



Los Angeles County Department of Regional Planning



Planning for the Challenges Ahead

Richard J. Bruckner
Director

March 2, 2011

TO: Pat Modugno, Chair
Esther L. Valadez, Vice-Chair
Leslie G. Bellamy, Commissioner
Harold V. Helsley, Commissioner
Curt Pedersen, Commissioner

FROM: Mi Kim 
Zoning Permits III Section

SUBJECT: **MARCH 16, 2011 RPC PUBLIC HEARING
PROJECT NO. R2008-01980-(3)
CONDITIONAL USE PERMIT NO. 200800165
REQUEST TO WITHDRAW A WIRELESS FACILITY CUP
3418 SHOREHEIGHTS DR, MALIBU
AGENDA ITEM # 9**

ENTITLEMENT REQUESTED

The applicant, Omnipoint Communications, requested a conditional use permit to construct, maintain and install a new wireless telecommunications facility consisting of three panel antennas to be mounted on a 22 feet 6 inches concrete textured octagonal pole within the public road right-of-way near 3418 Shoreheights Dr, Malibu Zoned District. The antennas would have been enclosed by a 30 inches x 66 inches Radom placed on the top of the pole. The overall height of the pole was to be 28 feet with associated equipment placed in a vault across the street.

BACKGROUND

On February 16, 2010, the Hearing Officer approved the conditional use permit to install the new wireless telecommunications facility in a public right-of-way. Neighbors appealed the Hearing Officer's approval to the Regional Planning Commission. The neighbors were concerned that the location and construction of the wireless facility would disturb unstable slopes in the area that could cause slope failure.

On April 21, 2010, the Regional Planning Commission conducted an appeal hearing. All Commissioners were present. At the hearing, Department of Public Works requested the item be continued to allow time for the applicant to submit a geology report for its review and recommendation.

At the June 2, 2010 public hearing, Public Works requested an additional geotechnical report to determine whether the proposed site was suitable for the installation of the wireless facility. The

Regional Planning commission continued the public hearing to September 15, 2010 to allow Omnipoint Communications time to provide the required geotechnical report.

At the September 15, 2010 meeting, Public Works' concerns with slope instability were still pending and the applicant was trying to resolve the issues raised. Therefore, the hearing was continued to a later unspecified date.

On December 1, 2010, SureSite Consulting Group, T-mobile's consultant, requested to withdraw the application.

RECOMMENDATION

Staff concurs with the applicant's request to withdraw the conditional use permit application and recommends that the Regional Planning Commission allow the applicant to withdraw the application for the wireless telecommunication facility.

Should you have any questions, please contact Daniel Fierros at (213) 974-6443 or by e-mail at DFierros@planning.lacounty.gov.

SUGGESTED MOTION

I MOVE THAT THE REGIONAL PLANNING COMMISSION ALLOW THE APPLICANT TO WITHDRAW CONDITIONAL USE PERMIT NO. 200800165.

Attachments:
SureSite Consulting Group withdrawal request

MKK:DF
3/2/11

Fierros, Daniel

From: Scott Dunaway [S.Dunaway@sure-site.com]
Sent: Wednesday, December 01, 2010 1:36 PM
To: Fierros, Daniel
Subject: FW: (R2008-01980) 3418 Shoreheights Cellular Tower Malibu Right of way

Daniel,

T-Mobile is officially requesting the application be withdrawn.

Thank you,

Scott Dunaway | Site Development Manager
SureSite Consulting Group, LLC
M (805) 637.0339
E s.dunaway@sure-site.com
5955 De Soto Avenue, Suite 142 | Woodland Hills, CA | 91367