

City of Santa Clara

Meeting Minutes

Planning Commission

09/22/2021 6:00 PM Virtual Meeting

Pursuant to the provisions of California Governor's Executive Order N-29-20, issued on March 17, 2020, to prevent the spread of COVID-19, the City of Santa Clara has implemented methods for the public to participate remotely:

· Via Zoom:

o https://santaclaraca.zoom.us/j/91729202898

Webinar ID: 917 2920 2898 or o Phone: 1(669) 900-6833

Via the City's eComment (available during the meeting)

The public may view the meetings on SantaClaraCA.gov, Santa Clara City Television (Comcast cable channel 15 or AT&T U-verse channel 99), or the livestream on the City's YouTube channel or Facebook page.

Public Comments prior to meeting may be submitted via email to PlanningPublicComment@SantaClaraCA.gov no later than noon on the day of the meeting; and also before and during the meeting via eComment. Clearly indicate the project address, meeting body, and meeting date in the email.

PUBLIC PARTICIPATION IN ZOOM WEBINAR: Please follow the guidelines below when participating in a Zoom Webinar:

- The meeting will be recorded so you must choose 'continue' to accept and stay in the meeting.
- If there is an option to change the phone number to your name when you enter the meeting, please do so as your name will be visible online and will be used to notify you that it is your turn to speak.
- Mute all other audio before speaking. Using multiple devices can cause an audio feedback.
- Use the raise your hand feature in Zoom when you would like to speak on an item and lower when finished speaking. Press *9 to raise your hand if you are calling in by phone only.
- Identify yourself by name before speaking on an item.
- Unmute when called on to speak and mute when done speaking. If there is background noise coming from a participant, they will be muted by the host. Press *6 if you are participating by phone to unmute.
- If you no longer wish to stay in the meeting once your item has been heard, please exit the meeting.

6:00 PM REGULAR MEETING

Call to Order

Chair Biagini called the meeting to order at 6:02 p.m.

Pledge of Allegiance and Statement of Values

Roll Call

Present 6 - Chair Nancy A. Biagini, Vice Chair Priya Cherukuru, Commissioner Qian Huang, Commissioner Yuki Ikezi, Commissioner Lance Saleme, and Commissioner Yashraj Bhatnagar

Absent 1 - Commissioner Ricci Herro

A motion was made by Commissioner Ikezi, seconded by Commissioner Cherukuru to excuse Commissioner Herro's absence.

Aye: 6 - Chair Biagini, Vice Chair Cherukuru, Commissioner Huang, Commissioner Ikezi, Commissioner Saleme, and Commissioner Bhatnagar

Excused: 1 - Commissioner Herro

DECLARATION OF COMMISSION PROCEDURES

Vice Chair Cherukuru read the Declaration of Commission Procedures.

CONTINUANCES/EXCEPTIONS

None.

CONSENT CALENDAR

A motion was made by Commissioner Saleme, seconded by Commissioner Ikezi to approve Item 1.A.

Aye: 5 - Chair Biagini, Commissioner Huang, Commissioner Ikezi, Commissioner Saleme, and Commissioner Bhatnagar

Excused: 1 - Commissioner Herro

Recused: 1 - Vice Chair Cherukuru

1.A 21-1278 Planning Commission Meeting Minutes of August 25, 2021 Meeting

Recommendation: Approve the Planning Commission Minutes of the August 25, 2021

Meeting

Commissioner Cherukuru recused herself from voting on this item due

to her absence at the previous meeting.

1.B 21-1177 Action on Use Permit for ABC License Type 47 for Happy Hooligans

restaurant at 1686 Lafayette Street

Recommendation: Adopt a resolution approving a Use Permit for the sale and consumption of

alcohol (ABC License Type 47) in a new Happy Hooligans restaurant located at 1686 Lafayette Street, subject to conditions of approval.

Commissioner Cherukuru pulled Item 1.B for discussion.

A motion was made to close public hearing.

Aye: 6 - Chair Biagini, Vice Chair Cherukuru, Commissioner Huang,

Commissioner Ikezi, Commissioner Saleme, and Commissioner

Bhatnagar

Excused: 1 - Commissioner Herro

A motion was made by Commissioner Cherukuru, seconded by Commissioner Huang to approve Item 1.B. with the added condition regarding the hours of operation. (7 days a week, 11:30 a.m. to 8:30 p.m.)

Aye: 6 - Chair Biagini, Vice Chair Cherukuru, Commissioner Huang,

 ${\bf Commissioner}\ {\bf Kezi},\ {\bf Commissioner}\ {\bf Saleme},\ {\bf and}\ {\bf Commissioner}$

Bhatnagar

Excused: 1 - Commissioner Herro

PUBLIC PRESENTATIONS

None.

PUBLIC HEARING

2. 21-1131 Action to amend the existing Use Permit for outdoor activity to expand the current child daycare facility at 2931 El Camino Real

Recommendation: Adopt the Resolution to approve the amendment to the existing Use Permit (PLN2018-13414) for outdoor activity associated with a child day care facility at 2931 El Camino Real.

> Associate Planner Nimisha Agrawal provided the staff presentation. Applicant Devan Namboodari and Architect Ray House spoke regarding the project and answered questions from the Commission. The Commission asked questions regarding the growth plans, modular buildings, and previous applications for schools. Assistant City Attorney Alexander Abbe clarified parking ratios for schools.

