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AGENDA

Planning Commission April 15, 2024

5:30 PM Regular Session

City Council Chamber
300 E. Chapman Avenue
Orange, CA 92866

DAVID VAZQUEZ
Chair

ALISON VEJAR
Vice Chair

DAVE SIMPSON
Commissioner

RICK MARTINEZ
Commissioner

RUBY MALDONADO
Commissioner

SHANNON TUCKER
Commissioner

TIM McCORMACK
Commissioner

Welcome to the Planning Commission meeting. Regular meetings of the City of Orange Planning Commission are held the first and third Monday of each month at 5:30 p.m.

Agenda Information

The agenda contains a brief general description of each item to be considered. Written materials relating to an item on the agenda that are provided to the Planning Commission after agenda packet distribution and within 72 hours before it is to consider the item will be made available for public inspection in the City Clerk's Office located at 300 E. Chapman Avenue, Orange, during normal business hours; at the Planning Commission meeting; and made available on the City's website.

Public Participation

Planning Commission meetings may be viewed on Spectrum Cable Channel 3 and AT&T U-verse Channel 99 or streamed live and on-demand on the City's website at www.cityoforange.org.

Pursuant to Government Code Section 54954.3, members of the public may address the Planning Commission on any agenda items or matters within the jurisdiction of the governing body by using any of the following methods:

1) In-person

To speak on an item on the agenda, complete a speaker card indicating your name, address, and identify the agenda item number or subject matter you wish to address. The card should be given to City staff prior to the start of the meeting. General comments are made during the "Public Comments" section at the beginning of the meeting. Public Comments are limited to three (3) minutes per speaker unless a different time limit is announced. It is requested that you state your name for the record, then proceed to address the Commission. All speakers shall observe civility, decorum, and good behavior.

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2) Written Public Comments via eComment

Members of the public can submit their written comments electronically for Planning Commission consideration by using the eComment feature on the Agenda page of the City's website at www.cityoforange.org. To ensure distribution to the Planning Commission prior to consideration of the agenda, we encourage the public to submit written comments by 3:00 p.m. the day of the meeting. All written comments will be provided to the Commissioners for consideration and posted on the City's website after the meeting.

3) Public Comments via recorded voicemail message

Finally, the public can record their comments by calling (714) 744-7271 no later than 4:00 p.m. the day of the meeting. Recorded messages will not be played at the meeting, but will be provided to the Planning Commission and the caller's position will be summarized in the minutes.

Please contact the City Clerk's Office at (714) 744-5500 with any questions.

ADA Requirements: In compliance with the Americans with Disabilities Act, if you need accommodations to participate in this meeting, contact the Clerk's office at (714) 744-5500. Notification at least 48 hours in advance of meeting will enable the City to make arrangements to assure accessibility to this meeting.

REMINDER: Please silence all electronic devices while Planning Commission is in session.

APPEAL PROCEDURE

Any final determination by the Planning Commission may be appealed, and such appeal must be filed within 15 calendar days after the Planning Commission action. This appeal shall be made in written form to the Community Development Department, accompanied by an initial appeal deposit of \$1,000.00.

The City Clerk, upon filing of said appeal, will set petition for public hearing before the City Council at the earliest date. All owners of property located within 300 feet of the project site will be notified by the City Clerk of said hearing. For additional information, please call (714) 744-7220.

If you challenge any City of Orange decision in court, you may be limited to raising only those issues you or someone else raised at the public hearing described on this agenda or in written correspondence delivered to the Planning Commission at, or prior to, the public hearing.

1. OPENING/CALL TO ORDER**1.1 PLEDGE OF ALLEGIANCE**

Vice Chair Alison Vejar

1.2 ROLL CALL**2. PUBLIC COMMENTS**

At this time, members of the public may address the Commission on matters not listed on the Agenda which are within the subject matter jurisdiction of the Commission, provided that NO action may be taken on off-agenda items unless authorized by law. Public Comments are limited to three (3) minutes per speaker.

3. CONSENT CALENDAR

All matters listed under the Consent Calendar are considered to be routine by the Planning Commission and will be enacted by one motion. There will be no separate discussion of said items unless members of the Planning Commission, staff or the public request specific items removed from the Consent Calendar for separate action.

3.1. Approval of meeting minutes of the City of Orange Planning Commission Regular Meeting held on March 18 and April 1, 2024.**Recommended Action:**

Approve minutes as presented.

Attachments: [Staff Report](#)
 [March 18, 2024, Regular Meeting minutes](#)
 [April 1, 2024, Regular Meeting minutes](#)

4. NEW BUSINESS**4.1. Public Hearing to consider a request to serve beer, wine, and distilled spirits for on-site consumption in association with a Buffalo Wild Wings expansion, located at 20 City Boulevard West, Suite 901A and finding of CEQA exemption (Conditional Use Permit No. 3214-23).****Recommended Action:**

1. Adopt Planning Commission Resolution No. 15-24 entitled:
A Resolution of the Planning Commission of the City of Orange approving Conditional Use Permit No. 3214-23, allowing the sale of beer, wine, and distilled spirits for on-site consumption in conjunction with a State of California Department of Alcoholic Beverage Control Type 47 license (On-Sale General - Eating Place) within an expanded restaurant, located at 20 City Boulevard West, Suite 901A.
2. Find that the proposed project is categorically exempt from the provisions of the California Environmental Quality Act (CEQA) per State CEQA Guidelines 15301 (Class 1 - Existing Facilities).

