



# CITY OF CUPERTINO

## AGENDA

### PLANNING COMMISSION

10350 Torre Avenue, Council Chamber

Tuesday, May 28, 2019

6:45 PM

#### PLEDGE OF ALLEGIANCE

#### ROLL CALL

#### APPROVAL OF MINUTES

1. Subject: Draft Minutes of May 14, 2019

Recommended Action: approve or modify the Draft Minutes of May 14, 2019

[Draft Minutes of May 14, 2018](#)

#### POSTPONEMENTS

*Item #2: Development Permit and an Architectural and Site Permit to allow the construction of a collocatable personal wireless service facility consisting of 16 panel antennas mounted on a 80' tall treepole, a base equipment station and an energy power generator; a Height Exception to allow the installation of 12 panel antennas to be mounted at a height of 65' on a proposed 80' foot tall treepole at the Cupertino Sports Center. At the Applicant's request, this item has been postponed to a date uncertain.*

#### ORAL COMMUNICATIONS

*This portion of the meeting is reserved for persons wishing to address the Commission on any matter not on the agenda. Speakers are limited to three (3) minutes. In most cases, State law will prohibit the Commission from making any decisions with respect to a matter not on the agenda.*

#### WRITTEN COMMUNICATIONS

#### CONSENT CALENDAR

*Unless there are separate discussions and/or actions requested by council, staff or a member of the public, it is requested that items under the Consent Calendar be acted on simultaneously.*

**PUBLIC HEARINGS**

2. Subject: Development Permit and an Architectural and Site Permit to allow the construction of a collocatable personal wireless service facility consisting of 16 panel antennas mounted on a 80' tall treepole, a base equipment station and an energy power generator; a Height Exception to allow the installation of 12 panel antennas to be mounted at a height of 65' on a proposed 80' foot tall treepole at the Cupertino Sports Center. Application No(s): DP-2014-09, ASA-2014-14, EXC-2014-14; Applicant(s): Tom Johnson (TSJ Consulting, Inc. for AT&T); Location: 21111 Stevens Creek Blvd. APN#326-39-022

Recommended Action: At the Applicant's request, this item has been postponed to a date uncertain

3. Subject: Development and Architectural and Site Approval permits that would allow the replacement of nine one-story Public Storage facility buildings with two (2) four (4)-story buildings with basements; fence exception that would allow electronic vehicular gates; and a Tree Removal Permit that would allow the removal and replacement of seventeen (17) protected trees. (Application No(s): DP-2018-03, ASA-2018-04, EXC-2018-01, TR-2019-11; Applicant(s): Storage Equities, Inc. (Andres Friedman); Location: 20565 Valley Green Dr.; APN: 326-10-044)

Recommended Action: That the Planning Commission conduct the public hearing and recommend that the City Council;

1) Find that the project is exempt from CEQA; and

2) recommend approval per the Draft Resolutions

Tentative City Council hearing date: June 18, 2019

[Staff Report](#)

[1 - Draft Resolution for DP-2018-03](#)

[2 - Draft Resolution for ASA-2018-04](#)

[3 - Draft Resolution for EXC-2018-01](#)

[4 - Draft Resolution for TR-2019-11](#)

[5 - Plan Set](#)

[6 - Parking Study](#)

[7 - Categorical Exemption Memo](#)

4. Subject: Review of the five year Capital Improvements Program (FY 2019-2020 to 2023-2024) for conformity to the City's General Plan. Application No(s): Capital Improvement Program (CIP); Applicant(s): City of Cupertino; Location: citywide

Recommended Action: That the Planning Commission recommend to the City Council that;

- 1) The proposed Program is exempt from CEQA; and
- 2) Concur that the five year Capital Improvements Program (FY 2019-2020 to 2023-2024) conforms to the City's General Plan per the draft resolution

Tentative City Council meeting date: June 18, 2019

[Staff Report](#)

[1 - Draft Resolution](#)

[2 - Text of Cal. Government Code § 65403\(c\) and Cupertino Municipal C](#)

[3 - Proposed Capital Improvement Program - FY 2020 \(2019-20\)](#)

[4 - Matrix of CIP Projects and General Plan Consistency Notes](#)

[5- Excerpts of General Plan Policies](#)

## **OLD BUSINESS**

## **NEW BUSINESS**

## **STAFF AND COMMISSION REPORTS**

## **ADJOURNMENT**

*If you challenge the action of the Planning Commission in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this agenda, or in written correspondence delivered to the City of Cupertino at, or prior to, the public hearing. In the event an action taken by the Planning Commission is deemed objectionable, the matter may be officially appealed to the City Council in writing within fourteen (14) days of the date of the Commission's decision. Said appeal is filed with the City Clerk (Ordinance 632).*

*In compliance with the Americans with Disabilities Act (ADA), anyone who is planning to attend the next Planning Commission meeting who is visually or hearing impaired or has any disability that needs special assistance should call the City Clerk's Office at 408-777-3223, 48 hours in advance of the meeting to arrange for assistance. Upon request, in advance, by a person with a disability, Planning Commission meeting agendas and writings distributed for the meeting that are public records will be made available in the appropriate alternative format. Also upon request, in advance, an assistive listening device can be made available for use during the meeting.*

*Any writings or documents provided to a majority of the Planning Commission after publication of the packet will be made available for public inspection in the Community Development Department located at City Hall, 10300 Torre Avenue, during normal business hours and in Planning packet archives linked from the agenda/minutes page on the Cupertino web site.*

*IMPORTANT NOTICE: Please be advised that pursuant to Cupertino Municipal Code 2.08.100 written communications sent to the Cupertino City Council, Commissioners or City staff concerning a matter on the agenda are included as supplemental material to the agenda item. These written communications are accessible to the public through the City's website and kept in packet archives. You are hereby admonished not to include any personal or private information in written communications to the City that you do not wish to make public; doing so shall constitute a waiver of any privacy rights you may have on the information provided to the City.*

*Members of the public are entitled to address the Planning Commission concerning any item that is described in the notice or agenda for this meeting, before or during consideration of that item. If you wish to address the Planning Commission on any issue that is on this agenda, please complete a speaker request card located in front of the Commission, and deliver it to the City Staff prior to discussion of the item. When you are called, proceed to the podium and the Chair will recognize you. If you wish to*

*address the Planning Commission on any other item not on the agenda, you may do so by during the public comment portion of the meeting following the same procedure described above. Please limit your comments to three (3) minutes or less.*

*For questions on any items in the agenda, or for documents related to any of the items on the agenda, contact the Planning Department at (408) 777 3308 or [planning@cupertino.org](mailto:planning@cupertino.org).*