



**CITY OF MILPITAS
PLANNING ZONING ADMINISTRATOR
HEARING AGENDA**

**FEBRUARY 8, 2024 9:00 AM
PLANNING CONFERENCE ROOM
455 E CALAVERAS BLVD, MILPITAS, CA**

The Zoning Administrator Hearing is held in the Planning Conference Room, 455 E. Calaveras Blvd., Milpitas and via teleconference/Zoom webinar.

PUBLIC COMMENT INSTRUCTIONS

Oral public comments may only be provided live during the Zoning Administrator hearing in person. All comments provided shall be limited to three minutes or less as determined by the Zoning Administrator. All members of the public will be limited to one comment per agenda item, and one comment for non-agenda items. Members of the public may submit written comments by email to PlanningDepartment@milpitas.gov

The meeting will be streamed via Zoom for viewing purposes only. To watch via Zoom, please register at: <https://ci-milpitas-ca-gov.zoom.us/j/88618808666>

The Planning Zoning Administrator is the Planning Director or his/her designee who has approval authority for Site Development Permits, Minor Site Development Permits, Minor Conditional Use Permits and other minor project reviews not involving public hearings.

I. CALL MEETING TO ORDER

II. PUBLIC FORUM

Members of the public are invited to speak on any item that does not appear on today's agenda. Comments will be limited to three minutes or less at the Zoning Administrator's discretion. When called to speak, you are encouraged to state your name for the record. As an item not listed on the agenda, no action can be taken, however the Zoning Administrator may instruct the staff to place the item on a future meeting agenda.

III. PUBLIC HEARING

- 1. NEW DETACHED ACCESSORY DWELLING UNIT – 1392 N HILLVIEW DRIVE – P-MS23-0139:** A Minor Site Development Permit to develop a 1,200-square foot, two-story detached Accessory Dwelling unit (ADU) up to 21 feet, 6 inches in height, behind an existing two-story single-family dwelling on a 0.15-acre site in the R1-6 Single Family Residential Zoning District located at 1392 North Hillview Drive. The project is categorically exempt from environmental review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15303 (Construction or Conversion of Small Structures), and, as a separate and independent basis, Section 153183 (Projects Consistent with a Community Plan, General Plan, or Zoning).

Project Planner: Lillian VanHua, lvanhua@milpitas.gov

Recommendation: Staff recommends that the Zoning Administrator approve P-MS23-0139 to allow the development of a 1,200-square foot Accessory Dwelling Unit (ADU) within the rear yard of an existing 2,118-square foot two-story residential building on an 0.15-acre site in the R1-6 Single Family Residential Zoning District located at 1392 N Hillview Dr., subject to the findings and the attached Conditions of Approval.

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 a 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.

IV. 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.milpitas.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.
