



ACTION AGENDA
Planning Commission
Regular Meeting
7:00 p.m. – Thursday – April 16, 2009
City Council Chambers, 809 Center Street

The following is an unofficial version of the Planning Commission's Actions.
Minutes are official upon approval.

Call to Order: 7:00 PM

Roll Call:

Present: Rod Quartararo, Chair; Scott Daly; David Foster; Larry Kasparowitz; Mari Tustin; Bill Schultz; Judy Warner

Absent: None

Staff: Assistant Director A. Khoury; Associate Planner M. Ferry; Associate Planner N. Concepcion; Principal Planner K. Thomas; Senior Planner M. King; Administrative Analyst L. Alamos; Recorder S. Randolph

Audience: 6

Statements of Disqualifications: None

Oral Communications: None

Announcements: None

Approval of Minutes: April 2, 2009

ACTION: Commissioner Schultz moved, and Commissioner Tustin seconded, that the Planning Commission APPROVE the minutes of April 2, 2009 as presented. The motion passed by a vote of 6-0-1, Commissioners Quartararo, Daly, Foster, Kasparowitz, Schultz and Tustin in favor and Commissioner Warner abstaining.

Public Hearing —

- 1. 404 San Juan Ave. 09-027 APN 009-265-09**
Minor Modification to application No. 08-158 to remove the condition to construct sidewalks in the R-1-5 zone district. (Environmental Determination: Categorical Exemption) (S. & C. Maleti, owners/filed: 2/26/09) MF
RECOMMENDATION: That the Planning Commission acknowledge the environmental determination and deny the Minor Modification, upholding the Zoning Administrator's approval of a Design Permit based upon the Findings and the Conditions of Approval.

ACTION: Commissioner Warner moved, and Commissioner Tustin seconded, that the Planning Commission DENY the Minor Modification, and requested that the Public Works department work with the applicant to minimize the sidewalk's impact on the property. The motion passed by a vote of 4-3, Commissioners Foster, Kasparowitz, Tustin and Warner in favor, and Commissioners Daly, Quartararo and Schultz against.

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.ci.santa-cruz.ca.us. 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.