



Community Advisory

The Dana Point City Council Public Hearing originally scheduled for October 7, 2014, for the Appeal of the City of Dana Point's Approval of the Coastal Development Permit CDP 13-0018(I) (Commercial Core Project), has been rescheduled by action of the City Council to November 18, 2014, at the Dana Point Community Center 34952 Del Obispo, Dana Point, CA 92629

Please see the attached Notice of Public Hearing for more information.

If you wish to unsubscribe from future mailings, please call
OC Dana Point Harbor (949) 923-2236.

PUBLIC NOTICE
CITY OF DANA POINT
NOTICE OF PUBLIC HEARING

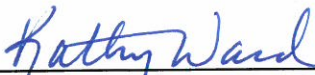
NOTICE IS HEREBY GIVEN THAT a public hearing will be held by the City Council of the City of Dana Point to consider the following:

Amendment to Coastal Development Permit CDP13-0018: Pursuant to Coastal Act Section 30625, appeals have been filed with the California Coastal Commission on the basis that the City's June 17, 2014 approval of the Dana Point Harbor Revitalization Commercial Core Project does not adequately address several policies of the Dana Point Harbor Revitalization Plan and District Regulations. The revisions to the project are intended to supplement the existing documentation and to allow the California Coastal Commission to determine that no substantial issue exists, thereby allowing the City's discretionary approval of the Coastal Development Permit to become final. The Commercial Core project includes renovations of existing buildings, phased demolition of existing buildings along with phased construction of new commercial buildings, reconfiguration/construction of streets and other infrastructure improvements, a new two level parking deck, landscape improvements, a parking management plan and master sign program for the Harbor. Approval in concept is also being requested for a Dry Stack Boat Storage Building.

Project Number: Coastal Development Permit CDP13-0018(I) (Commercial Core Project)
Project Location: Dana Point Harbor (APN: 672-171-03)
Applicant/Owner: County of Orange – Dana Point Harbor Dept.
Environmental: Pursuant to the provisions of the California Environmental Quality Act (CEQA), Program Environmental Impact Report FEIR No. 591 was prepared for the project and certified by the Orange County Board of Supervisors on January 31, 2006.
Hearing Date: October 7, 2014
Hearing Time: 6:00 p.m. (or as soon thereafter as possible)
Hearing Location: 34052 Del Obispo, Dana Point, CA 92629 (Dana Point Community Center)

Those desiring to be heard in favor of or in opposition to this item will be given an opportunity to do so during such hearing to be conducted at the above address or by writing to the City Council at 33282 Street of the Golden Lantern, Suite 203, Dana Point, California 92629, Attention: City Clerk. Please reference hearing title and date of hearing in any correspondence. For further information, you may contact the City Clerk at (949) 248-3505.

Any petition for judicial review of a decision of the Dana Point City Council is controlled by the statute of limitations provisions set forth in Sections 2.50.010 and 2.50.020 of the Dana Point Municipal Code and Sections 1094.5 and 1094.6 of the California Code of Civil Procedure. Any action or proceeding to attack, review, set aside, or void any decision of the Dana Point City Council is controlled by Section 2.50.010 and Section 2.50.020 of the Dana Point Municipal Code. In any such action or proceeding seeking judicial review of, which attacks or seeks to set aside, or void any decision of the Dana Point City Council, shall be limited to those issues raised at the hearing as provided in Chapter 2.50 of the Dana Point Municipal Code. Copies of the procedures for the conduct of City Council public hearings are available from the City Clerk.


KATHY WARD, CITY CLERK

CITY OF DANA POINT

CITY COUNCIL REGULAR MEETING



**TUESDAY
OCTOBER 7, 2014
5:00 P.M.**

ACTION AGENDA

Location: Community Center Gym, 34052 Del Obispo, Dana Point, California 92629

Next City Council Ordinance No. 14-05

CALL TO ORDER

The Regular Meeting of the City Council of the City of Dana Point, California, was called to order by Mayor Bartlett at 5:05 p.m. in the Community Center Gym, 34052 Del Obispo, Dana Point.

ROLL CALL OF CITY COUNCIL MEMBERS:

Lisa A. Bartlett, Mayor
Steven H. Weinberg, Mayor Pro Tem
William P. Brough, Council Member *(arrived at 5:08 p.m.)*
Carlos N. Olvera, Council Member
J. Scott Schoeffel, Council Member *(arrived at 5:10 p.m.)*

CLOSED SESSION

Mayor Bartlett indicated that there was a need for a Closed Session as follows:

A. **CONFERENCE WITH REAL PROPERTY NEGOTIATOR, Government Code § 54956.8**

Location: APN No. 682-321-04; 682-321-05
Agency Negotiator: Douglas C. Chothevys
Negotiating Parties: City of Dana Point and Art Sanchez for the Harold Bragg Family Trust
Under Negotiation: Price and terms of agreement relating to property

Mayor Bartlett recessed the meeting into a Closed Session at 5:06 p.m. pursuant to Government Code Section 54956 et seq.

