



## **SPECIAL NOTICE REGARDING CORONAVIRUS (COVID-19)** **AND LEGISLATIVE BODY MEETING PARTICIPATION**

**Zoom Meeting Details:** [www.zoom.us/join](https://www.zoom.us/join)

**Meeting ID:** 840 2049 3682    **Telephone Option:** 1-669-900-9128

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On October 5, 2021, City Council adopted Resolution No. 2021-73 which makes the legally required findings to continue to authorize remote meeting participation for legislative body members per Assembly Bill 361. City Council will continue to make this finding every 30 days. Some or all of the legislative body may participate in meetings via teleconference.

**PUBLIC PARTICIPATION:** Given the current health concerns, members of the public can access meetings streamed live online at <https://fullerton.legistar.com>, on Spectrum Cable Channel 3, and AT&T U-Verse Channel 99. Members of the public may not attend the meeting in person.

**PUBLIC COMMENTS:** In lieu of attendance at the meeting, the public may make oral public comments via computer, smart device, or telephone by following the instructions on the next page.

**CORRESPONDENCE:** The public can send correspondence to the legislative body regarding agenda items by emailing [Janet.Ragland@cityoffullerton.com](mailto:Janet.Ragland@cityoffullerton.com) with the subject line "PLANNING COMMISSION MEETING CORRESPONDENCE - ITEM #" (insert the item number relevant to your comment) or "PLANNING COMMISSION MEETING CORRESPONDENCE NON-AGENDA ITEM" or by clicking on the eComment link accompanying the agenda posted online at <https://fullerton.legistar.com>. Staff will forward correspondence received to the legislative body. **Correspondence is not read during the public comment portion of the meeting;** however, all correspondence received becomes part of the official record of the meeting. Staff posts correspondence online with the meeting's supplemental materials. Contact the Community and Economic Development Department at [Janet.Ragland@cityoffullerton.com](mailto:Janet.Ragland@cityoffullerton.com) or call (714)-738-6598 with any questions.

**ACCESSIBILITY:** If requested, Staff will make the agenda and backup materials available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132) and the federal rules and regulations adopted in implementation thereof. Any person who requires a disability-related modification or accommodation in order to observe and/or offer public comment may request such reasonable modification, accommodation, aid, or service by contacting [Janet.Ragland@cityoffullerton.com](mailto:Janet.Ragland@cityoffullerton.com) or call (714)-738-6598 no later than 48 hours before the meeting.

# **INSTRUCTIONS FOR PUBLIC COMMENTS USING ZOOM**

The public may remotely participate in the meeting to make oral public comment via computer, smart device, or telephone.

Please log on or call in as early as possible to address any technical issues that may occur and ensure you do not miss the time to speak on the desired item.

**To log into Zoom from your computer or smart device, follow these steps** (Your device must have audio capability to participate.):

**Go To:** [www.zoom.us/join](https://www.zoom.us/join)

**Enter Meeting ID:** 840 2049 3682

**To call into Zoom from your telephone, follow these steps:**

**Dial** 1-669-900-9128 and press pound (#)

**Enter Meeting ID:** 840 2049 3682 and press pound (#)

Optional: You may enter your name when prompted, but this is not required to participate. Staff will remove anyone entering names that violate community standards.

1. **Use the “raise hand” function to join the queue to speak on the current agenda item** when the Chair calls the item for discussion.

Computer / Smart Device Users: You can find the raise hand option under your participant name.

Telephone Users: Press star-nine (\*9) on your phone to raise your hand. Press star-six (\*6) to unmute when it is your turn to address the Planning Commission.

Lower your hand if you choose not to speak or after you have made your comments by unchecking the raise hand option online.

2. Staff will call your name or the last four digits of your phone number when it is your time to speak.
3. Please state your name and city of residence at the beginning of your remarks for the minutes.
4. Speakers will have up to three minutes to make their remarks.
5. You may log off or hang up after making your comments.

**DISCLAIMER:** Participant names and/or phone numbers will be visible to all participants. The City records all public meetings.



FULLERTON PLANNING COMMISSION  
LANDMARKS COMMISSION  
AGENDA – JANUARY 19, 2022  
303 WEST COMMONWEALTH AVENUE  
FULLERTON, CALIFORNIA 92832-1775

**MEETINGS:** The Fullerton Planning Commission/Landmarks Commission meets every other Wednesday of the month, convening at 6:30 p.m.

**PUBLIC COMMENT:** The public may comment on matters not appearing on the agenda, but within the subject matter jurisdiction of the Planning Commission/Landmarks Commission. Prior to public comments, the public may request the removal of consent items for further discussion. Those wishing to speak on a regular business or a public hearing item on this agenda may do so when the Chair calls that specific item for consideration.

Each speaker addressing non-agenda and consent calendar items shall have three minutes to make their remarks. Those speaking on regular business items and public hearing items shall have no more than three minutes per item to address the Commission. No person shall speak more than one time to the same item. The Chair may request that a spokesperson represent a group wishing to address the Planning Commission/Landmarks Commission. The Chair or majority of the Planning Commission/Landmarks Commission may grant an extension of time for a speaker. No speaker may yield their time to another speaker.