Chair Biagini made a motion to close Public Hearing.

Aye: 6 - Chair Biagini, Vice Chair Cherukuru, Commissioner Huang, Commissioner Ikezi, Commissioner Saleme, and Commissioner Bhatnagar

Excused: 1 - Commissioner Herro

A motion was made by Commissioner Cherukuru, seconded by Commissioner Saleme to approve staff recommendation.

Aye: 6 - Chair Biagini, Vice Chair Cherukuru, Commissioner Huang, Commissioner Ikezi, Commissioner Saleme, and Commissioner Bhatnagar

Excused: 1 - Commissioner Herro

Study Session: Housing Element Update 3. 21-1211

Recommendation: Note and file the report on the Housing Element Update.

Principal Planner John Davidson provided a presentation on the Housing Element update and answered questions from the Commission. The Commission asked questions regarding a nexus study and homeless housing. Assistant City Attorney Alexander Abbe spoke regarding affordable housing requirements.

Public speakers: David Vierra

Mathew Reed Kalisha Webster

A motion was made by Commissioner Saleme, seconded by Commissioner Cherukuru to note and file the study session. Aye: 6 - Chair Biagini, Vice Chair Cherukuru, Commissioner Huang, Commissioner Ikezi, Commissioner Saleme, and Commissioner Bhatnagar

Excused: 1 - Commissioner Herro

REPORTS OF COMMISSION/BOARD LIAISON AND COMMITTEE:

1. Announcements/Other Items

Chair Biagini announced that the Parade of Champions will take place on October 9th.

2. Commissioner Travel and Training Reports, Requests to attend Trainings

Planning Manager Reena Brilliot requested to know the Commission would be interested in a parking lift study session and also informed the Commission that staff was working on scheduling a joint study session with the City Council for December 7 regarding SB 9 and SB 10.

Chair Biagini and Commissioners Saleme and Huang provided reports on their attendance at the American Planning Association Conference training which took place September 13-15, 2021.

1. 21-1826 Request to Consider Using Planning Commission Funds for Parking Lift Technology Training

<u>Recommendation:</u> There is no staff recommendation.

A motion was made by Commissioner Ikezi, seconded by Commissioner Huang to allocate funds, not to exceed the amount of \$2,500, for a parking lift study session.

Aye: 6 - Chair Biagini, Vice Chair Cherukuru, Commissioner Huang, Commissioner Ikezi, Commissioner Saleme, and Commissioner Bhatnagar

Excused: 1 - Commissioner Herro

DIRECTOR OF COMMUNITY DEVELOPMENT REPORTS:

1. Planning Commission Budget Update

Planning Manager Reena Brilliot provided the budget update.

2. Upcoming Agenda Items

Planning Manager Reena Brilliot informed the Commission that staff would work to schedule a training/study session for the October 13 meeting and would cancel the meeting if training was not available for that date.

3. City Council Actions

Staff Liaison Gloria Sciara updated the Commission on recent City Council actions.

ADJOURNMENT:

Chair Biagini made a motion to adjourn the meeting at 8:45 p.m.

The next regular scheduled meeting is on Wednesday, October 13, 2021.

Aye: 6 - Chair Biagini, Vice Chair Cherukuru, Commissioner Huang, Commissioner Ikezi, Commissioner Saleme, and Commissioner Bhatnagar

Excused: 1 - Commissioner Herro

The time limit within which to commence any lawsuit or legal challenge to any quasi-adjudicative decision made by the City is governed by Section 1094.6 of the Code of Civil Procedure, unless a shorter limitation period is specified by any other provision. Under Section 1094.6, any lawsuit or legal challenge to any quasi-adjudicative decision made by the City must be filed no later than the 90th day following the date on which such decision becomes final. Any lawsuit or legal challenge, which is not filed within that 90-day period, will be barred. If a person wishes to challenge the nature of the above section in court, they may be limited to raising only those issues they or someone else raised at the meeting described in this notice, or in written correspondence delivered to the City of Santa Clara, at or prior to the meeting. In addition, judicial challenge may be limited or barred where the interested party has not sought and exhausted all available administrative remedies.

If a member of the public submits a speaker card for any agenda items, their name will appear in the Minutes. If no speaker card is submitted, the Minutes will reflect "Public Speaker."

In accordance with the requirements of Title II of the Americans with Disabilities Act of 1990 ("ADA"), the City of Santa Clara will not discriminate against qualified individuals with disabilities on the basis of disability in its services, programs, or activities, and will ensure that all existing facilities will be made accessible to the maximum extent feasible. The City of Santa Clara will generally, upon request, provide appropriate aids and services leading to effective communication for qualified persons with disabilities including those with speech, hearing, or vision impairments so they can participate equally in the City's programs, services, and activities. The City of Santa Clara will make all reasonable modifications to policies and programs to ensure that people with disabilities have an equal opportunity to enjoy all of its programs, services, and activities.

Agendas and other written materials distributed during a public meeting that are public record will be made available by the City in an appropriate alternative format. Contact the City Clerk's Office at 1 408-615-2220 with your request for an alternative format copy of the agenda or other written materials.

Individuals who require an auxiliary aid or service for effective communication, or any other disability-related modification of policies or procedures, or other accommodation, in order to participate in a program, service, or activity of the City of Santa Clara, should contact the City's ADA Coordinator at 408-615-3000 as soon as possible but no later than 48 hours before the scheduled event.