

**P.C. RESOLUTION NO. 2024-795**

**A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF CALABASAS TO RECOMMEND TO THE CITY COUNCIL ADOPTION OF ORDINANCE NO. 2024-XXX TO AMEND SECTION 17.30.050 (SIGN PERMITS), SECTION 17.30.080 (ON-SITE SIGN REGULATIONS), AND A PORTION OF SUBSECTION (S) OF SECTION 17.90.020 (DEFINITIONS OF SPECIALIZED TERMS AND PHRASES) AND ADDING A NEW SECTION 17.30.065 (KIOSKS) TO TITLE 17 (LAND USE AND DEVELOPMENT) OF THE CALABASAS MUNICIPAL CODE.**

**Section 1. The Planning Commission has considered all of the evidence submitted into the administrative record which includes, but is not limited to:**

1. Agenda reports prepared by the Community Development Department and the City Attorney.
2. The City of Calabasas Land Use and Development Code, General Plan, and all other applicable regulations and codes.
3. On June 19, 2024, the City Council directed staff to prepare a draft ordinance to allow digital kiosks with security cameras in shopping centers.
4. On July 18, 2024 and August 15, 2024, the Planning Commission discussed a preliminary draft ordinance to allow digital kiosks with security cameras in shopping centers. Following the second discussion, the Commission directed staff to return with an updated draft ordinance at a public hearing.
5. Staff presentation at the public hearing held on September 19, 2024 before the Planning Commission.
6. Public comments, both written and oral, received and/or submitted at or prior to the public hearing, supporting and/or opposing the applicant's request.

7. All related documents received and/or submitted at or prior to the public hearing.

**Section 2. Based of the foregoing evidence, the Planning Commission finds that:**

1. Notice of the September 19, 2024 Planning Commission public hearing was posted at Juan de Anza Bautista Park, the Calabasas Tennis and Swim Center, the Calabasas Community Center, and at Calabasas City Hall.
2. Notice of the September 19, 2024 Planning Commission public hearing was provided to property owners of all shopping centers located in the Commercial, Retail (CR) and Commercial, Mixed-Use (CMU) zoning districts.
3. Notice of the September 19, 2024 Planning Commission public hearing was published in the *Calabasas Enterprise* newspaper at least ten (10) days prior to the hearing date.
4. Notice of Planning Commission public hearing included the notice requirements set forth in Government Code Section 65009 (b)(2).
5. A public hearing was held at the September 19, 2024 Planning Commission meeting, during which public testimony was taken.

**Section 3. In view of all of the evidence and based on the foregoing facts, the Planning Commission concludes as follows:**

**FINDINGS**

Section 17.76.050(B) Calabasas Municipal Code stipulates that prior to consideration by the City Council of a proposed amendment to the Development Code, the Planning Commission shall conduct a public hearing and recommend to the City Council whether to approve the proposed amendment, provided that the following findings are made:

1. *The proposed amendment is consistent with the goals, policies, and actions of the General Plan;*

The proposed text amendments to Sections 17.30.060, 17.30.080, and 17.90.020 allowing for kiosks for shopping centers which support the

safety element of the general plan due to the embedded security camera systems that include real-time communication with City and law enforcement. Furthermore, the Technology and Infrastructure Element of The General Plan, specifically policy XII-38, encourages technology service providers to creatively integrate technology facilities into the interior, pedestrian-scale natural and built environment to minimize the total number of such facilities and associated aesthetic impacts. The proposed kiosks will not materially contribute to visual blight because the top of any kiosk shall not exceed 10' in height. Kiosks will also be pedestrian-scale, located in the interior of shopping centers, and thus will not function as freeway or street-visible billboards and will not adversely impact traffic safety.

*2. The proposed amendment would not be detrimental to the public interest, health, safety, convenience, or welfare of the City;*

The proposed Development Code amendment serves the public interest and reflects the input of residents, decision-makers, and other stakeholders in the community. The proposed text amendments would not reduce or compromise existing standards that protect the health, safety or general welfare of the City because the kiosk setback standards of at least 25 feet from all street-side property lines will apply. Furthermore, the proposed text amendments will better meet the interests of Calabasas through the kiosks' integration of security camera surveillance footage in the City and law enforcement systems, which provides footage to the Los Angeles County Sheriff Department's Real-Time Crime Center. These amendments also meet the current standards of the Land Use and Development Code; as such, the text amendments will improve the functionality of the Development Code to better protect the public interest, health, safety or general welfare of the City. As such, the proposed ordinance meets this finding.

*3. The proposed amendment is in compliance with the provisions of the California Environmental Quality Act (CEQA).*

The Planning Commission has considered all the evidence in the record, including the staff reports, the testimony received during the public hearing on the matter held by the Commission, and hereby determines that this proposed Ordinance is exempt from environmental review in accordance with Section 21084 of the California Environmental Quality Act (CEQA), and Sections 15061(B)(3), 15301, and 15303 of the CEQA Guidelines, Title 14 of the California Code of Regulations, because the

kiosks are additional pedestrian-level signage located inside shopping centers.

- 4. The proposed amendment is internally consistent with other applicable provisions of the Development Code.*

The proposed Development Code Amendment has been written to be internally consistent with all applicable provisions of the Land Use and Development Code, such as Calabasas Municipal Section (CMC) 17.11.010 (Permitted Land Uses), and will improve internal consistency within the Development Code and with other titles of the Calabasas Municipal Code. Based on the foregoing evidence, this project meets this finding.

**Section 4. In view of all of the evidence and based on the foregoing findings and conclusions, the Planning Commission hereby recommends to the City Council adoption of Ordinance No. 2024-XXX, amending Section 17.30 (Signs) of the Calabasas Municipal Code.**

**Section 5. All documents described in Section 1 of PC Resolution No. 2024-795 are deemed incorporated by reference as set forth at length.**

PLANNING COMMISSION RESOLUTION NO. 2024-795 PASSED, APPROVED AND ADOPTED this 19<sup>th</sup> day of September, 2024.

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Wendy Fassberg  
Chairperson

ATTEST:

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Michael Klein, AICP  
Community Development Director

APPROVED AS TO FORM:

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Vernetra Gavin  
Colantuono, Highsmith and Whatley, PC  
Assistant City Attorney

Planning Commission Resolution No. 2024-794, was adopted by the Planning Commission at a regular meeting held September 19, 2024 and that it was adopted by the following vote:

AYES:

NOES:

ABSENT:

ABSTAINED:

“The Secretary of the Planning Commission shall certify the adoption of this Resolution, and transmit copies of this Resolution to the applicant along with proof of mailing in the form required by law and enter a copy of this Resolution in the book of Resolutions of the Planning Commission. Section 1094.6 of the Civil Code of Procedure governs the time in which judicial review of this decision may be sought.”