition No. 13 in the Conditions of Approval regarding Sunday deliveries.

Mr. Rodecker stated that he is in agreement with that modification to the condition.

Chair Gaston made the motion to memorialize the change of location for alcohol consumption in revised Resolution No. 08-33 approving Conditional Use Permit No. 1420M for a Type 47 on-sale general liquor license for the existing restaurant located at 17272 Newhope Street, Unit C, area 16.

Commissioner Walker seconded the motion.

By a vote of 4-0-1, with Commissioner Frank abstaining, as he was absent from the original vote, the motion passed to memorialize the change of location for alcohol consumption in revised Resolution No. 08-33 approving Conditional Use Permit No. 1420M

NEW BUSINESS

2. MONTHLY PLANNING COMMISSION MEETINGS
Consideration of scheduling one (1) Planning Commission meeting per month and conducting a second monthly meeting only if needed.

Mr. Ayers presented the staff report. He stated that the Planning Commission currently meets the second and fourth Wednesday at 7:00 p.m. Fountain Valley Municipal Code 2.76.040 states that "Each board or commission shall hold meetings regularly; that the code does not require bi-monthly meetings; that in 2008 the Planning Commission met twice a month in four (4) out of the twelve (12) months of the year; that is why staff is recommending that the Planning Commission meet once a month and hold a second meeting if deemed necessary and that the Sign Committee meetings will also be held on a monthly basis concurrent with the Planning Commission.

Chair Drilling made the motion to schedule one (1) Planning Commission meeting per month and conducting a second monthly meeting only if needed.

Commissioner Frank seconded the motion.

By a unanimous vote, the Commission approved meeting on a monthly basis and conducting a second meeting only if deemed necessary.

3. SIGN COMMITTEE APPOINTMENT / MEETING TIMES

Appointment of Planning Commission representatives to the Fountain Valley Sign Committee and change the Sign Committee time.

Mr. Ayers presented the staff with the report. He stated that every year the Planning Commission appoints two (2) Commissioners and an Alternate Member to serve on the Planning Commission Sign Committee; that it is proposed that the meeting time be moved to 6:30 p.m. before the Planning Commission meeting as sign committee business usually lasts less than thirty (30) minutes.

By a unanimous vote, the Planning Commission appointed Brad Gaston and Carol Proctor to the Sign Committee and Kerry Frank as the alternate.

COMMISSION COMMENTS

Commissioner Frank stated that the Fountain Valley Legislative Reception will be held on Friday March 27th at the Senior Center.

Chair Drilling reminded everyone about the 2009 Planning Institute in Anaheim.

Commissioner Frank commended Chair Gaston for doing an outstanding job in 2008; and welcomed Commissioner Walker as an official Commissioner.

Commissioner Walker welcomed Commissioner Proctor on behalf of the Planning Commission.

ADJOURNMENT

The Planning Commission meeting of February 11, 2009, was adjourned at 7:50 p.m. to the next regularly scheduled Planning Commission meeting of March 11, 2009.

APPROVED:

Chairperson

Secretary