



ADMINISTRATIVE HEARING

ACTION SUMMARY

Wednesday, November 25, 2009

A public hearing was held by the Administrative Hearing Officer at 2:00 p.m. in the West Conference Room, City Hall, 456 W. Olive Avenue, Sunnyvale, CA for the purpose of considering the following applications:

location	805 Devonshire Way (APN: 309-28-027)
file number/ proposed project	2009-0753: Use Permit to allow a fence over 7' tall (approximately 7'1") in the front yard.
environmental review	A Class 3 Categorical Exemption relieves this project from California Environmental Quality Act provisions and City Guidelines
project planner	Mariya Hodge, 408-730-7659, mhodge@ci.sunnyvale.ca.us.

ACTION: Approved subject to the same conditions imposed by the Planning Commission on Miscellaneous Plan Permit #2009-0156, which is to modify the fence to comply with one of three options, as listed below:

- 1) **The fence shall be set back from the front property line so that it does not extend more than 2 feet beyond the face of the garage (approximately 19-foot setback required), and the fence shall not exceed 6 feet in height as measured from the grade (6 feet 10 inches as measured from the top of the nearest adjacent public curb);**
- 2) **The fence may remain in its current location at a 6-foot setback from the front property line, and the fence shall not exceed 4 feet 6 inches in height as measured from the top of the nearest adjacent public curb (approximately 3 feet 10 inches above grade);**
- 3) **The fence shall be set back 11 feet from the front property line, and the fence shall not exceed 6 feet 5 inches in height as measured from the top of the nearest adjacent public curb.**

APPEAL OPTIONS: May be appealed to the Planning Commission by Thursday, December 10, 2009.

location	1133 Strawberry Court (APN: 202-08-036)
file number/ proposed project	2009-0545: Use Permit to allow up to an approximately 9' tall fence in the front yard.
environmental review	A Class 3 Categorical Exemption relieves this project from California Environmental Quality Act provisions and City Guidelines
project planner	Ryan Kuchenig, 408-730-7431, rkuchenig@ci.sunnyvale.ca.us.

ACTION: Approved the Use Permit with modified conditions of approval. Condition 1 modified to read "Project Design - Project shall be redesigned to meet one of the following options: a. The fence shall be reduced to six feet high and relocated to be no more than 15 feet from the front property line; or b. The fence shall not exceed the height of four feet at any point, as measured from the highest finished grade, at its proposed location."

APPEAL OPTIONS: May be appealed to the Planning Commission by Friday, December 18, 2009.