

CITY OF LA PUENTE
PLANNING COMMISSION

MINUTES

June 01, 2010

Per Robert's Rules of Order Newly Revised 10th Edition, minutes are a record of the actions taken by the body. These minutes do not include a summary of the discussion but only reflect the action taken by the body. A complete audio recording of this meeting is available on the City's website www.lapueente.org

A Regular Meeting of the Planning Commission of the City of La Puente was held in the Council Chambers of City Hall, 15900 East Main Street, La Puente, California, on 06/01/2010, at 7:00 p.m.

CALL TO ORDER:

Chairman Klinakis called the meeting to order at 7:00 p.m.

ROLL CALL: Dahlitz, Duarte, Landino, and Klinakis

PRESENT: Dahlitz, Duarte, Landino, and Klinakis.

ABSENT: Lewis.

EX OFFICIO: City Planner Arreola, Community Development Director Yamachika, Deputy City Attorney Davtyan, Assistant Planner Chow and Administrative Secretary Ramirez.

Let the record show that Commissioner Lewis was not present.

PLEDGE OF ALLEGIANCE:

The pledge of allegiance was led by Chairman Klinakis.

ORAL COMMUNICATIONS:

Tom Noice, Today's Holistic Collective, spoke in favor of medical marijuana dispensaries.

Casey Kendal, 1359 Hacienda Blvd. co-owner of Today's Holistic Collective, spoke in favor of medical marijuana dispensaries.

Ellie Shuster of La Puente Collective, 824 N. Hacienda Blvd. spoke in favor of medical marijuana.

Mona Diaz, Principal of Del Valle Elementary School, stated that she would like to thank Public Works Director, Rene Salas for the excellent job that was done in working with the school schedule during the construction of the city streets. Ms. Diaz also spoke against medical marijuana dispensaries.

Lou Perez, 15950 Picton Street, spoke against medical marijuana dispensaries in La Puente.

Rudy Almeida, spoke against medical marijuana dispensaries in La Puente.

Ken Medeiros, spoke about sales tax, and medical marijuana dispensaries should be heard at the City Council meetings.

Tim Cabalo, a resident and a concerned parent, spoke against medical marijuana dispensaries.

MINUTES OF PREVIOUS MEETING:

1. Reading of the minutes of the special meeting of May 10, 2010.

Chairman Klinakis moved and Commissioner Dahlitz seconded to approve as presented. The motion carried with the following roll call vote:

AYES:	Dahlitz, Duarte, Landino, and Klinakis.
NOES:	None.
ABSTAIN:	None.
ABSENT:	Lewis.

PUBLIC HEARINGS:

2. MUNICIPAL CODE AMENDMENT NO. 131 - Consideration of Municipal Code Amendment No. 131, Amending Title 10 (Zoning) of the La Puente Municipal Code to prohibit the establishment and the operation of medical marijuana facilities in La Puente. The public hearing for this item was opened, held and closed at the May 10, 2010 Special Planning Commission meeting.

City Planner Arreola presented the report.

Deputy City Attorney Davtyan responded to the objections that were submitted during the public hearing by Attorney Bartleman on May 10, 2010 and advised the Commission that the City complied with the required public hearing noticing requirements. Ms. Davtyan further advised the Commission that going beyond the requirements imposed under law, the City also notified all medical marijuana dispensaries in the City and the property owners.

Commissioner Duarte asked if it was possible to increase the sales tax on the dispensaries.

Deputy City Attorney Davtyan responded that imposing such a tax would require the vote of La Puente residents.

Chairman Klinakis explained the amount of sales tax the City gets from medical marijuana dispensaries.

Discussion ensued on the "Compassionate Use Act" and the "Medial Marijuana Program"

Commissioner Duarte expressed his concerns regarding medical marijuana dispensaries.

Chairman Klinakis also expressed his concerns regarding medical marijuana dispensaries.

Deputy City Attorney Davtyan reminded the Commissioners that the item before them pertains to making a recommendation to City Council to adopt the proposed zoning ordinance, which if adopted would prohibit the establishment and operation of medical marijuana dispensaries.

