

BRISBANE PLANNING COMMISSION  
Action Minutes of April 9, 2015  
Regular Meeting

G. WORKSHOP

1. Short-Term Vacation Rentals in Brisbane (continued from March 12, 2015 meeting)

Chairperson Do opened the meeting at 7:33 p.m. and announced that this item would be taken out of order prior to the Call to Order as a quorum had not yet been established. Associate Planner Capasso gave the presentation.

A. CALL TO ORDER

Chairperson Do called the meeting to order at 7:52 p.m.

B. ROLL CALL

Present: Commissioners Munir, Parker, and Chairperson Do.

Absent: Commissioner Reinhardt.

Staff Present: Community Development Director Swiecki, Senior Planner Johnson, and Associate Planner Capasso.

C. ADOPTION OF AGENDA

Commissioner Parker moved and Commissioner Munir seconded to adopt the agenda, as amended to move item G prior to item D. The motion carried 3-0.

G. WORKSHOP (continued)

1. Short-Term Vacation Rentals in Brisbane (continued from March 12, 2015 meeting)

Chairperson Do invited public comment from the audience. The following individuals addressed the Commission: Peter McGurty, Colleen Mackin, and Kim Follien. After the Commission members shared their individual opinions, the Commission expressed their inclination not to change the city's current regulations pertaining to short term rentals. The Commission directed that this issue be agendaized for formal action at the April 23, 2015 regular meeting.

D. CONSENT CALENDAR

1. APPROVAL OF DRAFT ACTION MINUTES
  - i. March 26, 2015 Regular Meeting

Commissioner Parker moved and Commissioner Munir seconded to adopt the consent calendar. The motion carried 3-0.

E. ORAL COMMUNICATIONS

None.

## F. WRITTEN COMMUNICATIONS

Chairperson Do acknowledged communications and publications not on the agenda.

## H. NEW BUSINESS

1. PUBLIC HEARING: Zoning Text Amendment RZ-1-15 to amend Brisbane Municipal Code Title 17, Chapter 17.32, Section 17.32 pertaining to wireless telecommunications facilities.

Associate Planner Capasso gave the staff report and answered questions from Commissioners regarding the Federal Communications Commission (FCC) requirements. Chairperson Do opened the public hearing. Debbie Horne shared her concerns with antennas potentially being installed on homes in her neighborhood, and that property owners could be profiting from commercial antennas without being taxed by the City. Staff noted that the existing ordinance prohibits commercial wireless telecommunications facilities in residential districts and within 600 feet of residential districts and that revenue generation and taxation was the purview of the City Council.

Chairperson Do closed the public hearing. Commissioner Munir motioned and Commissioner Parker seconded to adopt Resolution RZ-1-15, recommending approval of the draft ordinance to the City Council. The motion carried 3-0.

## I. ITEMS INITIATED BY STAFF

Director Swiecki announced the Notice of Preparation for the Recology modernization and expansion project Environmental Impact Report (EIR) would be released soon and updated the Commission on the Planning Commission recruitment process.

## J. ITEMS INITIATED BY THE COMMISSION

Commissioner Munir shared that the California Supreme Court began hearings on a lawsuit contesting the legality of the city of San Jose's inclusionary housing policy. Commissioner Parker asked staff to address the next steps to implement the recently adopted Housing Element. She announced the BBCAG would meet at 7 p.m. on April 21, 2015 at the Brisbane Community Center. Chairperson Do read the appeals process.

## K. ADJOURNMENT to the Regular Meeting of April 23, 2015 at 7:30 pm.

There being no further business, Commissioner Parker moved and Commissioner Munir seconded to adjourn to the meeting of April 23, 2015. The motion carried 3-0 and the meeting adjourned at 8:52 p.m.

Attest:

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John A. Swiecki, Community Development Director

NOTE: A full video record of this meeting can be found on DVD at City Hall and the City's website at [www.brisbaneca.org](http://www.brisbaneca.org).