



CITY OF SUNNYVALE ADMINISTRATIVE HEARING

MINUTES
Wednesday, August 13, 2008

2008-0053 – Herguan University [Applicant] **Od Equities LLC**. [Owner]: Application for a Special Development Permit to allow educational use within a 5,075 square foot tenant space. The property is located at **1183 Bordeaux Drive** (near 5th Ave.) in the MP-TOD (Moffett Park – Transit Oriented District) Zoning District. (APN: 110-25-036) MH

In attendance: Gerri Caruso, Administrative Hearing Officer; Mariya Hodge, Project Planner; Luis Uribe, Staff Office Assistant.

Ms. Gerri Caruso, Administrative Hearing Officer, on behalf of the Director of Community Development, explained the format that would be observed during the public hearing.

Ms. Caruso announced the subject application.

Mariya Hodge, Project Planner, stated that the proposed project is to allow an institution of higher learning (Herguan University) in an existing tenant space in an industrial/office building. The use is currently operating at the site. On December 13, 2007, the City's Neighborhood Preservation Program received a complaint regarding an educational use operating at the site without permits. A Special Development Permit is required to allow educational uses including institutions of higher learning in the MP-TOD Zoning District. On January 18, 2008, the property owner submitted an application for a Special Development Permit to allow operation of Herguan University at the subject site. Ms. Caruso and Ms. Hodge had a discussion regarding the environmental review.

Ms. Caruso opened the public hearing.

The applicant was not in attendance.

Ms. Caruso closed the public hearing.

The Administrative Hearing Officer concluded that an environmental review is required and therefore the project is being continued to the Planning Commission indefinitely.

Ms. Caruso stated that the decision is final unless appealed to the Planning Commission with payment of the appeal fee within the 15-day appeal period.

The meeting was adjourned at 2:20 p.m.

Minutes approved by:

Gerri Caruso

Principal Planner