



ACTION MINUTES
Planning Commission
Regular Meeting
7:00 p.m. - Thursday - January 20, 2011
City Council Chambers, 809 Center Street

Call to Order — 7:00 P.M.

Present: S. Daly, Chair; D. Foster; R. Quartararo; B. Schultz; M. Tustin; J. Warner;
M. Whatley

Staff: Principal Planner, E. Marlatt; Associate Planner, M. Ferry; Recorder, M. Schwarb

Audience: 4

Statements of Disqualification — None

Oral Communications — None

Announcements — None

Approval of Minutes — November 18, 2010 and December 2, 2010

ACTION: Commissioner Warner moved, and Commissioner Tustin seconded, that the Planning Commission approve the minutes of November 18, 2010, as submitted. The motion passed 6-0-1 with Commissioners Daly, Foster, Quartararo, Tustin, Warner and Whatley in favor and Commissioner Schultz abstaining.

ACTION: Commissioner Warner moved, and Commissioner Tustin seconded, that the Planning Commission approve the minutes of December 2, 2010, as submitted. The motion passed 6-0-1 with Commissioners Daly, Quartararo, Schultz, Tustin, Warner and Whatley in favor and Commissioner Foster abstaining.

Public Hearings —

1. **221 River Street** **CP10-0141** **APNs 006-511-01; -02; -06;
and APN 006-351-01**
Slope Modification and Variance to recognize an emergency slope repair on five separate lots in the CBD, CT, and R-1-5 zone districts. (Environmental Determination: Statutory Exemption 15269(c) necessary to prevent or mitigate an emergency.) (Adobe Villa Homeowners Association, owner/filed: 9/9/2010) MF

RECOMMENDATION: That the Planning Commission acknowledge the environmental determination and approve the Slope Modification and Variance based on the Findings in the report.

Associate Planner Ferry presented a short staff report.

John Kasunich of Haro, Kasunich & Associates (the project geotechnical engineers) spoke about the project and answered questions from the Commissioners.

The Public Hearing was opened and no one wished to speak.
The Public Hearing was closed.

ACTION: Commissioner Quartararo moved, and Commissioner Warner seconded, that the Planning Commission acknowledge the environmental determination and approve the slope Modification and Variance. The motion passed 7-0 with all Commissioners in favor.

General Business — None

Informational Items — None

Subcommittee/Advisory Body Oral Reports — None

- Chairperson's Report (S. Daly) - None
- Planning Department Report

Principal Planner Marlatt reported that 2 seats are up for appointment or reappointment and the City Council will be filling these seats on January 25, 2011 at the regular City Council Meeting. The election of the Chair and Vice Chair will be agenzized for the next meeting on February 3, 2011. He thanked Chair Daly, who is termed out, for his work over the last eight years and noted that both Chair Scott Daly's and Larry Kasparowitz's service on the commission will be recognized at an upcoming meeting. Chair Daly thanked the staff and his colleagues for their hard work and congeniality.

Items Referred to Future Agendas — None

Adjournment — 7:25 P.M.

The next Planning Commission meeting will take place on February 3, 2011 in the City Council Chambers.

Any writing related to an agenda item for the open session of this meeting distributed to the Planning Commission less than 72 hours before this meeting is available for inspection at the City Planning Department, 809 Center Street, Room 107 or on the City's website www.cityofsantacruz.com. These writings will also be available for review at the Planning Commission meeting in the public review binder at the rear of the Council Chambers.

APPEALS - Any person who believes that a final action of this advisory body has been taken in error may appeal that decision to the City Council. Appeals must be in writing, setting forth the nature of the action and the basis upon which the action is considered to be in error, and addressed to the City Council in care of the City Clerk.

Appeals must be received by the City Clerk within ten (10) calendar days following the date of the action from which such appeal is being taken. An appeal must be accompanied by a five hundred dollar (\$500) filing fee, unless the item involves a Coastal Permit that is appealable to the Coastal Commission, in which case there is no fee.