Attachments: [Staff Report](#)
 [Attachment 1 - Planning Commission Resolution No. PC 15-24](#)
 [Attachment 2 - Existing Planning Commission Resolution No. PC 18-11 \(CUP 2830-11\)](#)
 [Attachment 3 - Vicinity Map](#)
 [Attachment 4 - Applicant Business Narrative Letter](#)
 [Attachment 5 - Site Photos](#)
 [Attachment 6 - Food Menu](#)
 [Attachment 7 - Beverage Menu](#)
 [Attachment 8 - Orange Police Department Memo](#)
 [Attachment 9 - Planning Commission Evaluation Map](#)
 [Attachment 10 - Site Plan and Floor Plan](#)

- 4.2. **Public Hearing to consider a request to allow the sale of alcohol at an existing convenience store located at 1190 N. Glassell Street, Suite A (Conditional Use Permit No. 3145-21).**

Recommended Action:

Adopt Planning Commission Resolution No. PC 13-24 entitled:

A Resolution of the Planning Commission of the City of Orange denying Conditional Use Permit No. 3145-21, a request to allow for a full range of alcoholic beverage sales for off-site consumption in conjunction with a new State of California Department of Alcoholic Beverage Control Type 21 license (Off-Sale General) at an existing convenience store located at 1190 N. Glassell Street, Suite A.

Attachments: [Staff Report](#)
 [Attachment 1 - DRAFT PC Resolution No. 13-24 - CO and CAO edits](#)
 [Attachment 2 Vicinity Map](#)
 [Attachment 3 Applicant Narrative](#)
 [Attachment 4 Site Photos](#)
 [Attachment 5 Orange Liquor and More PC Evaluation Map](#)
 [Attachment 6 - Gang Injunction Areas](#)
 [Attachment 7 Orange Police Department 2023 Crime Stats](#)
 [Attachment 8 Orange Police Department Memo, August 30, 2021](#)
 [Attachment 9 Site Plan and Floor Plan](#)

- 4.3. **Public Hearing to consider a request to add the sale of distilled spirits to the sale of beer and wine at an existing convenience store located at 1095 N. Glassell Street and finding of CEQA Exemption (Conditional Use Permit No. 3217-24).**

Recommended Action:

Adopt Planning Commission Resolution No. PC 10-24 entitled:

A Resolution of the Planning Commission of the City of Orange denying Conditional Use Permit No. 3217-24, a request to allow a full range of alcoholic beverage sales for off-site consumption in conjunction with a new State of California Department of Alcoholic Beverage Control Type 21 license (Off-Sale General) at an existing convenience store located at 1095 N. Glassell Street.

Attachments: [Staff Report](#)
[Attachment 1 - DRAFT PC Resolution No. 10-24 Denial](#)
[Attachment 2 Vicinity Map](#)
[Attachment 3 Applicant's Letter of Explanation](#)
[Attachment 4 Site Photographs](#)
[Attachment 5 OPD 2023 Crime Stats](#)
[Attachment 6 - Gang Injunction Areas](#)
[Attachment 7 Planning Commission Evaluation Map](#)
[Attachment 8 Site Plan and Floor Plan](#)
[Attachment 9 Planning Commission Staff Report June 20, 2022, for CUP 3134-21](#)
[Attachment 10 Planning Commission Resolution No. PC 09-22 signed](#)
[Attachment 11 Planning Commission Meeting Minutes June 20, 2022](#)

- 4.4. Public Hearing to consider an ordinance amending Chapter 17.44 of the Orange Municipal Code providing a mechanism for the transfer of development rights, and finding of CEQA exemption.**

Recommended Action:

Continue the Public Hearing to the May 6, 2024, Regular Planning Commission meeting.

Attachments: [Staff Report](#)

- 4.5. Public Hearing to consider an ordinance amending Chapter 17.29 of the Orange Municipal Code pertaining to Accessory Dwelling Unit regulations.**

Recommended Action:

Continue the Public Hearing to the May 6, 2024, Regular Planning Commission meeting.

Attachments: [Staff Report](#)

5. ADJOURNMENT

The next Regular Planning Commission Meeting will be held on Monday, May 6, 2024 at 5:30 p.m., in the Council Chamber.

I, Jessica Garcia, Administrative Assistant for the City of Orange, hereby declare, under penalty of perjury, that a full and correct copy of this agenda was posted pursuant to Government Code Section 54950 et. seq., at the following locations: Orange Civic Center kiosk and Orange City Clerk's Office at 300 E. Chapman Avenue, Police

facility at 1107 N. Batavia, Orange Main Public Library at 407 E. Chapman Avenue, and uploaded to the City's website www.cityoforange.org.

Date posted: April 11, 2024