



## SAN GABRIEL PLANNING COMMISSION

# Agenda

**REGULAR MEETING**  
**Monday, December 14, 2015**  
**6:30 p.m., City Hall Council Chamber**  
**425 South Mission Drive**

**CALL TO ORDER**                      **6:30 p.m.**

**PLEDGE OF  
ALLEGIANCE**

**ROLL CALL OF  
MEMBERS**                              **CHAIRMAN GARDEN, VICE CHAIR KLAWITER, AND  
COMMISSIONERS LOU, VERA AND ZAWODNY**

**APPROVAL OF  
MINUTES**                                **Minutes of the Planning Commission Meeting on October 12,  
2015 and the Joint Meeting with the Design Review Commission  
on November 9, 2015.**

**PUBLIC  
COMMENT**                                **Pursuant to Government Code Section 54954.3, this is the time  
approved for members of the public to address the Planning  
Commission on items of interest that are within the subject  
matter jurisdiction of the Planning Commission of the City of  
San Gabriel. The Commission cannot take action on such  
comment but may put an item on a future agenda.**

### **PUBLIC HEARING ITEMS:**

- 1. Amendments to the Municipal Code Related to Regulations Prohibiting All Commercial Medical Marijuana Uses in the City and Prohibiting Cultivation for Medical Use by a Qualified Patient or Primary Caregiver  
Planning Case No. PL-15-146  
Applicant: City of San Gabriel**

**PROJECT SUMMARY:** The City of San Gabriel proposes to amend certain sections of the Municipal Code to prohibit all commercial medical marijuana uses in the city and to prohibit cultivation for medical use by a qualified patient or primary caregiver as permitted by the Medical Marijuana Regulation and Safety Act. The amendments address the following topics:

- Definitions
- Prohibition
- Public nuisance
- Civil penalties

Sections 131.01 and 153.515 of the San Gabriel Municipal Code are proposed to be repealed, Section 153.151(D) is proposed to be amended and Section 153.515 is proposed to be readopted.

**ENVIRONMENTAL DETERMINATION:** The project was reviewed for compliance with the California Environmental Quality Act (CEQA). This ordinance is exempt from CEQA pursuant to CEQA Guidelines section 15305, minor alterations in land use limitations in areas with an average slope of less than 20% that do not result in any changes in land use or density and section 15061(b)(3) which is the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment and CEQA does not apply where it can be seen with certainty that there is no possibility that the activity may have a significant effect on the environment.

**RECOMMENDATION:** The Planning Commission recommend **APPROVAL of Ordinance No. xxx-C.S., Planning Case PL-15-146, to the City Council repealing Sections 131.01 and 153.515 of the San Gabriel Municipal Code, amending Section 153.151(D) and readopting Section 153.515 to prohibit all commercial medical marijuana uses in the city and to prohibit cultivation for medical use by a qualified patient or primary caregiver.**

**Mark Gallatin, AICP, Planning Manager**

**STAFF ITEMS:**

- 1. Extension of Entitlement Approvals for Sheraton Hotel located at 303 E. Valley Blvd.**
- 2. Year in Review**

**ADJOURNMENT: TO A REGULAR MEETING OF THE PLANNING COMMISSION ON JANUARY 11, 2016 AT 6:30 P.M. AT CITY HALL, 425 SOUTH MISSION DRIVE, SECOND FLOOR, SAN GABRIEL, CA.**

**AVAILABILITY OF REPORTS:** Staff reports are available for public inspection in the Planning Division office of City Hall, during regular business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, and 8:00 a.m. to 6:30 p.m. Tuesdays; Telephone (626) 308-2806, Press 4. The agenda and staff reports are also available on the City's website and can be downloaded at the following address:

<http://sangabrielcity.com/index.aspx?nid=335>

**ACCESS FOR THE DISABLED:** City Hall is accessible to the disabled. Audio devices for the hearing impaired are available from the planning staff during each meeting.

**APPEAL PERIOD: All decisions made by the Planning Commission may be appealed to the City Council within (10) business days of the decision by filing a letter with the City Clerk and paying an appeal fee of \$565, plus noticing fees.**

**If no appeal is filed, decisions are final (except for legislative actions that are recommendations to the City Council).**