



CUPERTINO

CITY OF CUPERTINO

AGENDA

ENVIRONMENTAL REVIEW COMMITTEE

This will be a teleconference meeting without a physical location

Thursday, April 16, 2020

9:30 AM

TELECONFERENCE / PUBLIC PARTICIPATION INFORMATION TO HELP STOP THE SPREAD OF COVID-19

In accordance with Governor Newsom's Executive Order No-29-20, this will be a teleconference meeting without a physical location to help stop the spread of COVID-19.

Members of the public wishing comment on an item on the agenda may do so in the following ways:

1) E-mail comments

E-mail comments received by 9:00 a.m. on the day of the meeting to planning@cupertino.org will be forwarded to the Committee before the meeting and will be posted to the City's website after the meeting.

2) To comment by email during the times for public comment (Oral Communications or during the Public Comment period for an agenda item) during the meeting, please send an email to the Planning Department at planning@cupertino.org. A Staff Member will read the email into the record, and display any attachments on the screen, for up to 3 minutes (subject to the Chair's discretion to shorten time for public comments). Please email any attachments you would like to have presented prior to the start of the meeting.

3) Teleconferencing Instructions

Members of the public may provide oral public comments during the teleconference meeting as follows:

Oral public comments will be accepted during the teleconference meeting. Comments may be made during "oral communications" for matters not on the agenda, and during the public comment period for each agenda item.

To address the Environmental Review Committee, follow the instructions below to access the meeting.

Phone

*Dial: 888-788-0099 or 877-853-5247 and enter Webinar ID: 816 253 695 (Type *9 to raise hand to speak)*

The last four digits of your phone number will be called when it is your turn to speak. When called,

please limit your remarks to the allotted time.

On-Line

<https://cityofcupertino.zoom.us/j/816253695>

Or an H.323/SIP room system:

H.323:

162.255.37.11 (US West)

162.255.36.11 (US East)

Meeting ID: 816 253 695

SIP: 816253695@zoomcrc.com

After registering, you will receive a confirmation email containing information about joining the webinar. Registration begins at 9:15a.m.

Please read the following instructions carefully:

- 1. You can directly download the teleconference software or connect to the meeting in your internet browser. If you are using your browser, make sure you are using a current and up-to-date browser: Chrome 30+, Firefox 27+, Microsoft Edge 12+, Safari 7+. Certain functionality may be disabled in older browsers, including Internet Explorer.*
- 2. You will be asked to enter an email address and a name, followed by an email with instructions on how to connect to the meeting. Your email address will not be disclosed to the public. If you wish to make an oral public comment but do not wish to provide your name, you may enter "Cupertino Resident" or similar designation.*
- 3. When the Chair calls for the item on which you wish to speak, click on "raise hand." Speakers will be notified shortly before they are called to speak.*
- 4. When called, please limit your remarks to the time allotted and the specific agenda topic.*

ROLL CALL

APPROVAL OF MINUTES

- 1. Subject:** Draft Minutes of December 5, 2019 (Postponed from the March 19, 2020 meeting)
Recommended Action: Approve or modify the Draft Minutes of December 5, 2019
[Draft Minutes of December 5, 2019](#)

ORAL COMMUNICATIONS

This portion of the meeting is reserved for persons wishing to address the Committee on any matter within the jurisdiction of the Committee and 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.

PUBLIC HEARINGS

2. Subject: Development Permit and associated applications to allow the construction of a mixed use development consisting of 242 housing units, 20,000 square feet of retail space and approximately 37,000 square feet of common space on an 8-acre parcel (Westport (formerly The Oaks Shopping Center)). An Environmental Impact Report is proposed. Application No(s): DP-2018-05, ASA-2018-05, TM-2018-03, TR-2018-22, U-2019-03, EXC-2019-03 (EA-2018-04); Applicant(s): Mark Tersini (KT Urban); Location: 21267 Stevens Creek Boulevard APN #326-27-043

Recommended Action: Conduct the public hearing and recommend that the City Council:

- 1) approve an Environmental Impact Report

Tentative Planning Commission hearing date: May 12, 2020

[Westport Development Draft Environmental Impact Report \(DEIR\)](#)

[DEIR - Appendix A - Initial Study](#)

[DEIR - Appendix B - NOP Scoping Comment](#)

[DEIR - Appendix C - Air Quality Assessment](#)

[DEIR - Appendix D - Arborist Report & Tree Removal](#)

[DEIR - Appendix E - Greenhouse Gas Emissions](#)

[DEIR - Appendix F - Limited Environmental Site Characterization](#)

[DEIR - Appendix G - Acoustical Assessment](#)

[DEIR - Appendix H - Transportation Assessment](#)

[Westport Development Response to Comments \(RTC\)](#)

[RTC - Appendix A - Comment Letters](#)

[RTC - Appendix B - Air Quality and Greenhouse Gas Emissions](#)

[RTC - Appendix C - Transportation](#)

3. Subject: The project proposes to construct an 0.8 mile shared-use trail (running along Regnart Creek) connecting the Cupertino Civic Center complex with Wilson Park to the west and Creekside Park to the east. The project also includes site improvements including; various ancillary trail components and features, curb and gutter improvements, fence replacements, gates, a pedestrian bridge, and improvements to the surrounding roadways for bicycle and pedestrian access to the proposed trail. Project Name: Regnart Creek Trail; Applicant: City of Cupertino; Location: between Torre Avenue and East Estates Drive (Postponed from the March 19, 2020 meeting)

Recommended Action: Conduct the public hearing and:

- 1) Recommend that the City Council approve a Mitigated Negative Declaration

Tentative City Council hearing: April 21, 2020

[Regnart Creek Trail Summary](#)

[1 - Initial Study](#)

[1A - Biological Resources Report Appendix A](#)

[1B - Draft Foundation Report Regnart Creek Trail Bridges Appendix B](#)

[1C - Noise and Vibration Assessment Appendix C](#)

[Responses to Comments](#)

OLD BUSINESS

NEW BUSINESS

STAFF AND COMMITTEE REPORTS

FUTURE AGENDA SETTING

ADJOURNMENT

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, Commission meeting agendas and writings distributed for the meeting that are public records will be made available in the appropriate alternative format.

Any writings or documents provided to a majority of the members after publication of the agenda will be made available for public inspection. Please contact the City Clerk's Office in City Hall located at 10300 Torre Avenue during normal business hours.

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 members 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 members on any other item not on the agenda, you may do so during the public comment.