



# **AGENDA**

## **CAPITOLA PLANNING COMMISSION**

### **Thursday, November 5, 2015 – 7:00 PM**

Chairperson            Linda Smith  
Commissioners        Ed Newman  
                                  Gayle Ortiz  
                                  TJ Welch  
                                  Susan Westman

- 1. CALL TO ORDER**
- 2. ROLL CALL AND PLEDGE OF ALLEGIANCE**
- 3. ORAL COMMUNICATIONS**

- A. Additions and Deletions to Agenda**
- B. Public Comments**

*Short communications from the public concerning matters not on the Agenda. All speakers are requested to print their name on the sign-in sheet located at the podium so that their name may be accurately recorded in the Minutes.*

- C. Commission Comments**
- D. Staff Comments**

- 4. APPROVAL OF MINUTES**
  - A. Planning Commission - Regular Meeting - Oct 1, 2015 7:00 PM**

- 5. CONSENT CALENDAR**

*All matters listed under "Consent Calendar" are considered by the Planning Commission to be routine and will be enacted by one motion in the form listed below. There will be no separate discussion on these items prior to the time the Planning Commission votes on the action unless members of the public or the Planning Commission request specific items to be discussed for separate review. Items pulled for separate discussion will be considered in the order listed on the Agenda.*

- A. 1200 41st Avenue Suite F      #15-167      APN: 034-101-38**

Conditional Use Permit for a Restaurant (Naka Sushi) with onsite consumption of food, beer, and wine located in the CC (Community Commercial) Zoning District.  
This project is in the Coastal Zone and requires a Coastal Development Permit, which is not appealable to the California Coastal Commission.  
Environmental Determination: Categorical Exemption  
Property Owner: Begonia Plaza, LLC  
Representative: Tyrone McConney, filed 10/13/2015

**B. 3555 Clares Street Ste. LL #15-159 APN: 034-261-57**

Conditional Use Permit for the onsite consumption of Beer and Wine at Taqueria Tepeque restaurant located in the CC (Community Commercial) Zoning District.

This project is not in the Coastal Zone and does not require a Coastal Development Permit.

Environmental Determination: Categorical Exemption

Property Owner: Brown Ranch Properties

Representative: Sheila Cortez DBA "Taqueria Tepeque", filed 9/30/15

**6. PUBLIC HEARINGS**

*Public Hearings are intended to provide an opportunity for public discussion of each item listed as a Public Hearing. The following procedure is as follows: 1) Staff Presentation; 2) Public Discussion; 3) Planning Commission Comments; 4) Close public portion of the Hearing; 5) Planning Commission Discussion; and 6) Decision.*

**A. 1575 38th Avenue #15-160 APN: 034-181-17**

11 lot Subdivision, Design Permit and Conditional Use Permit for 5 duplex townhomes and 1 single family home, and Variance request for decreased front and side yard setbacks in the CN (Neighborhood Commercial) zoning district.

This project is not located in the Coastal Zone.

Environmental Determination: The project qualifies for a General Plan exemption under CA Public Resources Code Section 21083.3 and CEQA Guidelines Section 15183.

Property Owner: Joe Appenrodt, filed 10/7/2015

Representative: Matthew Thompson, Architect

**B. HOUSING ELEMENT UPDATE - ADOPTION RECOMMENDATION TO CITY COUNCIL**

General Plan Amendment to update the General Plan Housing Element

Environmental Determination: Addendum to the General Plan Update EIR

Applicant: City of Capitola

**7. DIRECTOR'S REPORT****8. COMMISSION COMMUNICATIONS****9. ADJOURNMENT**

**APPEALS:** The following decisions of the Planning Commission can be appealed to the City Council within the (10) calendar days following the date of the Commission action: Conditional Use Permit, Variance, and Coastal Permit. The decision of the Planning Commission pertaining to an Architectural and Site Review can be appealed to the City Council within the (10) working days following the date of the Commission action. If the tenth day falls on a weekend or holiday, the appeal period is extended to the next business day.

All 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. An appeal must be accompanied by a one hundred forty two dollar (\$142.00) filing fee, unless the item involves a Coastal Permit that is appealable to the Coastal Commission, in which case there is no fee. If you challenge a decision of the Planning Commission in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this agenda, or in written correspondence delivered to the City at, or prior to, the public hearing.

**Notice regarding Planning Commission meetings:** The Planning Commission meets regularly on the 1<sup>st</sup> Thursday of each month at 7:00 p.m. in the City Hall Council Chambers located at 420 Capitola Avenue, Capitola.

**Agenda and Agenda Packet Materials:** The Planning Commission Agenda and complete Agenda Packet are available on the Internet at the City's website: [www.cityofcapitola.org](http://www.cityofcapitola.org). Agendas are also available at the Capitola Branch Library, 2005 Wharf Road, Capitola, on the Monday prior to the Thursday meeting. Need more information? Contact the Community Development Department at (831) 475-7300.

**Agenda Materials Distributed after Distribution of the Agenda Packet:** Materials that are a public record under Government Code § 54957.5(A) and that relate to an agenda item of a regular meeting of the Planning Commission that are distributed to a majority of all the members of the Planning Commission more than 72 hours prior to that meeting shall be available for public inspection at City Hall located at 420 Capitola Avenue, Capitola, during normal business hours.

**Americans with Disabilities Act:** Disability-related aids or services are available to enable persons with a disability to participate in this meeting consistent with the Federal Americans with Disabilities Act of 1990. Assisted listening devices are available for individuals with hearing impairments at the meeting in the City Council Chambers. Should you require special accommodations to participate in the meeting due to a disability, please contact the Community Development Department at least 24 hours in advance of the meeting at (831) 475-7300. In an effort to accommodate individuals with environmental sensitivities, attendees are requested to refrain from wearing perfumes and other scented products.

**Televised Meetings:** Planning Commission meetings are cablecast "Live" on Charter Communications Cable TV Channel 8 and are recorded to be replayed on the following Monday and Friday at 1:00 p.m. on Charter Channel 71 and Comcast Channel 25. Meetings can also be viewed from the City's website: [www.cityofcapitola.org](http://www.cityofcapitola.org).