



CITY OF MILPITAS

Planning Commission

MEETING MINUTES

7:00pm

Wednesday, June 14, 2023

CITY COUNCIL CHAMBERS

455 E CALAVERAS BLVD, MILPITAS, CA

and

via TELECONFERENCE (Zoom Webinar)

CALL TO ORDER

Vice Chair Ciardella called the meeting to order at 7:05pm.

PLEDGE OF ALLEGIANCE

Commissioner Galang led the pledge of allegiance.

ROLL CALL

Recording Secretary Elizabeth Medina called the roll.

PRESENT: Vice Chair Ciardella, Commissioners Albana, Awasthi, Galang, Medina-Ashby, and Mohsin

ABSENT: Chair Chuan

STAFF: Jay Lee, Michael Mutalipassi, Christopher Creech, Michael Fossati, Captain Matthew Miller, Elizabeth Medina

CONFLICT OF INTEREST/CAMPAIGN CONTRIBUTION DECLARATION

City Attorney Michael Mutalipassi asked if any member of the commission had any personal or financial conflict of interest related to any of the items on the agenda and there were none.

APPROVAL OF THE MEETING AGENDA

By motion, approve the meeting agenda for June 14, 2023.

Motion/Second Mohsin/Awasthi

Motion carried by a vote of AYES: 6 NOES: 0

APPROVAL OF MEETING MINUTES

By motion, approve the meeting minutes for May 10, 2023.

Motion/Second Medina-Ashby/Mohsin

Motion carried by a vote of AYES: 5 NOES: 0 ABSTAIN: 1 (Galang)

ANNOUNCEMENTS

Interim Planning Director Jay Lee informed the commission that the June 28 meeting is cancelled, there will be a recess in July, and meetings will resume in August. Interim Planning Director Lee also shared a brief update on the status of the Gateway Specific Plan.

City Attorney Michael Mutalipassi introduced new Assistant City Attorney Christopher Creech, who will begin staffing the Planning Commission meetings when we return from break.

Commissioner Medina-Ashby shared that Sunnyhills Neighborhood Association will host a Juneteenth celebration at Augustine Park on Saturday, June 17 from 11am – 5pm.

Vice Chair Ciardella shared that the City's State of City address would be held on June 22 at 5:30 pm in Council Chambers.

PUBLIC FORUM

Vice Chair Ciardella invited members of the public to address the commission and there were none.

PUBLIC HEARING

ALCOHOL SALES – 500 BARBER LANE - UP23-0001: A Conditional Use Permit to allow the sale of beer, wine, and distilled spirits for on-site consumption (ABC Type 47 License) within a new restaurant (Xian Steam Seafood and Stone Grill) located in the General Commercial (C2) Zoning District with a Recreation and Entertainment (-RE) Overlay at 500 Barber Lane. The Project is exempt from environmental review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15301 (Existing Facilities). Project Planner: Michael Fossati, Senior Planner, mfossati@milpitas.gov

There were no questions from the public or Planning Commissioners.

Vice Chair Ciardella invited members of the public to address the commission and there were none.

Motion to close the Public Forum.

Motion/Second Mohsin/Awasthi

Motion carried by a vote of AYES: 6 NOES: 0

Recommendation: Staff recommends the Planning Commission adopt Resolution No. 23-011, approving Conditional Use Permit No. UP23-0001, subject to the attached Conditions of Approval.

Motion/Second Mohsin/Medina-Ashby

Motion carried by a vote of AYES: 6 NOES: 0

IX-2 ALCOHOL SALES – 1741 N MILPITAS BLVD - UP23-0002: A Conditional Use Permit to allow the sale of beer, wine, and distilled spirits for on-site consumption (ABC Type 47 Liquor License) within a new restaurant (Gao's Kabob and Crab) located within the Neighborhood Commercial (C1) Zoning District at 1741 N Milpitas Blvd. The Project is categorically exempt from environmental review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15301 (Existing Facilities). Project Planner: Michael Fossati, Senior Planner, mfossati@milpitas.gov

Project Planner Michael Fossati and the applicant team, Nagaraj Bhat and Steve Bugge (architect) addressed commissioners' clarifying questions related to other restaurants in the same plaza that have an ABC Type 47 Liquor License, how many restaurants in the plaza across the street who have an ABC Type 47 Liquor License, hours of operation (until 2 am), impact on the surrounding neighborhood, and local businesses, and noise.

Vice Chair Ciardella invited members of the public to address the commission and there were none.

Motion to close the Public Forum.

Motion/Second Galang/Medina-Ashby

Motion carried by a vote of AYES: 6 NOES: 0

Recommendation: Staff recommends the Planning Commission adopt Resolution No. 23-012, approving Conditional Use Permit No. UP23-0002, subject to the attached Conditions of Approval.

Motion/Second Galang/Medina-Ashby

Motion carried by a vote of AYES: 6 NOES: 0

NEW BUSINESS

NO ITEMS

ADJOURNMENT

Chair Chuan adjourned the meeting at 7:51 pm

Motion/Second Mohsin/Awasthi

Motion carried by a vote of AYES: 6 NOES: 0

Meeting Minutes submitted by
Planning Commission Secretary Elizabeth Medina