

THE MINUTES OF THE MEETING OF THE PLANNING COMMISSION
OF THE CITY OF LA HABRA

February 8, 2021

**THE PLANNING COMMISSION MEETING WAS CONDUCTED VIATELECONFERENCE.
The public was able to participate by either calling in or sending an email.**

CALL TO ORDER: Chair Nigsarian called the Regular Meeting of the Planning Commission of the City of La Habra to order at 6:30 p.m. The Commissioners, the public and Staff conducted the meeting telephonically through Zoom.

PLEDGE OF ALLEGIANCE: LED BY COMMISSIONER MANLEY

PRESENT: (via phone) COMMISSIONERS: NIGSARIAN
MANLEY
POWELL
MUNOZ
BERNIER

ABSENT: COMMISSIONERS: NONE

OTHERS PRESENT:

DIR. OF COMM. DEV.: HO
DEP. DIR. OF COMM. DEV.: JARAMILLO
PLANNING MANAGER: RAMSLAND
SENIOR PLANNER: SCHAEFER
CITY ATTORNEY: KEITH COLLINS
COMM. DEV. SECRETARY: V. LOPEZ
PLANNING COMMISSION SECRETARY: GONZALEZ

PUBLIC COMMENT

The Chair asked if there was anyone on the phone conference or who had sent an email that wished to comment on any item not listed on the agenda. There were none.

CONSENT CALENDAR

The Chair explained the Consent Calendar procedures. He asked if there were any members of the public on the phone conference, or who had sent an email, or any Commissioners that wished to have any item removed. There were none.

Moved by Commissioner Powell, seconded by Commissioner Munoz, (Commissioner Bernier abstained on Item 2) to approve the Consent Calendar. Motion passed.

1. PROCEDURAL WAIVER: Waive reading in full of resolutions and ordinances and approval and adoption of same by reading title only.
2. Approval of the Planning Commission Minutes of January 25, 2021.

PUBLIC HEARINGS

1. Consideration of Zone Change 21-01 for an ordinance amending La Habra Municipal Code Title 18 (Zoning) Chapter 18.22 (Commercial Cannabis Activity) to modify existing development standards.

Dep. Dir. of Comm. Dev. Jaramillo presented the staff report to the Commission.

The Chair asked if any of the Commissioners had any questions. There were none.

Chair Nigsarian commented that the public may be confused by the language indicating zone change, but wanted to be clear that there are no proposed changes to the zone only to increase the stringency of the application process. Dep. Director Jaramillo stated that was correct.

The Chair then opened the public hearing and asked if there was anyone on the phone conference, or who had sent an email who wished to speak in favor of the request.

Mr. Tony Desimone, CEO, Canna America, 1000 South Leslie Street, a distribution business in La Habra, asked for consideration of allowing priority processing for businesses that have made it through the entitlement process for the last two and half years. That as a small business, Canna America looks to provide the best products and service to their clients. Adding that they have an excess amount of space at their facility that would be suited for a delivery service and noted that his attorney had submitted a letter addressing the matter.

Chair Nigsarian stated that what he is referring to was not on the agenda this evening and a separate issue will be addressed at a later time.

The Chair then asked if there was anyone who wished to speak in opposition to the request. There were no emails nor anyone on the conference call that wished to speak in opposition.

There being no further speakers, in favor or in opposition, the Chair closed the public hearing and asked for Commissioner comments or a motion.

The Chair asked for a motion.

MOVED BY Commissioner Powell, seconded by Commissioner Bernier, APPROVING RESOLUTION NO. 21-07 ENTITLED: A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF LA HABRA RECOMMENDING THAT THE CITY

COUNCIL APPROVE ZONE CHANGE 21-01 FOR AN ORDINANCE AMENDING CHAPTER 18.22 (“COMMERCIAL CANNABIS ACTIVITY”) TO MODIFY EXISTING DEVELOPMENT STANDARDS AS PER EXHIBIT “A”.

The roll call vote was as follows:

AYES: COMMISSIONERS: POWELL, BERNIER, MUNOZ, MANLEY, NIGSARIAN
NOES: COMMISSIONERS: NONE
ABSTAIN: COMMISSIONERS: NONE
ABSENT: COMMISSIONERS: NONE

2. Consideration of a request for Conditional Use Permit 20-22 for an ABC Type 47 Alcoholic Beverage License in conjunction with a restaurant at 1299 South Harbor Boulevard.

Senior Planner Schaefer presented the staff report to the Commission.

The Chair asked if any of the Commissioners had any questions. There were none.

The Chair then opened the public hearing and asked if there was anyone on the phone conference who wished to speak in favor of the request, or if any emails had been received. There were none.

The Chair then asked if there was anyone who wished to speak in opposition to the request. There were no emails nor anyone on the conference call that wished to speak in opposition.

There being no further speakers, in favor or in opposition, the Chair closed the public hearing and asked for Commissioner comments or a motion.

The Chair asked for a motion.

MOVED BY Vice Chair Manley, seconded by Commissioner Bernier, APPROVING RESOLUTION NO. 21-08 ENTITLED: A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF LA HABRA APPROVING CONDITIONAL USE PERMIT 20-22 FOR AN ON-SALE GENERAL (ABC TYPE 47) LICENSE IN CONJUNCTION WITH A RESTAURANT AT 1299 SOUTH HARBOR BOULEVARD, MAKING THE APPROPRIATE FINDINGS, AS PER THE APPROVED PLANS AND SUBJECT TO CONDITIONS.

The roll call vote was as follows:

AYES: COMMISSIONERS: MANLEY, BERNIER, MUNOZ, POWELL, NIGSARIAN
NOES: COMMISSIONERS: NONE

ABSTAIN: COMMISSIONERS: NONE
ABSENT: COMMISSIONERS: NONE

ADMINISTRATIVE ITEMS

Director Ho asked the Chair adjourn this evening's meeting in memory of Community Development Senior Clerk Nayaly Casillas' father Jose Casillas who passed away on January 18, 2021 due to COVID-19.

Chairman Nigsarian expressed his condolences and welcomed back Deputy Director Jaramillo after the loss of his wife and Commissioner Bernier for the loss of her mother.

ADJOURNMENT: 6:51 p.m. in memory of Senior Clerk Nayaly Casillas' father Jose Casillas.

Respectfully submitted,

Carmen Gonzalez Avila
Planning Commission Secretary