

CITY OF SARATOGA PLANNING COMMISSION AGENDA

DATE: Wednesday, April 28, 2010 - 7:00 p.m.
PLACE: Council Chambers/Civic Theater, 13777 Fruitvale Avenue, Saratoga, CA
TYPE: Regular Meeting

ROLL CALL

Commissioners - Chair Yan Zhao, Vice-Chair Mary-Lynne Bernald, Manny Cappello, Joyce Hlava, David Reis, Douglas Robertson and Linda Rodgers

PLEDGE OF ALLEGIANCE

ELECTION OF CHAIR

MINUTES

Action Minutes from the Regular Planning Commission Meeting of March 24, 2010

ORAL COMMUNICATION

Any member of the Public will be allowed to address the Planning Commission for up to three minutes on matters not on this agenda. The law generally prohibits the Planning Commission from discussing or taking action on such items. However, the Planning Commission may instruct staff accordingly regarding Oral Communications under Planning Commission direction to Staff.

ORAL COMMUNICATIONS- PLANNING COMMISSION DIRECTION TO STAFF

REPORT OF POSTING AGENDA

Pursuant to Government Code 54954.2, the agenda for this meeting was properly posted on April 22, 2010

REPORT OF APPEAL RIGHTS

If you wish to appeal any decision on this Agenda, you may file an "Appeal Application" with the City Clerk within fifteen (15) calendar days of the date of the decision, pursuant to Municipal Code 15-90.050 (b).

All interested persons may appear and be heard at the above time and place. Applicants/Appellants and their representatives have a total of ten minutes maximum for opening statements. Members of the Public may comment on any item for up to three minutes. Applicant/Appellants and their representatives have a total of five minutes maximum for closing statements.

PUBLIC HEARING

1. **Capital Improvement Program/Finding of General Plan Consistency** - Adopt a Resolution finding that the City's Capital Improvement Program is consistent with the City of Saratoga's General Plan. (John Cherbone)
2. **Santa Clara Valley Water District Capital Improvement Program/Finding of General Plan Consistency** - The Santa Clara Valley Water District (SCVWD) is requesting that the Planning Commission adopt a Resolution finding that the SCVWD Capital Improvement Program projects within the City are consistent with the City of Saratoga's General Plan. (John Cherbone)
3. **APPLICATION CUP09-0023 (393-45-023) Tienchaun Ko, 13915 Saratoga Avenue** - The applicant is requesting a modification to an existing Conditional Use Permit to remove existing conditions that place limits on the age, physical characteristics, and number of persons who can occupy an existing secondary dwelling unit. The City previously modified the Secondary Dwelling Unit regulations and no longer

restricts or enforces conditions that limit secondary dwelling unit occupancy. (Christopher A. Riordan, AICP)

4. **APPLICATION CUP10-0003 (386-01-027) Lai, 12000 Saratoga-Sunnyvale Road** - The applicant is requesting a Conditional Use Permit to expand an existing Day Care / Montessori School in the commercial-visitor (C-V) zoning district. The site is located at the corner of Saratoga-Sunnyvale Road and Prospect Road. The Day Care / Montessori School will occupy an existing 5,527 square-foot building. The proposed Montessori School would provide services to 89 students with 9 employees and operate Monday through Friday from 7:00 AM to 7:00 PM. There are 38 parking spaces on the subject parcel. A Parking Study and Peer Review were completed for the project and found that the circulation and available parking supply would be adequate for the proposed project and the surrounding uses. (Cynthia McCormick)

DIRECTORS ITEM

COMMISSION ITEMS

COMMUNICATIONS

ADJOURNMENT TO NEXT MEETING

- Wednesday, May 26, 2010 at 7:00 p.m. in the Council Chambers/Civic Theater
13777 Fruitvale Avenue, Saratoga, CA

In compliance with the Americans with Disabilities Act (ADA), if you need special assistance to participate in this meeting, please contact the City Clerk at (408) 868-1269 or ctclerk@saratoga.ca.us. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting (28 CFR 35.102-35.104 ADA Title II).

POSTING

Certificate of Posting of Agenda: I, Abby Ayende, Office Specialist for the City of Saratoga, declare that the foregoing agenda for the meeting of the Planning Commission of the City of Saratoga was posted on April 22, 2010, at the office of the City of Saratoga, 13777 Fruitvale Avenue, Saratoga, CA 95070 and was available for public review at that location. The agenda is also available on the City's website at www.saratoga.ca.us

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