

**OFFICIAL MINUTES
MONTEREY PARK PLANNING COMMISSION
REGULAR MEETING
MAY 23, 2017**

The Planning Commission of the City of Monterey Park held a regular meeting of the Board in the Council Chambers, located at 320 West Newmark Avenue in the City of Monterey Park, Tuesday, May 23, 2017 at 7:00 p.m.

CALL TO ORDER:

Chairperson Larry Sullivan called the Planning Commission meeting to order at 7:00 p.m.

ROLL CALL:

Planner Tewasart called the roll:

Board Members Present: Larry Sullivan, Delario Robinson, Members, Theresa Amador, Ricky Choi and Eric Brossy De Dios

Board Members Absent: None

ALSO PRESENT: Karl H. Berger, Assistant City Attorney, Samantha Tewasart, Senior Planner

AGENDA ADDITIONS, DELETIONS, CHANGES AND ADOPTIONS: None

ORAL AND WRITTEN COMMUNICATIONS: None

[1.] PRESENTATIONS: None

[2.] CONSENT CALENDAR:

2-A. APPROVAL OF MINUTES

May 23, 2017 –

Action Taken: The Planning Commission approved the minutes of May 23, 2017 with amendments.

Motion: Moved by Commissioner Choi and seconded by Commissioner Amador, motion carried by the following vote:

Ayes: Commissioners: Sullivan, Robinson, Amador, Choi, and De Dios

Noes: Commissioners: None

Absent: Commissioners: None

Abstain: Commissioners: None

2-B. FOOD TRUCK OVERVIEW

MISSION STATEMENT

The mission of the City of Monterey Park is to provide excellent services to enhance the quality of life for our entire community

Attorney Berger stated that per the Commission's direction this matter was placed onto the City Council's agenda for last week. It generated some discussion. Staff was left with some homework to come back to the City Council.

Chairperson Sullivan stated that there was mention at the prior meeting that food trucks are limited to streets under certain speed limits and inquired if that is an enforcement issue for the Police Department and what direction will they take on it. Attorney Berger replied that the City's Attorney's Office and the Police Department have been discussing that very item. There may be alternative ways for enforcement specifically under that oversized vehicle regulation under the municipal code, but it is something that is being examined. Police officers are able to exercise their discretion when issuing citations.

[3.] PUBLIC HEARING:

[4.] OLD BUSINESS:

CONDITIONAL USE PERMIT TO ALLOW A MESSAGE ESTABLISHMENT – 1480 MONTEREY PASS ROAD (CU-17-03)

Planner Tewasart provided a brief summary of the staff report.

Chairperson Sullivan inquired if the Commissions' concerns have been addressed. Commissioners replied yes.

Vice-Chair Robinson inquired if there are any liabilities if the Planning Commission had a prejudicial view on a use and did not want to pass an application. Attorney Berger replied that this is a discretionary permit, so long as the Planning Commission feels that there is adequate evidence in the record to approve the application based upon the findings that have to be made for any application, the Planning Commission has the ability to deny or approve the permit. If the Planning Commission denies the permit the applicant still has the option of appealing that decision to the City Council. The City Council is the one to make the final decision on those items before the applicant could take any further actions like going to court. It is not really a liability issue. It is an issue of whether or not the applicant can convince the court that the City acted improperly in denying their application.

Chairperson Sullivan opened and closed the public hearing.

Action Taken: The Planning Commission after considering the evidence presented during the public hearing adopted **Resolution No. 02-17** approving Conditional Use Permit (CU-17-03) to allow a massage establishment at 1480 Monterey Pass Road.

Resolution No. 02-17

A RESOLUTION APPROVING CONDITIONAL USE PERMIT (CUP-17-03) TO ALLOW A MESSAGE ESTABLISHMENT AT 1480 MONTEREY PASS ROAD

Motion: Moved, by Commissioner Choi and seconded by Commissioner Amador, motion carried by the following vote:

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Ayes: Commissioners: Sullivan, Robinson, Amador, Choi, and De Dios
Noes: Commissioners: None
Absent: Commissioners: None
Abstain: Commissioners: None

[5.] NEW BUSINESS: None.

[6.] COMMISSION COMMUNICATIONS AND MATTERS:

Commissioner De Dios inquired if there were plans to update the General Plan. Chairperson Sullivan stated that the Interim City Manager is looking into.

[7.] STAFF COMMUNICATIONS AND MATTERS: None

ADJOURNMENT:

There being no further business for consideration, the Planning Commission meeting was adjourned at 7:15 p.m.

Next regular scheduled meeting on June 13, 2017 at 7:00 p.m. in the Council Chambers.

Michael A. Huntley
Director of Community and Economic Development

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