

**AIRPORT LAND USE COMMISSION  
MINUTES  
THURSDAY, FEBRUARY 4, 2010  
BOARD ROOM**

**CALL TO ORDER:**

Chairperson Gleason called the meeting of the Airport Land Use Commission to order at 12:08 p.m. on Thursday, February 4, 2010, in the Board Room at the San Diego International Airport, Commuter Terminal, 3225 North Harbor Drive, San Diego, CA 92101.

**PLEDGE OF ALLEGIANCE:**

**ROLL CALL:**

PRESENT: Board Members: Boland, Cox, Davies, Desmond, Finnila, Gleason, Panknin, Col. Richie (Ex-Officio), Smisek, Young

ABSENT: Board Members: Berman (Ex-Officio)

ALSO PRESENT: Thella F. Bowens, President/CEO; Breton Lobner, General Counsel; Tony R. Russell, Director, Corporate Services/Authority Clerk; Sara Real, Assistant Authority Clerk I

**PUBLIC COMMENT (18 MINUTES):**

MICHAEL GRIMM, SENIOR PLANNER, CITY OF CARLSBAD, requested that the Commission reconsider the adoption of the McClellan-Palomar Airport – Airport Land Use Compatibility Plan to include the higher intensity levels that were included in the other plans.

**ACTION: Moved by Board Member Boland and seconded by Board Member Panknin to reconsider the adoption of the McClellan-Palomar Airport – Airport Land Use Compatibility Plan at the March Airport Land Use Commission meeting. Motion carried by the following vote: YES – Boland, Cox, Davies, Gleason, Panknin, Smisek, Young; NO – Finnila; ABSENT – None; ABSTAIN - Desmond. (Weighted Vote Points: YES – 75; NO – 13; ABSENT – 0; ABSTAIN - 12)**

**CONSENT AGENDA:**

**ACTION: Moved by Board Member Young and seconded by Board Member Davies to approve the Consent Agenda. Motion carried by the following vote: YES – Boland, Cox, Davies, Desmond, Finnila, Gleason, Panknin, Smisek, Young; NO – None; ABSENT – None. (Weighted Vote Points: YES – 100; NO – 0; ABSENT - 0)**

**1. APPROVAL OF MINUTES:**

RECOMMENDATION: Approve the minutes of the January 7, 2010 meeting.

**CONSISTENCY DETERMINATIONS**

***County of San Diego***

**2. CONSISTENCY DETERMINATION – BORREGO VALLEY AIRPORT - AIRPORT LAND USE COMPATIBILITY PLAN – CONSTRUCTION OF SOLAR ENERGY FACILITY AT 1820 PALM CANYON DRIVE, COUNTY OF SAN DIEGO:**

RECOMMENDATION: Adopt Resolution No. 2010-0014 ALUC, making the determination that the project is conditionally consistent with the Borrego Valley Airport - Airport Land Use Compatibility Plan.

***City of San Diego***

**3. CONSISTENCY DETERMINATION – SAN DIEGO INTERNATIONAL AIRPORT - AIRPORT LAND USE COMPATIBILITY PLAN – CONSTRUCTION OF ADDITION TO EXISTING LIBRARY AT 4801 SANTA MONICA AVENUE, CITY OF SAN DIEGO:**

RECOMMENDATION: Adopt Resolution No. 2010-0015 ALUC, making the determination that the project is consistent with the San Diego International Airport - Airport Land Use Compatibility Plan.

**NEW BUSINESS:**

**4. CONSISTENCY DETERMINATION – SAN DIEGO INTERNATIONAL AIRPORT - AIRPORT LAND USE COMPATIBILITY PLAN – LIBERTY STATION BUILDING 11: ESTABLISHMENT OF OFFICE USE WITHIN EXISTING BUILDING AT 2875 PERRY ROAD, CITY OF SAN DIEGO (This item was Continued from the January 7, 2010 Meeting):**

Board Member Davies stated that because his law firm does legal work for McMillan Companies, he would recuse himself from this item.

*Board Member Davies left the dais.*

Board Member Cox reported that he had ex parte communications with Kim Elliott and Allan Haynie of the McMillan Companies.

Board Member Smisek reported that he had ex parte communications with Kim Elliott and Allan Haynie of the McMillan Companies.

Board Member Panknin reported that he had ex parte communications with Kim Elliott and Allan Haynie of the McMillian Companies, and that he also visited the building in question.

Chairperson Gleason reported that he had ex parte communications with Kim Elliott and Allan Haynie of the McMillan Companies.

Board Member Young reported that he had ex parte communications with Kim Elliott and Allan Haynie of the McMillan Companies.

ALLAN HAYNIE, ESCONDIDO, spoke regarding the magnitude of office uses in the area where the project is being considered, and urged the Commission to find the project consistent.

Board Member Boland stated that the property in question has had a number of different uses. He stated that after considering the number of businesses that are in the same area, he suggested that the item be ruled conditionally consistent and have the noise mitigated as much as possible.

Board Member Panknin suggested that the item be found consistent and to remove the condition.

Breton Lobner, General Counsel, suggested that the Commission make the finding that this is an existing use because of the building's use as an office building in the past.

RECOMMENDATION: Adopt Resolution No. 2010-0003 ALUC, making the determination that the project is inconsistent with the San Diego International Airport - Airport Land Use Compatibility Plan.

**ACTION: Moved by Board Member Boland and seconded by Board Member Young to adopt Resolution No. 2010-0003R ALUC making the determination, based upon the facts that the proposed use is an "existing use" exempt pursuant to California Public Utilities Code §21674(a), that this project is consistent with the San Diego International Airport – Airport Land Use Compatibility Plan. Motion carried by the following vote: YES – Boland, Cox, Desmond, Finnilla, Gleason, Panknin, Smisek, Young; NO – None; ABSENT – Davies. (Weighted Vote Points: YES – 87; NO – 0; ABSENT - 13)**

*Board Member Davies returned to the dais.*

**5. STATUS UPDATE ON THE PREPARATION OF AIRPORT LAND USE COMPATIBILITY PLANS FOR TWO U.S. NAVAL AIRFIELDS, AND SAN DIEGO INTERNATIONAL AIRPORT:**

Sandi Sawa, Land Use Planning Manager, provided a presentation on the Status Report on the Airport Land Use Compatibility Plan process.

Keith Wilschetz, Director, Airport Planning, stated that staff would return in April with a full presentation on the San Diego International Airport Airport Land Use Compatibility Plan process.

RECOMMENDATION: Receive the report.

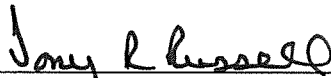
**PUBLIC HEARINGS: None**

**OLD BUSINESS:**

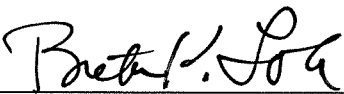
**COMMISSION COMMENT:**

**ADJOURNMENT:** The meeting was adjourned at 12:38 P.M.

APPROVED BY A MOTION OF THE AIRPORT LAND USE COMMISSION THIS 4<sup>th</sup> DAY OF MARCH, 2010.

  
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TONY R. RUSSELL  
DIRECTOR, CORPORATE SERVICES/  
AUTHORITY CLERK

APPROVED AS TO FORM:

  
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BRETON K. LOBNER  
GENERAL COUNSEL