**PERSONS ADDRESSING THE COMMISSION:** See special notice regarding Coronavirus (COVID-19) and Planning Commission/Landmarks Commission meeting participation for instructions to participate in the meeting. State your name and city of residence for the record at the beginning of your remarks. All speakers shall observe civility, decorum, and good behavior. Any item submitted to the Planning Commission/Landmarks Commission during the meeting shall become public record and subject to applicable disclosure laws.

**AGENDA ITEMS:** This agenda contains a brief summary of each item the Planning Commission/Landmarks Commission will consider. The Planning Division posts the agenda packet online no later than 72 hours prior to the meeting at [www.cityoffullerton.com](http://www.cityoffullerton.com).

The Planning Commission's/Landmarks Commission's approval or denial of any action on this agenda shall become final and effective ten working days after its decision unless an appeal is made in writing within this ten-day period to the City Council by either an applicant or an opponent. The filing of an appeal within such time limit shall stay the effective date of the order of the Planning Commission/Landmarks Commission until such time as the City Council has acted on the appeal. Anyone interested in making an appeal should contact the Community and Economic Development Department for assistance.

In accordance with CA Government Code Section 54957.5, the public may inspect any writings or documents relating to an open session agenda item distributed after posting of the agenda packet but prior to the meeting. The City will post such writings and documents received in sufficient time on the City's website at [www.cityoffullerton.com](http://www.cityoffullerton.com).

**ADA REQUIREMENTS:** The City has equipment and services available to assist disabled persons with communications at the public meeting in compliance with the requirements Title II of the Americans with Disabilities Act (ADA). Should you require special accommodations to participate in this meeting, please contact the Community and Economic Development Department at (714) 738-6598 at least 48 hours prior to the scheduled meeting.

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Douglas Cox  
Chair

Arnel Dino  
Vice Chair

Wayne Carvalho  
Commissioner

Peter Gambino  
Commissioner





CITY OF FULLERTON  
PLANNING COMMISSION/LANDMARKS COMMISSION  
REGULAR MEETING AGENDA  
JANUARY 19, 2022, 6:30 P.M.  
Council Chamber  
303 West Commonwealth Avenue  
Fullerton, California

## CALL TO ORDER

## PLEDGE OF ALLEGIANCE

## ROLL CALL

## PUBLIC COMMENTS

Public comments will be allowed on matters not appearing on the agenda, but within the Planning Commission's/Landmarks Commission's jurisdiction.

## CONSENT CALENDAR

All matters listed under Consent Calendar are considered routine and will be enacted by one motion. There will be no separate discussion of these items prior to the time of voting on the motion unless members of the Planning Commission, staff, or public request the item be discussed and/or removed from the Consent Calendar for separate action.

### 1. MINUTES – [DECEMBER 8, 2021](#) and DECEMBER 20, 2021

RECOMMENDED ACTION: Approve the December 8, 2021 Planning Commission Meeting Minutes and continue the December 20, 2021 Planning Commission Meeting Minutes

## COMMUNICATION DISCLOSURE

Commissioner communication disclosure regarding agendized items.

## PUBLIC HEARINGS

### 2. ZON-2021-0135. APPELLANT: ALAN GOTTLIEB; APPLICANT AND PROPERTY OWNER: RAISING CANE'S RESTAURANT LLC.

Request for an appeal of the Zoning Administrator approval for a Minor Site Plan (ZON-2021-0011), allowing for the construction of a new drive-through restaurant (Raising Cane's), on property located at 201 West Orangethorpe Avenue (approximately 615 feet west of the intersection of Harbor Boulevard and Orangethorpe Avenue, on the north side of Orangethorpe Avenue), per Fullerton Municipal Code (FMC) Section 15.47.040.B.1.c. (Categorically exempt under Section 15303 of State CEQA Guidelines) (General Commercial (G-C) Zone) (Staff Planner: Christine Hernandez)

RECOMMENDED ACTION: Deny appeal and uphold Zoning Administrator approval

[Staff Report](#)

### 3. 2021-2029 HOUSING ELEMENT

Review and recommendation on the Draft 2021-2029 Housing Element, an update of the City's certified Housing Element, a required element of the City's general plan.

RECOMMENDED ACTION: Recommend approval to City Council

[Staff Report](#)

## PLANNING COMMISSION / LANDMARKS COMMISSION STAFF COMMUNICATIONS AND REVIEW OF CITY COUNCIL ACTIONS

Planning Commissioners may ask a question for clarification, make a brief announcement, make a brief report on his/her own activities, request staff to report back at a subsequent meeting concerning any matter, or take action to direct staff to place a matter of business on a future agenda. Staff may also communicate with the Commission and ask questions.

## AGENDA FORECAST

## ADJOURNMENT

Adjourn to next regularly scheduled Fullerton Planning Commission/Landmarks Commission meeting at 6:30 p.m. in the Council Chamber, 303 West Commonwealth Avenue, Fullerton, California.