



**ACTION MINUTES
REGULAR MEETING
SARATOGA PLANNING COMMISSION
Wednesday, January 08, 2014**

**REGULAR MEETING – 7:00 P.M. – CIVIC THEATER/COUNCIL CHAMBERS AT 13777
FRUITVALE AVENUE**

PLEDGE OF ALLEGIANCE

ROLL CALL

ALMALECH, BERNALD, GROVER, HLAVA, SMULLEN, WALIA & ZHAO

ABSENCES - None

APPROVAL OF MINUTES

Action Minutes from the Regular Planning Commission Meeting of November 13, 2013 and December 11, 2013

Action:

BERNALD/GROVER **MOVED TO CONTINUE THIS ITEM TO JANUARY 22, 2014 MEETING.** MOTION PASSED. AYES: ALMALECH, BERNALD, GROVER, HLAVA, SMULLEN, WALIA & ZHAO. NOES: NONE. ABSENT: NONE. ABSTAIN: NONE.

COMMUNICATIONS FROM COMMISSION & PUBLIC

Oral Communications on Non-Agendized Items

Any member of the Public will be allowed to address the Planning Commission for up to three (3) 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.

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.

PUBLIC HEARING

All interested persons may appear and be heard at the above time and place. Applicants 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. Applicants and their representatives have a total of five minutes maximum for closing statements.

1. Application APTR13-0002 - An appeal of the City Arborist's denial of Tree Removal Permit (TRP13-0323) to remove one coast live oak tree located on a vacant parcel (APN 503-18-002) at the corner of Saratoga Sunnyvale Road and Pierce Road. Staff Contact: Kate Bear, 408-868-1276

Action:

ZHAO/GROVER **MOVED TO ADOPT THE RESOLUTION DENYING THE APPEAL AND THE REMOVAL OF THE COAST LIVE OAK TREE.** MOTION PASSED. AYES: ALMALECH, BERNALD, GROVER, SMULLEN, WALIA & ZHAO. NOES: HLAVA. ABSENT: NONE. ABSTAIN: NONE.

2. Update of the General Plan Noise Element (GPA13-0002), updates to various City Code articles related to noise control (ZOA13-0012), and a Negative Declaration (ENV13-0006).

Action:

BERNALD/GROVER **MOVED TO CONTINUE THIS ITEM TO JANUARY 22, 2014 MEETING.**
MOTION PASSED. AYES: ALMALECH, BERNALD, GROVER, HLAVA, SMULLEN, WALIA & ZHAO. NOES: NONE. ABSENT: NONE. ABSTAIN: NONE.

3. Application MOD13-0012; 15100 Park Drive (510-01-190) Singh – The applicant requests a modification to a previously approved Design Review application (PDR11-0024) to paint the exterior of a new two story single-family home a different color than was originally approved. The net site area is 28,488 square feet and the site is zoned R-1-20,000. Staff Contact: Christopher Riordan, 408-868-1235.

Action:

HLAVA/BERNALD **MOVED TO ADOPT RESOLUTION NO. 13-048 DENYING THE APPLICATION TO ALTER THE APPROVED EXTERIOR COLOR OF THE RESIDENCE.**
MOTION PASSED. AYES: ALMALECH, BERNALD, GROVER, HLAVA, SMULLEN, WALIA ZHAO. NOES: NONE. ABSENT: NONE. ABSTAIN: NONE.

Commissioner Zhao left the meeting due a potential conflict of interest on items 4 and 5.

4. Application PDR13-0018; 20269 Seagull Way (386-52-017); Eric Pang & Ying Wang - The applicant requests Design Review approval to demolish an existing 2,056 existing two story residence and construct a new 3,199 square foot two story single-family residence and related site improvements located at 20269 Seagull Way. Staff Contact: Christopher Riordan, 408 868-1235.

Action:

BERNALD/GROVER **MOVED TO ADOPT RESOLUTION NO. 13-046 APPROVING THE PROJECT SUBJECT TO CONDITIONS OF APPROVAL.** MOTION PASSED. AYES: ALMALECH, BERNALD, GROVER, HLAVA, SMULLEN & WALIA. NOES: NONE. ABSENT: NONE. ABSTAIN: ZHAO.

5. Application PDR13-0019; 14870 Baranga Ln. (397-18-035) Wu – The applicant requests Design Review approval to demolish an existing single-family residence and construct a new 4,240 sq. ft. one story single-family residence with a 2,224 sq. ft. basement. The height of the new residence will not exceed 22 feet. Three protected trees have been reviewed by the City Arborist and are proposed to be removed. The net site area is 1.03 acres and zoned R-1-40,000. Staff Contact: Michael Fossati 408-868-1212.

Action:

ALMALECH/WALIA **MOVED TO ADOPT RESOLUTION NO. 13-047 APPROVING THE PROJECT SUBJECT TO CONDITIONS OF APPROVAL.** MOTION PASSED. AYES: ALMALECH, BERNALD, GROVER, HLAVA, SMULLEN & WALIA. NOES: NONE. ABSENT: NONE. ABSTAIN: ZHAO.

DIRECTOR/COMMISSION COMMUNICATION

ADJOURNMENT

In accordance with the Ralph M. Brown Act, copies of the staff reports and other materials provided to the Planning Commission by City Staff in connection with this agenda are available at the office of the Community Development at 13777 Fruitvale Avenue, Saratoga, CA 95070. Note that copies of materials distributed to the Planning Commission concurrently with the posting of the agenda are also available on the City website at www.saratoga.ca.us. Any materials distributed by staff after the posting of agenda are available for public review at the Community Development Department at the time they are distributed to the Planning Commission.

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).

CERTIFICATE OF POSTING OF AGENDA

I, Abby Ayende, Office Specialist III for the City of Saratoga, declare that the foregoing agenda for the meeting of the Planning Commission was posted and available for public review on January 2, 2014 at the City of Saratoga, 13777 Fruitvale Ave., Saratoga, CA 95070 and on the City's website at www.saratoga.ca.us.

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