

**Pacific Beach Community Planning Group  
Neighborhood Code Compliance Subcommittee  
Monday July 9, 2012, 6:00 p.m.  
Pacific Beach Fish Shop**

***Agenda***

**1. New Issues:**

**a. Tokyo house desk – PROW compliance**

- i.** Concerned residence e-mail notifying the board of the new patio deck that Tokyo House (Cass Street and Garnet Ave.) has put on the sidewalk on the Garnet Ave side of the building. The residence was concerned if that was a violation of Public Right of Way. The group discussed the edition, noting that it is an area that is barred off and is even with the neighboring business' outdoor seating rails. Larry Enlaw commented he did not see an issue because it now looks nice since the patio is even with the other restaurants and does not look awkward, but that it should be there. Chris Olsen mentioned that some restaurants have come to the Planning Group to ask for approval outdoor seating, while several have not. The action item for this issue was to check public records to see if Tokyo House has the appropriate permit for the patio area. **Action:** Jennifer Nowak was tasked with this and will report back next NCC Subcommittee meeting.

**b. Code Compliance Violation Letters PBPG response actions.**

- i.** Discussed the letter that was received by the board in response to letters sent to homeowners who are residing in houses with the Code Compliance issue of carports built to garages. A resident had a lawyer send a response letter summarizing that the PBPG does not have code enforcement authority, but only the ability to act as an advisory board. The letter also states that there is not any record for the authorization of the letters to be sent or contact information. Upon reviewing the letter, Larry Enlaw said that the tone of the letter should be changed. Imelda McClendon noted that the letter was fine, except for the last paragraph. The last paragraph, in her opinion, is out of the purview of the PBPG because it asks the residence to immediate remedy to meet the code or the PBPG will seek action to bring compliance via City planning, building, and code compliance staff. The group discussed that the homeowners receiving the letters should be invited to the general meeting when a representative from the City Code Compliance office comes to discuss the municipal code. **Action:** Jennifer Nowak motioned, Larry seconded the motion and it was voted 5-0 that this action should be taken in respect the timing of the speaker. If we are able to have the representative come soon, then an

invitation will be our response to the letter. If not, then a formal response letter will be discussed, drafted and sent.

## **2. Standing efforts**

### **a. Develop form letters**

### **b. Develop FAQ for education materials.**

- i.** In regards to both items above, John Skober mentioned that he has not worked on the development on these items since the last meeting due to working on the new website. He is still trying to gather items from the old website from John Shannon and currently focusing on the website functionality before finishing these informational items.

## **3. Non-Agenda Public comment**

- a.** Larry Enlaw called the city to ask why we lost carport/allow the variance in order to understand the city's perspective more. He also is working on getting a representative to present the Municipal Code regarding carports and the Code Compliance reporting process at a General Board meeting. He e-mailed and has not received a response yet. Jennifer Nowak suggested calling.
- b.** On the agenda for next meeting: Free newspaper racks. Concerned business owners have e-mailed John asking if there is anyway to remove these stands. Business owners have complained that these stands are eyesores and in the way of their business. The group quickly discussed that these stands do have the right to be there due to Free Speech. Chris Olsen mentioned that during a meeting several years ago this issue was discussed. He said that they do not need a permit, but there are steps to make sure the stands stay cleaned. Larry suggested that this might be another discussion item for the city representative discussing the Municipal Code. **Action:** John Skober said he would discuss with Sarah from Discover PB on this issue and look into how other communities deal with this issues (e.g. La Jolla).
- c.** Chris Olsen suggested that the sub committee come up with a priority list on what the subcommittee will focus on. It was suggested to start with the City's Priority list and then adapt to issues that more concerning the PB community (e.g. parking and noise). **Action:** John Skober will send out the City's Priority List for the subcommittee to review, will finalize at the next meeting, and bring to the board to vote and approve.

## **4. Adjournment**