



AGENDA

PLANNING COMMISSION

Tuesday, February 14, 2023
Civic Center, Council Chambers
2000 Main Street
Huntington Beach, CA 92648

Regular Meeting - 6:00 PM

PLANNING COMMISSION

Chair Tracy Pellman

Vice-Chair Butch Twining

Commissioner Kayla Acosta-Galvan

Commissioner Oscar Rodriguez

Commissioner Ian Adam

Commissioner Donn Strook

Commissioner Rick Wood

STAFF

Jennifer Villasenor, Deputy Director of Community Development

Matthew Schneider, Planning Manager

Mike Vigliotta, Chief Assistant City Attorney

Kim De Coite, Administrative Assistant

MEETING ASSISTANCE NOTICE: In accordance with the Americans with Disabilities Act, services are available to members of our community who require special assistance to participate in public meetings. If you require special assistance, 48-hour prior notification will enable the City to make reasonable arrangements for an assisted listening device (ALD) for the hearing impaired, American Sign Language interpreters, a reader during the meeting and/or large print agendas. Please contact the City Clerk's Office at (714) 536-5227 for more information, or request assistance from the staff or Sergeant-at-Arms at the meeting.

PUBLIC COMMENTS: To address the legislative body on items of interest not scheduled for public hearing, *Request to Speak* forms will be made available at the meeting and are collected by the staff or Sergeant at Arms. Some legislative bodies may provide different *Request to Speak* forms for public hearing items.

AUDIO/VIDEO ACCESS TO BROADCASTED MEETINGS: City Council and Planning Commission meetings are televised live on HBTV-3 Channel 3, and can be viewed via live or archived website at <https://huntingtonbeach.legistar.com>.

The Planning Commission, made up of seven individual direct appointee members is a quasi-judicial body empowered by State law and the City Council. The Planning Commission study session is open to public attendance but is not a public hearing. The meetings are subject to the Brown Act and televised live on local cable HBTV Channel 3. The Planning Commission study session is open to public attendance but is not a public hearing.

Projects typically acted upon by the Planning Commission are major development proposals, tentative tract maps, zoning map amendments, zoning text amendments, general plan amendments, and various similar applications. In reviewing a project, project planners consult with various City departments as well as appropriate regional and state agencies. Environmental assessments are conducted concurrently with each project analysis. The review process for a Planning Commission item normally requires four to five months.

For more information, please contact Community Development department at 714-536-5276 or email planning.commission@surfcity-hb.org.

6:00 PM - COUNCIL CHAMBERS

CALL PLANNING COMMISSION MEETING TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL: Adam, Acosta-Galvan, Twining, Pellman, Rodriguez, Strook, Wood

PUBLIC COMMENTS

Anyone wishing to speak during PUBLIC COMMENTS must fill out and submit a form to speak. The Planning Commission can take no action on this date, unless the item is agendized. Anyone wishing to speak on items not on tonight’s agenda, a closed public hearing item, or on non-public hearing items may do so during PUBLIC COMMENTS. Please note comments on closed public hearing items will not be part of the permanent entitlement record. Speakers on items scheduled for PUBLIC HEARING will be invited to speak during the public hearing. (3 MINUTES PER PERSON, NO DONATING OF TIME TO OTHERS)

PUBLIC HEARING ITEMS

23-079 TENTATIVE TRACT MAP (TTM) NO. 18196, CONDITIONAL USE PERMIT (CUP) NO. 19-012 (GARFIELD RESIDENTIAL)

REQUEST:

TTM: to subdivide a 2.4-acre site into 10 numbered lots for single-family residential purposes and four lettered lots for private street, landscaping, parking, and water quality purposes. CUP: To permit the development of 10 single-family residences on a 2.4-acre site with greater than a three-foot grade difference.

LOCATION:

8341 Garfield Avenue, 92646 (north side of Garfield Avenue, west of Newland Street)

Recommended Action:

That the Planning Commission take the following actions:

- A) Find the proposed project categorically exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15332, Class 32 - In-fill Development Projects.
- B) Approve Tentative Tract Map No. 18196 and Conditional Use Permit No. 19-012 with suggested findings and conditions of approval (Attachment No. 1).

23-135 ZONING TEXT AMENDMENT (ZTA) NO. 2023-001 (Prohibition on

“Builders Remedy” Applications)

REQUEST:

Recommend approval of Zoning Text Amendment (ZTA) No. 2023-001 and forward to the City Council

LOCATION:

Citywide

Recommended Action:

That the Planning Commission take the following actions:

- A) Find that Zoning Text Amendment (ZTA) No. 23-001 is exempt from California Environmental Quality Act, pursuant to Section 15061(b), the general rule that CEQA only applies to projects which have the potential for a significant effect on the environment.
- B) Recommend approval of Zoning Text Amendment No. 23-001 with findings (Attachment No. 1) by approving the draft City Council Ordinance and forward to the City Council for consideration.