Chairman Klinakis asked for clarification on the amortization period.

Deputy City Attorney Davtyan explained the amortization period and that the continuance of this item from May 10, 2010 does not affect the February 2, 2011 amortization date.

Chairman Klinakis moved to adopt Resolution No. 10-1431, recommending that the City Council adopt a zoning ordinance adding Chapter 10.100, entitled "Prohibition of Medical Marijuana Cooperatives or Collectives" to Title 10 (Zoning) of the La Puente Municipal Code to prohibit the establishment and the operation of medical marijuana cooperatives and collectives in the City and recommending that the City Council approve and adopt the Notice of Exemption. The motion carried with the following roll call vote:

AYES:	Dahlitz, Landino, and Klinakis.
NOES:	Duarte.
ABSTAIN:	None.
ABSENT:	Lewis.

3. **TENTATIVE PARCEL MAP NO. 71307 - A request to subdivide land into three (3) parcels for the development of two (2) detached dwelling units for the property located at 15959 Main Street (Tentative Parcel Map No. 71307 is filed in conjunction with Development Plan Application No. 1082).**

Chairman Klinakis recused himself from consideration of this item due to the fact that he was related to the applicant. Commissioner Klinakis turned the gavel over to Vice Chairman Landino and left the council chambers.

Assistant Planner Chow presented the report.

The applicant, Bill Klinakis, spoke in favor of his proposed project.

Vice Chairman Landino opened the public hearing.

Ken Medeiros, questioned if the two proposed properties were going to be considered commercial, and who the new property owners would be. He also asked the width of the common driveway and about the downtown business district.

Marty Paz, La Puente, stated that he had made a mistake at a previous meeting in regards to the 76 gas station. He also mentioned that his project was denied by the Planning Commission, and proceeded to speak.

Vice Chairman Landino closed the public hearing.

Commissioner Dahlitz asked where the trash receptacles would be located.

Assistant Planner Chow stated that there was a concrete pad on the side yard of each unit.

Commissioner Duarte asked if the proposed development would resemble the properties next door to the proposed site.

Assistant Planner Chow responded in the affirmative.

Vice Chairman Landino asked how this property was zoned.

Assistant Planner Chow responded that this property was part of the Downtown Specific Plan area, within the multi-family residential use district.

Commissioner Dahlitz asked for clarification that this property was not zoned commercial.

Assistant Planner Chow responded in the affirmative.

Vice Chairman Landino moved to adopt the resolution attached to the Staff Report, approving and adopting the Notice of Exemption and conditionally approving, Tentative Parcel Map No. 71307. The motion was seconded by Commissioner Duarte. The motion carried with the following roll call vote:

AYES:	Dahlitz, Duarte, Landino.
NOES:	None.
ABSTAIN:	Klinakis.
ABSENT:	Lewis.

Chairman Klinakis returned to the council chambers and returned to his seat on the dais.

NEW BUSINESS:

None.

UNFINISHED BUSINESS:

None.

ORAL COMMENTS FROM COMMISSION:

Vice Chairman Landino stated his opinion that having one or two medical marijuana dispensaries in the city for patients who really need them was not a bad thing.

Chairman Klinakis stated that his fellow commissioners did an excellent job tonight.

ORAL COMMENTS FROM STAFF:

None.

ADJOURNMENT:

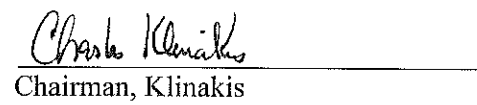
Chairman Klinakis moved to adjourn the meeting and Commissioner Dahlitz seconded the motion. The motion carried with the following roll call vote:

AYES:	Dahlitz, Duarte, Landino, and Klinakis.
NOES:	None.
ABSTAIN:	None.
ABSENT:	Lewis.

Chairman Klinakis adjourned the meeting at 8:30 p.m.



Secretary, Planning Commission



Chairman, Klinakis