RECONVENE CITY COUNCIL MEETING

Mayor Bartlett reconvened the meeting at 6:04 p.m. All Council Members were present.

STAFF PRESENT: Douglas C. Chotkevys, City Manager; Patrick Munoz, City Attorney; Kathy Ward, City Clerk; Mike Rose, Director of Disaster Preparedness; Lt. Russ Chilton; Ursula Luna-Reynosa, Director of Community Development; Brad Fowler, Director of Public Works and Engineering; Kevin Evans, Director of Community Services; Mark Sutton, Building Official; Robert Sedita, Management Analyst; Christy Teague, Economic Development Manager, Jackie Littler, Executive Secretary; DyAnne Weamire, Administrative Secretary; and Bobbi Ogan, Deputy City Clerk.

CLOSED SESSION ANNOUNCEMENT

City Attorney Munoz stated that he had no announcement.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Schoeffel.

INVOCATION

The Invocation was provided by Associate Pastor Jens Christy of Capo Beach Church.

PRESENTATIONS AND PROCLAMATIONS

Business of the Month – Mathnasium

Employee of the Month – Ted Harris

CONSENT CALENDAR

IT WAS MOVED BY COUNCIL MEMBER SCHOEFFEL, SECONDED BY MAYOR PRO TEM WEINBERG, THAT THE RECOMMENDATIONS BE ACCEPTED FOR ALL ITEMS ON THE CONSENT CALENDAR.

The motion carried by the following vote:

AYES: Council Member William Brough, Council Member Carlos N. Olvera, Council Member Scott Schoeffel, Mayor Pro Tem Steven Weinberg and Mayor Lisa Bartlett

NOES: None

ABSENT: None

1. WAIVE THE READING OF ORDINANCES AND APPROVE READING BY TITLE ONLY

APPROVED THE READING BY TITLE ONLY OF ALL ORDINANCES ON THE CONSENT CALENDAR AND THAT FURTHER READING OF SUCH ORDINANCES BE WAIVED.

2. REGULAR MEETING MINUTES, SEPTEMBER 16, 2014

APPROVED THE MINUTES.

3. MEETING CALENDAR / COMMUNITY SPECIAL EVENTS CALENDAR

RECEIVED AND FILED.

4. CLAIMS AND DEMANDS

RECEIVED AND FILED THE CLAIMS AND DEMANDS.

5. A RESOLUTION AUTHORIZING THE CITY OF DANA POINT TO SUBMIT PROJECT APPLICATIONS FOR GRANT FUNDING UNDER THE ARTERIAL PAVEMENT MANAGEMENT PROGRAM (APM) TO OCTA

ADOPTED **RESOLUTION 14-10-07-01** ENTITLED:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, AUTHORIZING APPLICATION FOR FUNDS FOR THE ARTERIAL PAVEMENT MANAGEMENT PROGRAM FUNDED WITH REGIONAL SURFACE TRANSPORTATION PROGRAM FUNDING UNDER THE MOVING AHEAD FOR PROGRESS IN THE 21ST CENTURY FEDERAL TRANSPORTATION ACT FOR THE DEL OBISPO STREET ARTERIAL ROADWAY RESURFACING PROJECT (STONEHILL DRIVE AND PACIFIC COAST HIGHWAY) AND THE CROWN VALLEY ARTERIAL ROADWAY RESURFACING PROJECT (PACIFIC ISLAND DRIVE/CAMINO DEL AVION TO SEA ISLAND DRIVE); and

AUTHORIZED THE CITY MANAGER TO SIGN ALL NEEDED DOCUMENTATION UNDER THE PROGRAM AS PREVIOUSLY APPROVED BY THE RESOLUTION INCLUDED AS SUPPORTING DOCUMENT B.

6. FUNICULAR VEHICLE REPLACEMENT

AUTHORIZED THE CITY MANAGER TO EXECUTE A CONTRACT WITH OUTDOOR ENGINEERS, INC. FOR THE MANUFACTURE AND INSTALLATION OF THE REPLACEMENT VEHICLE; ADOPTED **RESOLUTIONS 14-10-07-02 AND 14-10-07-03** ENTITLED:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, APPROVING A LOAN TO COMMUNITY FACILITIES DISTRICT NO. 2006-1 OF THE CITY OF DANA POINT; and

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, ACTING AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 2006-1 OF THE CITY OF DANA POINT ACCEPTING A LOAN FROM THE CITY OF DANA POINT; and

APPROVED BUDGET ADJUSTMENTS AS PROPOSED IN THE FISCAL IMPACT SECTION.

7. DANA POINT TROLLEY UPDATE REPORT (OCTA PROJECT V GRANT)

RECEIVED AND FILED THIS TROLLEY UPDATE REPORT.

8. RESOLUTION MAKING FINDINGS RELATED TO APPROVAL OF THE SECOND AMENDMENT TO ORANGE COUNTY FIRE AUTHORITY (OCFA) JOINT POWERS AUTHORITY AGREEMENT – EQUITY

ADOPTED RESOLUTION 14-10-07-04 ENTITLED:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, MAKING FINDINGS RELATED TO THE CITY'S PRIOR APPROVAL OF THE ORANGE COUNTY FIRE AUTHORITY'S SECOND AMENDMENT TO THE AMENDED JOINT POWERS AUTHORITY AGREEMENT.