CONSENT CALENDAR

23-137 APPROVE PLANNING COMMISSION MINUTES DATED NOVEMBER 16, 2022

Recommended Action:

That the Planning Commission take the following action:

“Approve the November 16, 2022, Planning Commission Minutes as submitted.”

23-138 APPROVE PLANNING COMMISSION MINUTES DATED DECEMBER 13, 2022

Recommended Action:

That the Planning Commission take the following action:

“Approve the December 13, 2022, Planning Commission Minutes as submitted.”

22-1003 APPROVE PLANNING COMMISSION MINUTES DATED JANUARY 10, 2023

Recommended Action:

That the Planning Commission take the following action:

“Approve the January 10, 2023, Planning Commission Minutes as submitted.”

NON-PUBLIC HEARING ITEMS

PLANNING ITEMS

23-136 PROPOSED AMENDMENT TO THE PLANNING COMMISSION BY-LAWS

REQUEST:

To review an amendment to the Planning Commission By-Laws proposed by Chair Pellman.

Recommended Action:

That the Planning Commission take the following actions:

- A) To schedule the proposed amendment for a vote at the following meeting.

23-067 PLANNING COMMISSION ADVISORY BOARDS AND COMMITTEES

Recommended Action:

That the Planning Commission take the following actions:

- A) Discuss the 2023 Advisory Boards and Committee Assignments

PLANNING COMMISSION ITEMS

ADJOURNMENT

The next regularly scheduled meeting of the Huntington Beach Planning Commission is Tuesday, February 28, 2023, at 6:00 PM in Council Chambers, Civic Center, 2000 Main Street, Huntington Beach, California.

INTERNET ACCESS TO PLANNING COMMISSION AGENDA AND STAFF REPORT MATERIAL IS AVAILABLE PRIOR TO PLANNING COMMISSION MEETINGS AT

<http://www.huntingtonbeachca.gov>

Public Hearing Procedures

This statement has been prepared to provide a better understanding of the procedures for public hearings before the Planning Commission.

Regular meetings of the Planning Commission are held on the second and fourth Tuesdays of each month beginning at 5:00 p.m for a study session and then at 6:00 PM in the Council Chambers. Adjourned meetings, special meetings, and Study Sessions may be scheduled at other times.

Planning Commission proceedings are governed by the Planning Commission By-Laws, Robert's Rules of Order and the Brown Act. The following is the typical sequence of events on public hearing items:

- A. The Chairperson shall announce the item and if the public hearing is open or closed.
- B. The Planning Commission shall disclose any discussions, conversations, etc., with applicants, applicant's representatives or property owners.
- C. The staff report is presented.
- D. Questions by the Planning Commission concerning the staff report may be answered at this time.
- E. The public hearing is opened by the Chairperson.
- F. The applicant or appellant is given an opportunity to address the Commission. Time is not limited but left to the Chairperson's discretion.
- G. Public Comments: Staff will call all speakers by name. Please proceed to the podium. Individuals favoring and opposing the proposal are given an opportunity to address the Commission (up to four (3) minutes), or may choose to donate their time to another speaker if the "Request to Speak" form is filled out and given to the Secretary. A speaker who addresses the Commission on behalf of individuals who donate time are allowed a maximum of 12 minutes. Individuals who donate time must be present when the item is being discussed. Please state your name before addressing the Commission.
- H. The Commission may ask questions of speakers addressing the Commission.
- I. The public hearing is closed.
- J. The Commission will deliberate the matter at this time.

K. The Commission then acts on the matter by continuing, approving, conditionally approving, or denying the petition.

The Planning Commission receives a staff report packet on the Tuesday preceding the meeting, allowing time to review each case and make further investigations in the field prior to the scheduled meeting.

Staff reports are available in the Community Development Department, the Central Library and on the City's website (www.surfcity-hb.org) anytime on Wednesday preceding the Tuesday Planning Commission meeting.

Under the provisions of the Huntington Beach Zoning and Subdivision Ordinance, the action taken by the Planning Commission is final unless an appeal is filed to the City Clerk by you or by an interested party. Said appeal must be accompanied by a filing fee of Two Thousand, Three Hundred Fifty-Three Dollars (\$2,353.00) if the appeal is filed by a single family dwelling property owner appealing the decision on his own property and Three Thousand, Seven Hundred Seventy-Eight Dollars (\$3,778.00) if the appeal is filed by any other party. The appeal shall be submitted to the City Clerk within ten (10) calendar days of the date of the Planning Commission's action.