



COMMUNITY DEVELOPMENT DEPARTMENT

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CITY COUNCIL STAFF REPORT

Meeting: February 6, 2024

Subject

Second reading of Municipal Code Amendment to Chapter 19.76 to allow privately operated educational uses and privately operated public serving uses in the BA zoning district. (Application No. MCA-2023-003; Applicant: City of Cupertino; Location: BA-zoned (Public Building) properties in Cupertino)

Recommended Action

Conduct the second reading and enact Ordinance No. 23-2253: "An Ordinance of the City Council of the City of Cupertino to amend Cupertino Municipal Code Chapter 19.76 (Table 19.76.030) to allow privately operated educational uses and privately operated public serving uses in the BA zoning district".

Discussion

During a regular City Council Meeting held on December 5, 2023, City Council conducted the first reading for Ordinance No. 23-2253. Staff presented details about the proposal to conditionally allow for privately operated educational and public serving uses on BA zoned sites. Staff clarified that the amendment would establish a clear process by which private uses that perform functions similar to public agencies, such as schools, can do so on a site that remains owned by the public entity, subject to appropriate conditions that safeguard the surrounding neighborhood.

If Council approves these changes today, the proposed ordinance will take effect after thirty (30) days on March 6, 2024.

Prepared by: Emi Sugiyama, Associate Planner

Reviewed by: Benjamin Fu, Director of Community Development Department

Approved for Submission by: Matt Morley, Acting City Manager

Christopher Jensen, City Attorney

Attachments:

A – Draft Ordinance No. 23-2253