



CITY OF NEWPORT BEACH GENERAL PLAN/LCP IMPLEMENTATION COMMITTEE

ACTION MINUTES

Action Minutes of the General Plan/LCP Implementation Committee held at the City Council Chambers, City of Newport Beach, on **Wednesday, January 28, 2009**

Members Present:

X	Ed Selich, Mayor, Chairman
E	Leslie Daigle, Council Member
X	Don Webb, Council Member
X	Barry Eaton, Planning Commissioner
X	Robert Hawkins, Planning Commissioner
X	Michael Toerge, Planning Commissioner

Advisory Group Members Present:

	Mark Cross
	Larry Frapwell
	William Guidero
X	Ian Harrison
X	Brion Jeannette
	Don Krotee
X	Todd Schooler
	Kevin Weeda
	Dennis Wood

Staff Representatives:

X	Sharon Wood, Assistant City Manager
	David Lepo, Planning Director
	Aaron Harp, City Attorney
X	James Campbell, Senior Planner
X	Gregg Ramirez, Senior Planner
X	Melinda Whelan, Assistant Planner

E = Excused Absence

Committee Actions

1. **Agenda Item No. 1** – Approval of minutes as corrected of January 14, 2008.

Action: Committee approved draft minutes.

Vote: Consensus

2. Agenda Item No. 3 – Zoning Code Re-Write

Action: The Committee began with the first item A. Alley Setbacks and Encroachments with the Public Works and General Services Directors in attendance for discussion. Regarding this issue the Committee and Advisory Members discussed and directed staff to:

- prohibit second and third floor 2.5 foot encroachment into 5-foot alley setbacks on corner lots at the intersection of two 10-foot alleys
- at the intersections of two 10-foot alleys, require that (in addition to the 5-foot alley setback remaining clear of obstructions) an additional 5-foot 45 degree angle of the side yard adjacent to the alley remain clear of all obstructions
- require an 8-foot minimum rear alley setback for the first floor garage when access is across from a side yard adjacent to an alley
- continue discussion regarding parking within alley setbacks to a later date to give staff time to discuss with appropriate Council Members

The Committee reviewed comments prepared by Committee members Eaton and Hawkins regarding the remaining agenda items B. Residential Regulations, C. Non-conforming structures, and D. Public View Protection. The Committee and Advisory Members discussed and directed staff to:

- revise Section 20.30.040 sub section C. – strike “Director” and add “review authority”
- revise Section 20.30.050 subsection A.3.a. - add “above Mean Sea Level” and clarify
- revise Section 20.30.050 subsection B.2.c. – add language after to mixed-use zoning districts to clarify that it includes those with residential components
- revise high rise height map to remove North Newport Center PC
- revise Section 20.30.090 subsection D.2.c. – re-look at this section and possibly revise regarding Mariners Mile
- revise Section 20.30.050 – for airport area make height limit 200 feet above mean sea level, strike “above existing grade” and add “above mean sea level” in 20.30.050 subsection D.2. Confirm requirements with ALUC staff
- revise Section 20.30.030 subsection B.1. and 2. to combine into one paragraph
- retain Section 20.50.040 subsection H. from the draft code with no changes
- revise Section 20.50.040 subsection E. to clarify that all seismic retrofits are ok and add to the beginning of the section “ notwithstanding the provisions of subsection D. above”

- revise Section 20.50.040 to address alley setback changes discussed previously
- revise Figure 3-6 Rear Setback Areas on Irregularly-Shaped Lots – graphics are confusing and revise Section 20.30.090 subsection B.5.b. to clarify that the rear lot line is at least 10 feet long but the minimum setback is 10 feet
- delete Section 20.30.080 subsection D.
- include Public View Protection Section 20.30.080 as proposed with the aforementioned deletion

The public provided the following comments:

- should consider providing allowing additional amenities for projects that provide ample public view protection

Vote: Consensus

3. Agenda Item No. 3 – Items for Future Agenda

Provide update on CLUP amendments and the following agenda items: bluff and canyon standards, natural resource protection, parking standards, and coastal access.

Meeting Adjourned 5:55 p.m.