

CITY OF DANA POINT
AGENDA REPORT

Reviewed By:	
DH	X
CM	X
CA	—

DATE: JUNE 23, 2004

TO: CITY MANAGER/CITY COUNCIL

FROM KYLE BUTTERWICK, DIRECTOR OF COMMUNITY DEVELOPMENT

SUBJECT: APPEAL OF THE PLANNING COMMISSION DECISION APPROVING COASTAL DEVELOPMENT PERMIT CDP94-01(I) TO ALLOW THE CONSTRUCTION OF A NEW APPROXIMATE 7,835 SQUARE FOOT, SINGLE-FAMILY RESIDENCE ON A 34,630 SQUARE FOOT BLUFF-TOP LOT WITH A SITE DEVELOPMENT PERMIT SDP03-09 TO ALLOW A GARAGE AND TWO (2) STORY CONFIGURATION AND RETAINING WALLS AS HIGH AS 6.5 FEET IN HEIGHT AND VARIANCE V03-10 TO EXCEED THE MAXIMUM HEIGHT LIMIT BY 11 FEET THREE (3) INCHES, AND FOR THE REQUIREMENTS FOR DEVELOPMENT ADJACENT TO COASTAL BLUFFS LOCATED AT 35009 CAMINO CAPISTRANO.

RECOMMENDED ACTION: That the City Council accept the appellant’s request to withdraw the appeal of the Planning Commission’s approval and consider the matter final.

BACKGROUND:

This item had been continued at the request of the applicant at the May 26, 2004 City Council meeting. Since that time, the City has recently consummated the acquisition of the property as an extension of Pines Park. Due to the action taken by the City, the appellant’s have withdrawn their original appeal.

SUPPORTING DOCUMENTS:

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A. [Appeal Withdrawal](#)..... 2

SUPPORTING DOCUMENT A

June 16, 2004

City Council
City of Dana Point
33282 Golden Lantern #203
Dana Point, California 92629

Subject: **Appeal of discretionary permits for the property located at 35009 Camino Capistrano, Capistrano Beach**

Dear Honorable City Council Members,

On behalf of those that signed the original appeal of the Planning Commission's decision to allow a single-family home to be built on the property located at 35009 Camino Capistrano, I request a withdrawal of the appeal due to the recent acquisition of the property by the City of Dana Point.

On behalf of all the residents of Capistrano Beach, we extend our utmost appreciation to the city staff for their hard work and to the City Council for the decision that they made.

Sincerely,



Lawrence G. Rolapp
35026 Camino Capistrano
Capistrano Beach, CA 92624