



DRAFT MINUTES
CUPERTINO PLANNING COMMISSION
Tuesday, September 27, 2022

REGULAR MEETING

At 6:45 p.m. Planning Commission Chair Steven Scharf called the Regular Planning Commission meeting to order. This was a teleconference meeting with no physical location.

ROLL CALL

Present: Chair Steven Scharf, Vice Chair Muni Madhhipatla, Commissioners Sanjiv Kapil, Vikram Saxena, R Wang (6:50). Absent: None. All Commissioners teleconferenced for the meeting.

APPROVAL OF MINUTES

1. Subject: Approve the September 13 Planning Commission minutes
Recommended Action: Approve the September 13 Planning Commission minutes

Member of the Public, Lisa Warren, asked whether the motion from item number 5 from the September 13 meeting would be brought back to the Commission for a final decision.

Vice Chair Madhhipatla requested clarification from Assistant City Attorney Michael Woo regarding item number 5 from the September 13 meeting, in which the motion was not seconded and no reportable action was taken. The item will be brought back to the Planning Commission at a future meeting for final decision.

Scharf moved and Wang seconded to approve the September 13 Planning Commission minutes. Ayes: Scharf, Madhhipatla, Kapil, Saxena, Wang. Noes: None. Abstain: None. Absent: None.

POSTPONEMENTS – None

ORAL COMMUNICATIONS

Jennifer Griffin spoke about impacts of AB 2097 on local governments.

WRITTEN COMMUNICATIONS - None

CONSENT CALENDAR – None

PUBLIC HEARINGS

2. Subject: Hillside Exception request to consider the removal and replacement of an existing 2,660 sq. ft. exterior deck and proposed expansion of 860 sq. ft., resulting in a 3,250 sq. ft. exterior deck on slopes greater than 30% of an existing hillside residence (Application no. EXC-2022-001); Applicant: Rajendra Shah; Location: 22332 Regnart Road; APN: 366-39-005

Recommended Action: That the Planning Commission adopt the proposed draft resolution to:

1. Find the project exempt from CEQA; and
2. Approve the Hillside Exception (EXC-2022-001) (Attachment 1).

Planning Manager Piu Ghosh introduced Associate Planner Brianne Harkousha who gave a presentation on the proposed site modifications to existing deck. The application is compliant with development standards with no tree removal or environmental impacts.

Written Communications for this item included emails received before the meeting and sent to the Commission.

Property applicant Rajendra Shah gave a presentation to the Commission.

Chair Scharf opened the public comment period and the following people spoke:

Jennifer Griffin supported the project and questioned whether the existing pool was installed during construction of the house and the suspension of water weight on the existing deck. Clarification was made by applicant that the pool is ground-level.

Lisa Warren requested the Planning Commission conduct a review of minor modifications.

Chair Scharf closed the public comment period.

Ms. Harkousha, Ms. Ghosh, Mr. Shah, and project manager Arun Shah answered questions from the Commission.

Commissioners asked and made comments about existing deck pillars and potential visibility impacts of the proposed deck and slope grade regulations.

Wang moved and Madhhipatla seconded to adopt the resolutions per the staff recommendation.

Substitute motion by Scharf and second by Wang to adopt the resolution and consider the project exempt from CEQA and approve the hillside exception (EXC-2022-001). Ayes: Scharf, Madhhipatla, Kapil, Saxena, Wang. Noes: None. Abstain: None. Absent: None.

STUDY SESSION – None

OLD BUSINESS – None

NEW BUSINESS

3. Subject: Cancellation of the November 8 Planning Commission regular meeting and proposal of Planning Commission special meeting date
Recommended Action: That the Planning Commission cancel the November 8 regular meeting due to elections and confirm quorum for a special meeting.

Scharf moved and Madhhipatla seconded to cancel the November 8 Planning Commission regular meeting and hold a special meeting of the Planning Commission on Thursday, November 10 for items requiring public hearing. Ayes: Scharf, Madhhipatla, Kapil, Saxena, Wang. Noes: None. Abstain: None. Absent: None.

STAFF AND COMMISSION REPORTS

Chair Scharf and Commissioners Wang and Kapil reported that they met individually with lobbyists on properties that may be presented to the Planning Commission but currently are not in the application process.

Ms. Ghosh reminded Commissioners to enroll in the Planning Commission training hosted by Institute for Local Governments on October 7th if interested, and encouraged the Commission and members of the public to fill out a survey on EngageCupertino.org and provide feedback to Public Works staff regarding proposals for revitalizing Memorial Park.

FUTURE AGENDA SETTING

Chair Scharf opened the public comment period and the following people spoke:

Jennifer Griffin requested a study session on Housing terms.

Lisa Warren requested a review of minor modifications and ADUs (Accessory Dwelling Units).

Chair Scharf closed the public comment period.

ADJOURNMENT

At 7:46 p.m., Chair Scharf adjourned the meeting.

/s/Cyrah Caburian

Cyrah Caburian, Administrative Assistant