



**PLANNING COMMISSION
Minutes of the Regular Meeting
Teleconference/Web Conference Only
8200 Westminster Boulevard
Westminster, CA 92683
May 5, 2021
6:30 p.m.**

**SPECIAL NOTICE REGARDING CORONAVIRUS (COVID-19) AND
ATTENDANCE AT PUBLIC MEETINGS**

On March 4, 2020, Governor Gavin Newsom proclaimed a State of Emergency in California as a result of the threat of COVID-19. On March 17, 2020, Governor Newsom issued Executive Order N-29-20 (superseding the Brown Act-related provisions of the Executive order N-25-20 Issued on March 12, 2020), which allows a local legislative body to hold public meetings via teleconferencing and to make public meetings accessible telephonically or otherwise electronically to all members of the public seeking to observe and to address the local legislative body. Pursuant to Executive Order N-29-20, please be advised that some or all of the Westminster City Planning Commission Members will participate in meetings via teleconference.

Pursuant to the State of California Executive order N-29-20 related to coronavirus (COVID-19), the Planning Commission of the City of Westminster, California convened on May 5, 2021 at 6:33 p.m. at 8200 Westminster Boulevard, Westminster, California, and via teleconference. Members of the public wishing to address the Planning Commission were asked to submit an e-mail for written comments or a request to speak form to provide verbal comments before the start of the meeting. Additionally, any members of the public in attendance that wished to speak but had not previously provided a request to speak form were also provided an opportunity to address the Planning Commission.

1. PLANNING COMMISSION ROLL CALL:

ANDERSON, M. NGUYEN, Q. NGUYEN, PHAM, SEID

PRESENT: ANDERSON, M. NGUYEN, Q. NGUYEN, PHAM, SEID

ABSENT: NONE

STAFF PRESENT:

Steven Ratkay, Planning Manager; Lemessis Quintero, Contract Planner; Kathya M. Firlík, Deputy City Attorney; Shelley Stevens, Senior Administrative Assistant.

2. SALUTE TO FLAG:

Senior Administrative Assistant Stevens led the salute to the flag.

3. REPORT FROM PLANNING SECRETARY ON LATE COMMUNICATION ITEMS

Planning Manager Steven Ratkay reported there were no late communications.

4. EX PARTE COMMUNICATIONS

Commissioner Anderson reported visiting the site location for item 8.1 on the agenda.

5. SPECIAL PRESENTATIONS - None

6. ORAL COMMUNICATIONS

Terry Rains, Westminster resident, provided the Commission an update regarding a recently approved Conditional Use Permit for OC Entertainment. She stated that multiple protests had been filed with the Alcoholic Beverage Control and the facility was already advertising that they were a nightclub.

7. APPROVAL OF MINUTES – None

8. PUBLIC HEARINGS

8.1 Case No. 2020-1207 (Conditional Use Permit)

Location: 14044 Magnolia Street (Assessor's Parcel Number 098-101-13)

Applicant: Francois Tran

Project Planner: Lemesis Quintero, Contract Planner

PROJECT DESCRIPTION: A proposal to operate a tattoo parlor.

CEQA COMPLIANCE: The proposed project has been reviewed pursuant to the California Environmental Quality Act (CEQA) and the requirements of the City of Westminster, and has been deemed to be categorically Exempt per Class 1, Section 15301 of CEQA because the project consists of the operation, permitting, licensing, and minor alteration of an existing private structure and facility involving negligible or no expansion of an existing use.

RECOMMENDATION: Staff recommends that the Planning Commission adopt a resolution entitled, "A Resolution of the Planning Commission of the City of Westminster approving Case No. 2020-1207, Conditional Use to operate a Tattoo Parlor, located at 14044 Magnolia Street, Suite 226 (Assessor's Parcel Number 098-101-13)."

Contract Planner Lemesis Quintero provided a PowerPoint presentation to the Commission.

Commissioner Anderson inquired if both owners and tenants were notified of the proposal within the required radius of the proposed business location. Planning

Manager Ratkay confirmed that both owners and tenants within 500 feet of the proposed business were notified.

VICE CHAIR SEID OPENED THE PUBLIC HEARING.

Francois Tran, Stanton resident and the project applicant, stated he has been a professional tattoo artist for the past 5 years and with his client demand he needs to open a location. He added he has been paying rent on his new location since he left his old location six months ago.

Commissioner Anderson, inquired why Mr. Tran left his other location, Chair Seid Inquired how long he had been a tattoo artist, and Commissioner Pham inquired about his needle safety protocol.

Mr. Tran responded that he was in business with some friends at his previous location and one of his friends had an argument with the landlord, so that is why he was no longer at that location. He has been an artist for 10 years, but a professional tattoo artist for five years. He stated that none of his needles are reused, all are disposable, and so he had not experienced a safety issue in regards to needles.

Terry Rains, Westminster resident, stated she lives close to the site location. She provided information to the Commission about the applicant and mentioned her concerns that the business may not be registered with the County. She mentioned that she saw some current work associated with a business called Ink Crafted.

CHAIR SEID CALLED THE APPLICANT FOR REBUTTAL

Mr. Tran, stated that Ink Crafted Tattoo was the previous shop that closed down and he has been working at another location since the closure. He added that he was a licensed tattoo artist and but the license needs to have a location that is why he can't be found on the County website.

CHAIR SEID CLOSED THE PUBLIC HEARING

Commissioner Anderson, stated that the staff report recommends approval, the Police Department had no concerns, and no public seemed to be in opposition, so he was in favor of approval.

Motion: It was moved by Commissioner Anderson, and seconded by Chair Seid, to approve the Conditional Use as recommended by staff. The motion carried (5-0) with the following vote:

AYES:	ANDERSON, M. NGUYEN, Q. NGUYEN, PHAM, SEID
NOES:	NONE
ABSENT:	NONE
ABSTAIN:	NONE

9. REGULAR BUSINESS - None

10. REPORTS - None

11. MATTERS FROM STAFF

Planning Manager Ratkay thanked staff, Deputy City Attorney, and the Planning Commission for their hard work. He also shared the upcoming planning commission schedule and let the Commission know that the next meeting would likely be cancelled.

12. MATTERS FROM THE PLANNING COMMISSION – INCLUDING AB1234 REPORTS WHEN REQUIRED

Commissioner Anderson stated that he visited the shopping center for item 8.1 and found that there was damage to the trash bin on the site, the flower shop had boxes from a shipment of flowers strewn about and not placed within the trash bin where they belonged, and the landscaping at the center was deficient with much dead vegetation. He asked staff to notify Code Enforcement to follow-up.

14. ADJOURNMENT

The meeting was adjourned at 7:12 p.m. to a regular meeting on Wednesday, May 19, 2021 at 6:30 p.m.



Don Anderson
Planning Commission Vice-Chair



Steven Ratkay
Planning Commission Secretary

Prepared by:



Shelley Stevens
Senior Administrative Assistant