PUBLIC COMMENTS

Todd Glen
Josette Hatter
Roger Butow
Nancy Jenkins
Heather Johnston
Ryan Lee
Sue Osborne
Michelle Roberts
Jim Gilbert
Monica Henderson
Christian Roth
Matthew Frandell
Chandler Sieverts
Brendan Petersen
Ryan Boehm

PUBLIC HEARINGS

9. HEARING ON AMENDMENTS TO COASTAL DEVELOPMENT PERMIT CDP13-0018 FOR DEVELOPMENT OTHERWISE REFERRED TO AS THE COMMERCIAL CORE PROJECT, A PARKING MANAGEMENT PLAN, A MASTER SIGN PROGRAM AND APPROVALS IN CONCEPT FOR DANA POINT HARBOR

IT WAS MOVED BY COUNCIL MEMBER SCHOEFFEL, SECONDED BY MAYOR PRO TEM WEINBERG, THAT THE CITY COUNCIL CONTINUE THE PUBLIC HEARING FOR COASTAL DEVELOPMENT PERMIT CDP13-0018(I) TO THE NOVEMBER 18, 2014 MEETING.

The motion carried by the following vote:

AYES: Council Member William Brough, Council Member Carlos N. Olvera, Council Member Scott Schoeffel, Mayor Pro Tem Steven Weinberg and Mayor Lisa Bartlett

NOES: None

ABSENT: None

10. **CONTINUED PUBLIC HEARING ON APPEAL OF PLANNING COMMISSION DECISION DENYING COASTAL DEVELOPMENT PERMIT (CDP09-0011), VARIANCE (V09-0003), CONDITIONAL USE PERMIT (CUP09-0009) AND SITE DEVELOPMENT PERMIT (SDP09-0032) FOR THE DEMOLITION OF EXISTING STRUCTURES AND THE CONSTRUCTION OF A NEW 248,850 SQUARE FOOT HOTEL WITH 250 ROOMS THAT WILL RANGE FROM TWO TO FIVE STORIES IN HEIGHT. THE APPLICATION INCLUDES A VARIANCE TO EXCEED THE MAXIMUM ALLOWABLE BUILDING HEIGHT AND TO DEVIATE FROM REQUIRED BUILDING SETBACKS. A CONDITIONAL USE PERMIT IS BEING REQUESTED TO ALLOW AN ALTERNATIVE TO THE OFF-STREET PARKING REGULATIONS THROUGH A SHARED PARKING AND VALET PROGRAM. A FINAL ENVIRONMENTAL IMPACT REPORT (EIR) HAS BEEN PREPARED TO ADDRESS POTENTIAL ENVIRONMENTAL IMPACTS ASSOCIATED WITH THE PROJECT. THE SUBJECT SITE IS LOCATED AT THE SOUTHWEST CORNER OF DANA POINT HARBOR DRIVE AND PACIFIC COAST HIGHWAY IN THE COASTAL COUPLET COMMERCIAL (C-CPC) AND COASTAL VISITOR COMMERCIAL (C-VC) ZONES OF THE DANA POINT SPECIFIC PLAN**

IT WAS MOVED BY MAYOR PRO TEM WEINBERG, SECONDED BY COUNCIL MEMBER SCHOEFFEL, THAT THE CITY COUNCIL DIRECT THAT THE MATTER BE RETURNED TO STAFF FOR FURTHER CONSIDERATION, IF AND WHEN A REVISED PROJECT IS SUBMITTED BY THE APPLICANT. AND, FURTHER, THAT SHOULD A REVISED PROJECT BE SUBMITTED, STAFF TREAT IT AS A CONTINUATION OF THE CURRENT PROJECT, SUCH THAT THERE IS NO DENIAL ON THE PROJECT'S RECORD. THE REVISED PROJECT, IF ANY, IS TO BE ANALYZED AND SUBMITTED TO THE PLANNING COMMISSION IN THE NORMAL COURSE OF BUSINESS.

The motion carried by the following vote:

AYES: Council Member William Brough, Council Member Carlos N. Olvera, Council Member Scott Schoeffel, Mayor Pro Tem Steven Weinberg and Mayor Lisa Bartlett

NOES: None

ABSENT: None

UNFINISHED BUSINESS

There were no Unfinished Business items.

NEW BUSINESS

There were no Unfinished Business items.

PUBLIC COMMENTS (Continued)

There were no additional Public Comments received.

STAFF REPORTS

COUNCIL REPORTS, INCLUDING CITY RELATED MEETINGS ATTENDED

ADJOURNMENT

There being no further business before the City Council at this session, Mayor Bartlett adjourned the meeting at 7:05 p.m. and announced that the next Regular Meeting of the City Council will be October 21, 2014, at 5:00 p.m. in the City Council Chamber located at 33282 Golden Lantern, Suite 210, Dana Point, California.