



CITY OF MILPITAS PLANNING COMMISSION MEETING AGENDA

**August 24, 2022 7:00 PM
CITY COUNCIL CHAMBERS,
455 E CALAVERAS BLVD, MILPITAS, CA
and
via TELECONFERENCE (Zoom Webinar)**

The Planning Commission meeting is held in the City Council Chamber at City Hall, 455 E. Calaveras Blvd., Milpitas and via teleconference/Zoom webinar. You may watch the meeting without providing public comment by accessing it via links here.

Meeting shall be livestreamed - Go to:

Facebook: <https://www.facebook.com/CityofMilpitas/>

YouTube: <https://www.ci.milpitas.ca.gov/youtube>

Web Streaming: <https://www.ci.milpitas.ca.gov/webstreaming>

PUBLIC COMMENT INSTRUCTIONS

Verbal public comments may be provided live during the Planning Commission meeting by first registering for the Zoom meeting and providing your name and an email address (not disclosed).

Register for this August 24 Meeting here:

https://ci-milpitas-ca-gov.zoom.us/webinar/register/WN_pk3a34RpTZWMtYUwKBp3_w

After registering online, you will receive a confirmation email with information about joining the webinar.

A Zoom link will be sent to you to join the Planning Commission meeting and make verbal comments. All registered meeting attendees who wish to speak must click on the "Raise Hand" icon when the Chair calls for public comments. If participating by phone, dial *9 to use the "Raise Hand" feature, and when you are called upon, dial *6 to unmute your phone. Your phone number will be displayed in the live meeting. Staff will call upon speakers by name when it is their turn to begin. Please listen for your name to be called.

All comments provided shall be limited to three minutes or less as determined by the Chair. All members of the public will be limited to one comment per agenda item. The online written comment form previously used is no longer available for public comment.

I. CALL MEETING TO ORDER

II. PLEDGE OF ALLEGIANCE (Commissioner Galang)

III. ROLL CALL

IV. CONFLICT OF INTEREST DECLARATION

V. APPROVAL OF THE AGENDA

By motion, approve the meeting agenda for August 24, 2022.

VI. APPROVAL OF MINUTES

By motion, approve the meeting minutes for June 22 and August 10.

VII. ANNOUNCEMENTS

1. Planning Commissioners
2. Planning Director

VIII. PUBLIC FORUM

Those interested are invited to address Planning Commission on any subject not on tonight's agenda, orally via Zoom webinar (instructions above). Speakers may provide their name and city of residence for the Recording Secretary's record, and comments may be limited to three minutes or less. As an item not listed on the agenda, no response is required from City staff or the Planning Commission and no action can be taken. Planning Commission may instruct the staff to place the item on a future meeting agenda.

IX. PUBLIC HEARING

IX-1 TIME EXTENSION FOR 600 BARBER LANE – P-TE22-0004: A 24-month Time Extension for Site Development Permit No. SD19-0006, Tree Removal Permit No. TR20-0008, Conditional Use Permit No. UP20-0006, and Environmental Assessment No. EA20-0006 to develop a mixed-use project with 372 residential units distributed in four buildings over a common four-story podium containing 533 parking stalls, 5,500-square feet of ground floor retail, and 12,800-square feet of office use on two floors, with indoor and outdoor amenity uses and associated landscaping and site improvements on a three-acre site located at 600 Barber Lane. The Planning Commission approved an Addendum for "Landmark Tower" Environmental Impact Report (SCH# 2007062074) on August 12, 2020, pursuant to Public Resource Code Section 21080(d) and 21082.2(d).

Project Planner: Kristina Phung (408) 586-3278, kphung@milpitas.gov

Recommendation: Staff recommends that the Planning Commission consider and adopt Resolution No. 22-011 Time Extension for 600 Barber Lane – TE22-0004 extending Site Development Permit No. SD19-0006, Tree Removal Permit No. TR20-0008, Conditional Use Permit No. UP20-0006, and Environmental Assessment No. EA20-0006, for 24 months until August 12, 2024.

IX-2 NEW CHILD CARE CENTER (PRESCHOOL) – 1000 JACKLIN ROAD – P-UP21-0003, P-MS21-0129, P-TR21-0031: A Conditional Use Permit No. UP21-0003, Minor Site Development Permit No. MS21-0129 and Tree Removal Permit No. TR21-0031 to operate a preschool (Primrose School) for up to 266 children, ages 12 months through five years, and to allow exterior façade modifications, new outdoor play areas, landscape improvements, and removal and replacement of two ordinance-protected trees at an existing 24,269-square foot, two-story commercial building (former indoor sports facility) on a 1.14-acre site located at 1000 Jacklin Road.

Project Planner: Avery Stark, (408)-586-3288, astark@ci.milpitas.ca.gov

Recommendation: Staff recommends that the Planning Commission consider the exemption in accordance with CEQA and adopt Resolution No. 22-012, approving Conditional Use Permit No. UP21-0003, Minor Site Development Permit No. MS21-0129 and Tree Removal Permit No. TR21-0031 subject to the findings and attached Conditions of Approval.

X. NEW BUSINESS

X-1 NO ITEMS

Any person aggrieved by any final decision of any, board, commission, or department head to the City of Milpitas may appeal the decision to the City Council by filing written notice of the appeal with the City Clerk within 12 calendar days of the date of said decision and paying the required fee. This time limit shall be strictly enforced.

XI. ADJOURNMENT

KNOW YOUR RIGHTS UNDER THE OPEN GOVERNMENT ORDINANCE

Government's duty is to serve the public, reaching its decisions in full view of the public. Commissions and other City agencies exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and City operations are open to the people's review.

For more information on your rights under the Open Government Ordinance or to report a violation, contact the City Attorney's office at Milpitas City Hall, 455 E. Calaveras Blvd., Milpitas, CA 95035 Phone: 408-586-3040

The Open Government Ordinance is codified in the Milpitas Municipal Code as Title I Chapter 310 and is available online at the City's website www.ci.milpitas.ca.gov by selecting the Milpitas Municipal Code link.

The Planning Division will provide a recorded agenda or minutes printed in large type upon request for the visually impaired. In compliance with the Americans with Disabilities act, individuals requiring accommodation for this meeting should notify the Planning Division prior to the meeting at 408-586-3279.
