

BRISBANE PLANNING COMMISSION
Action Minutes of September 9, 2010
Regular Meeting

CALL TO ORDER

Chairman Munir called the meeting to order at 7:30 p.m.

ROLL CALL

Present: Commissioners Cunningham, Maturo and Parker and Chairman Munir
(Commissioner Reinhardt was absent)

Staff Present: Interim Community Development Director Swiecki, Senior Planner Tune and
Associate Planner Johnson

ADOPTION OF AGENDA

Commissioner Maturo moved to adopt the agenda. The motion was seconded by
Commissioner Parker and approved 4-0.

CONSENT CALENDAR

1. Approval of Draft Action Minutes of August 26, 2010 Regular Meeting

Commissioner Maturo moved to approve the Minutes. The motion was seconded by
Commissioner Parker and approved 4-0.

ORAL COMMUNICATIONS

None.

WRITTEN COMMUNICATIONS

No communications were received regarding items on the agenda.

OLD BUSINESS

1. **CONTINUED PUBLIC HEARING: 338 Kings Road;** Variance V-5-10,
Variance for Pond and Pumps within 5 Ft. West Side Setback; Roy Muller,
applicant; Roy & Diane R. Muller, owners; APN 007-471-060 & -070

Senior Planner Tune summarized the agenda report, explaining how the recommended conditions of approval addressed concerns that had been raised by the neighbors. In response to a question from Commissioner Maturo, he explained that a Declaration of Merger was recommended to combine the applicant's two lots into a single standard building site.

Chairman Munir noted for the record that three letters regarding the item had been received by the Commission. He then opened the public hearing.

Roy Muller, applicant, explained that his intention was to improve his property and that he did not mean to adversely affect his neighbors. A video presentation he had prepared was then shown.

Mr. Muller responded to questions from the Commissioners regarding the history of the project, the recommended conditions of approval, measures taken to avoid leaks, compliance with the Building Code, and related items.

There being no one else present to speak, the public hearing was closed via a motion from Commissioner Cunningham, seconded by Commissioner Maturo and approved 4-0.

Commissioners commented that the recommended conditions of approval appeared to satisfactorily address the neighbors concerns, but should not be so onerous as to discourage residents from improving their properties.

Commissioner Cunningham made a motion to approve the Variance as recommended, which was seconded by Commissioner Maturo and approved 4-0.

2. **PUBLIC HEARING: Zoning Text Amendment RZ-2-10;** Amend Title 17 of the Brisbane Municipal Code to Modify the Definition of “Personal Services” to Include Tattoo Parlors and Other Body Art Establishments.

Senior Planner Tune recommended that the public hearing be continued to the next meeting at the request of the Police Department.

A motion to continue the public hearing to the September 23rd meeting was made by Commissioner Maturo, seconded by Commissioner Parker, and approved 4-0.

ITEMS INITIATED BY STAFF

Interim Community Development Director Swiecki suggested scheduling the special meeting previously requested by the Commission for a Thursday evening in October.

ITEMS INITIATED BY THE COMMISSION

Commissioner Maturo announced her resignation, effective the end of the month, when she would be moving away from Brisbane. On behalf of the Commission, Chairman Munir thanked her for her service to the community.

ADJOURNMENT

There being no further business, Commissioner Maturo made a motion, seconded by

Commissioner Parker, to adjourn to the Regular Meeting of September 23, 2010. The motion was unanimously approved 4-0, and the meeting was adjourned at 8:10 p.m.

ATTEST:

John Swiecki, Interim Director
Community Development Department

NOTE: A full record of this meeting can be found on DVD available at City Hall.