

**PLACENTIA PLANNING COMMISSION
MINUTES OF THE ADJOURNED REGULAR MEETING**

October 2, 2014

An adjourned regular meeting of the Placentia Planning Commission on October 2, 2014 was called to order at 6:30 p.m.in the City Council Chambers, 401 East Chapman Avenue, Placentia, by Chair Schaefer.

ROLL CALL:

PRESENT: Commissioner Solomonson, Tomazic, Schenck, Perez, Schaefer
ABSENT: Hill

PLEDGE OF ALLEGIANCE: Commissioner Tomazic

OTHERS PRESENT: Damien R. Arrula, Assistant City Administrator
Charles Rangel, Contact Planner
Cathy Carranza, Clerical Aide

ORAL COMMUNICATIONS: None

CONSENT CALENDER: None

Chair Schaefer requested for Study Session item 1 to be discussed first on the agenda.

STUDY SESSION:

1. Presentation: iLegislate Agenda Management Training

Recommended Actions:

- a. Receive a Presentation on iLegislate Software Training

Assistant City Administrator Arrula provided a brief overview on Study Session item 1 regarding iLegislate Agenda Management Training. He noted the purpose of the study session is to provide training to the commissioners on the iLegislate application for the iPad. He provided a PowerPoint presentation entitled 'Planning Commission iLegislate' with slides including: iLegislate Background, iPad and Agenda Delivery, Navigation, iPad Policy, Communications, and Questions.

Discussion ensued between the Commissioners and City Staff. They discussed the note taking feature, viewing past agendas, downloading the agenda, and concerns regarding public records act.

PUBLIC HEARING

(Continued item from September 9, 2014 meeting)

2. Applicant: City of Placentia

Zoning Code Amendment (ZCA) 2014-02:

The Proposed amendments to § 23.33, §23.36, §23.37, and §23.37 §23.107 of Chapter 23.00 of Title 23 (Zoning Ordinance) of the Placentia Municipal Code pertaining to establishment of regulations for e-cigarette vaporizer stores.

Recommended Actions: It is recommended that the Planning Commission:

- a. Adopt Resolution PC-2014-11, A Resolution of the Planning Commission of the City of Placentia, California recommending the City Council of the City of Placentia approve an amendment to the Placentia Municipal Code to regulate electronic cigarette retailers
- b. Find that the proposed Zone Code Amendment is categorically exempt in conjunction with the California Environmental Quality Act (CEQA) guidelines pursuant to State CEQA Guidelines § 15061(b)(3).

(Continue to the next regular meeting)

Contract Planner Rangel noted that this item is a continued item from the September 9, 2014 Planning Commission meeting. He noted that during the previous meeting, Commissioners provided direction to Staff including: deleting references of 'Hookah Lounges' from the draft Ordinance, to research surrounding agencies to see what restriction, if any, they have imposed on e-cigarettes, and requested additional documentation regarding harmful effects of using the product. He noted that he has included additional information, attached to the staff report, for the Commissioners to review regarding the effects of E-Cigarettes.

Commissioner Schenck noted the accessibility of purchasing these products. He noted with the documentation provided, he does not feel compelled to approve the restrictions for e-cigarettes.

Commissioner Solomonson noted that he agrees with Commissioner Schenck's comments and noted that he does not feel compelled to approving the restrictions set in place for e-cigarettes.

Chair Schaefer inquired about the restrictions placed on e-cigarettes in comparable to tobacco products.

Contract Planner Rangel noted that tobacco is regulated at a State and Federal level.

Commissioner Schneck noted that when conducting his research, he noticed commercial areas that contain the sales of E-Cigarettes do not appeal to high priced retail marketers.

Commissioner Tomazic inquired about the restrictions other surround agencies have imposed regarding E-Cigarettes.

Contract Planner Rangel noted that documentation was provided in the agenda packet regarding other agencies restrictions.

Commissioner Solomonson noted that according to the report provided to the Planning Commission, there are only sixteen (16) cities that have set regulations on E-Cigarettes throughout California.

Contract Planner Rangel noted there are currently no surrounding agencies that have set regulations on E-Cigarettes.

Commissioner Solomonson requested for Staff to research surrounding agencies that regulate the sale of E-Cigarettes.

Assistant City Administrator Arrula noted that there are currently no regulations set to address the acceptance and/or denial of a Conditional Use Permit (CUP) for selling the E-Cigarette product. He noted that the City wants to continue to be business friendly and allow these types of business into the City with conditions set in place.

Commissioner Solomonson and Schenck expressed their concerns regarding item 10 listed on the draft ordinance entitled 'reasonable criteria.'

Chair Schaefer inquired if some of the criteria listed on the draft ordinance apply to state and federal regulations regarding to tobacco products (cigarettes).

Contract Planner Rangel noted that tobacco products would not have the same regulations in comparable to E-Cigarettes.

Chair Schaefer inquired if the Commission could approve and recommended the proposed resolution to City Council with stipulations of a six (6) month review period added to the language.

Contract Planner Rangel noted the process and timeline of the adoption of an ordinance.

Assistant City Administrator Arrula noted that he would like to discuss the proposed review period with legal counsel and report back to the Commission at the next regular meeting. He recommended continuing the public hearing item to the next regular meeting.

Commissioner Schenck requested for the language of the proposed item reflect the concerns of the possible health issues.

**Motion by Commissioner Solomonson, seconded by Commissioner Tomazic to continue the public hearing item to the next regular meeting.
Passed 6-0 vote, Commissioner Hill absent.**

OLD BUSINESS None

NEW BUSINESS None

DEVELOPMENT REPORT None

DIRECTOR'S REPORT

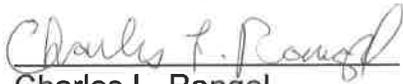
Assistant City Administrator Arrula noted that the meeting date in November falls on Veterans Day. He noted that there would be further discussion as the next scheduled meeting on changing the meeting date.

PLANNING COMMISSION REQUESTS: None

ADJOURNMENT

Chair Schaefer adjourned the Planning Commission meeting at 8:33 p.m. to a regular meeting on Tuesday, October 14, 2014 at 6:30 p.m. in the City Council Chambers at 401 East Chapman Avenue, Placentia.

Submitted by,



Charles L. Rangel
Contract Planner