

CITY OF CUPERTINO
10300 Torre Avenue
Cupertino, CA 95014

CITY OF CUPERTINO
PLANNING COMMISSION MEETING
ACTION MINUTES, May 28, 2019

PLEDGE OF ALLEGIANCE

At 6:45 p.m Vice Chairperson Saxena called to order the regular Planning Commission meeting in the Cupertino Community Hall Council Chambers, 10350 Torre Avenue, Cupertino, CA. and led the Pledge of Allegiance.

ROLL CALL

Present: Vice Chair Vikram Saxena, Commissioners Kitty Moore, David Fung, Alan Takahashi.
Absent: Chairperson R Wang

APPROVAL OF MINUTES

1. **Subject:** Draft Minutes of May 14, 2019.

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

Moved by Fung and seconded by Moore to: "Approve the minutes". The motion carried 4-0-1 (Wang absent).

POSTPONEMENTS/REMOVAL FROM CALENDAR:

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: None

WRITTEN COMMUNICATIONS:

Emails were received for items 2 and 3.

CONSENT CALENDAR: None

PUBLIC MEETINGS:

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: Conduct the public hearing and recommend that the find that the project is exempt from CEQA and approve the application per the Draft Resolutions

Per the Applicant's request, this application 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: Conduct the public hearing and recommend that the City Council find that the project is exempt from CEQA and approve the applications per the Draft Resolutions

Associate Planner, Erick Serrano, reviewed the Staff Report and answered questions from the Commissioners. The Applicant, Andres Friedman, the project Architect, Shab Vakili, the project Civil Engineer, Patrick Chan, and the City's Environmental Consultant, Matthew Wiswell, reviewed the proposed project for, and answered questions from, the Planning Commission. Vice Chair Saxena opened the public comment period and the following individual(s) spoke: Jennifer Griffin

Vice Chair Saxena closed the public comment period.

The Planning Commissioners discussed the design and landscaping aspects of the project. The Commissioners thanked the applicant for their outreach efforts to their neighbors.

Moved by Wang and seconded by Takahashi to: "recommend to the City Council the approval of application DP-2018-03 to approve the demolition and construction of a new public storage facility; application ASA-2018-03 to approve the Architectural and Site permits for the project; application EXC-2018-01 for a Fence Exception to allow an electronic vehicle gate; application TR-2019-11 to allow the removal and replacement of seventeen (17) trees; and to find that the project is exempt from CEQA." The motion carried 4-0-1 (Wang absent). (see video 01:41:49)

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: Conduct the public hearing and recommend to the City Council that the proposed Program is exempt from CEQA and concur that the five year capital Improvements Program conforms to the City General Plan per the Draft Resolution

Acting Director of Public Works, Roger Lee, Capital Improvement Program Manager, Michael Zimmerman, and Associate Planner, Erick Serrano, reviewed the Staff report and answered questions from the Commissioners. Deputy City Attorney, Joseph Petta, provided additional State Code language and clarification of the Commission's role regarding this item.

Vice Chair Saxena opened the public comment period and the following individual(s) spoke:

Peggy Griffin

Jennifer Griffin

Lisa Warren

Vice Chair Saxena closed the public comment period.

The Planning Commissioners continued the discussion regarding prior spending trends, how to better present the CIP program for ease of readability and also discussed the need to balance the spending for parkland projects across the City in the future.

Moved by Moore and seconded by Takahashi to: Recommend to the City Council that the proposed CIP program is exempt from CEQA and with regard to the consistency of the City of Cupertino's proposed five year Capital Improvement Program (FY 2019-20 – 2023-24), it is consistent with the City's General Plan, except that "the Planning Commission finds that there is an issue with parkland equity and whether these projects embody the spirit of the General Plan". The motion carried 4-0-1 (Wang absent).

The heading of the draft resolution will be revised and the noted exception will be incorporated into Section 3 of the findings of the resolution. (see video 03:56:10)

OLD BUSINESS: None

NEW BUSINESS: None

REPORT OF THE DIRECTOR OF COMMUNITY DEVELOPMENT: None

REPORT OF THE PLANNING COMMISSION:

Commissioners Fung and Commissioner Moore mentioned the various public meetings and events they have attended.

ADJOURNMENT:

The meeting was adjourned at 10:45 pm to the next regular Planning Commission meeting on June 11, 2019 at 6:45 p.m.

Respectfully Submitted:

/s/Beth Ebben

Beth Ebben, Deputy Board Clerk