



**APPROVED MINUTES  
SUNNYVALE PLANNING COMMISSION  
November 9, 2009  
456 West Olive Avenue, Sunnyvale, CA 94086**

**7:00 PM - Study Session – West Conference Room**

1. **2009-0077 - Coordinating Zoning for Projects Located Near City Borders (Study Issue) SB (25 minutes)**
2. **Review of Study Issues Selection and Ranking Process TR, AM (20 minutes)**
3. **Public Comment on Study Session Agenda Items (5 minutes)**
4. **Comments from the Chair (5 minutes)**

**8:00 PM – Public Hearing – Council Chambers**

The Planning Commission met in regular session with Vice Chair Travis presiding.

**CALL TO ORDER/SALUTE TO THE FLAG**

**ROLL CALL**

Members Present: Vice Chair Nick Travis; Commissioner Charles Hungerford; Commissioner Larry Klein; Commissioner Dianne McKenna; Commissioner Harriet Rowe; and Commissioner Brandon Sulser.

Members Absent: Chair Bo Chang (partial absence, excused)

Staff Present: Trudi Ryan, Planning Officer; Kathryn Berry, Senior Assistant City Attorney; Kathleen Franco Simmons, City Clerk; Andrew Miner, Principal Planner; and Debbie Gorman, Recording Secretary.

**SCHEDULED PRESENTATION - None**

**PUBLIC ANNOUNCEMENTS/CITIZENS TO BE HEARD**

Speakers are limited to three (3) minutes. If you wish to address the Planning Commission, please complete a speaker's card and give it to the Recording Secretary. If your subject is not on the agenda, you will be recognized at this time; but the Brown Act (Open Meeting Law) does not allow action by Planning Commission Members. If you wish to speak to a subject listed on the agenda, you will be recognized at the time the item is being considered by the Planning Commission.

**APPROVAL OF MINUTES of October 26, 2009**

**Comm. Sulser moved to approve the minutes of October 26, 2009. Comm. Rowe seconded. Motion carried 5-0-1, Comm. Hungerford abstaining and Chair Chang absent.**

**PUBLIC HEARINGS/GENERAL BUSINESS**

- 1. 2009-0728 - Clearwire LLC [Applicant] Pastoria Land And Building Corp [Owner]:** Application for a Use Permit to allow three antennas and three microwave dishes on an existing 100' tall monopole with associated ground equipment for a project located at **375 North Pastoria Avenue** in an M-S (Industrial and Service) Zoning District (APN: 165-30-019). - SL

**ACTION: Comm. Klein made a motion on 2009-0728 to approve the Use Permit with modified conditions: to modify COA 6 that, "All new equipment inside the ground enclosure shall not exceed the height of the ground enclosure fence". Comm. Rowe seconded. Motion carried, 6-0, with Chair Chang absent.**

**APPEAL OPTIONS: This action is final unless appealed to the City Council no later than November 24, 2009.**

- 2. Bylaws for all Boards and Commissions (Revisions to Council Policy 7.2.19 Sections 1 and 2.A. - I.) and Adoption of Resolution Repealing Any Existing Bylaws and Resolutions – KFS, TR**

**The Planning Commission discussed the proposed Bylaws and provided comment (see detailed minutes for this item) that will be forwarded to City Council for consideration at the December 15, 2009 Council meeting.**

- 3. 2009-0076: Commercial Vehicle Parking in Residential Zones (Study Issue) – AM (Staff requests continuance.)**

**ACTION: Comm. McKenna made a motion on 2009-0076 to continue the item to the November 23, 2009 Planning Commission meeting. Comm. Rowe seconded. Motion carried, 6-0, with Chair Chang absent.**

**APPEAL OPTIONS: This action serves as legal notification of the continuation of this item.**

#### 4. Selection of General Plan Consolidation Advisory Committee Representatives

**Trudi Ryan**, Planning Officer, explained that on October 20, 2009 the City Council approved to reformat the General Plan and approved an advisory committee be made up of one representative of each board and commission (2 from Planning Commission). She said that tonight, the Planning Commission should select two representatives and one alternate. The Commission discussed which commissioners were interested in being a representative. After discussion, four commissioners, Chair Chang, Comm. Hungerford, Comm. Klein and Comm. Sulser said they were interested in serving on the committee with Comm. Travis expressing interest in serving as the alternate. Comm. McKenna suggested that the interested commissioners with the most seniority serve as the committee representatives and alternates. It was determined that Comm. Hungerford has the most seniority, then Comm. Klein, Comm. Sulser, Chair Chang and Comm. Travis. The Commissioners further discussed the suggestion about the value of selecting the representatives based on seniority and agreed that this would be a good idea.

**ACTION: Comm. McKenna made a motion to select Comm. Hungerford and Comm. Klein as the representatives to the General Plan Consolidation Advisory Committee and Comm. Sulser to serve as the alternate. Comm. Klein seconded. Motion carried, 6-0, with Chair Chang absent.**

**APPEAL OPTIONS: This item is not appealable.**

**Ms. Ryan** said that staff would be contacting the selected representatives from the boards and commissioners and the first meeting would probably be in late January or early February 2010.

#### 5. Select and Rank Potential Study Issues for 2010 *(Public Hearing to allow public comment in the Council Chambers, Planning Commission action will take place in the West Conference Room following Information Only items.)*

**Andrew Miner**, Principal Planner, clarified that a list was provided to the Planning Commission of potential studies that have already been identified for next year. He said that this public hearing is an opportunity for the public to comment on just the items on the list. Mr. Miner said there are 15 items for the Commission to consider this evening. He said after public comment has been received that staff is asking that the Commission defer the remainder of this public hearing item until the agenda items have been completed. He asked that the Commission then adjourn the remainder of the meeting to the West Conference Room where the Commission will select and rank the potential Study Issues. He said the portion of the meeting in the West Conference Room is open to the public.

**Vice Chair Travis opened the public hearing.**

There were no public comments.

**Vice Chair Travis closed the public hearing.**

### **NON-AGENDA ITEMS AND COMMENTS**

- COMMISSIONERS ORAL COMMENTS
- STAFF ORAL COMMENTS

**Ms. Ryan** discussed the two recent outreach meetings regarding the Land Use and Transportation Element (LUTE) update and said there is one more meeting scheduled for November 12, 2009. She discussed other ways that the public can participate in the LUTE update and explained different ways the information is being made available to the public including information on the City website and on Facebook.

City Council Meeting Report

**Ms. Ryan** commented about planning related items considered by City Council at their October 27, 2009 meeting including the ordinance updates previously reviewed by the Planning Commission. Staff provided details about modifications provided by the Council with the Commission asking more information about the changes made. Ms. Ryan reported that earlier in 2009 the Council adopted green building standards that go into effect January 2010. She said staff is currently being trained and there will be training sessions offered to the public over the next few months.

Other Staff Oral Report

### **INFORMATION ONLY ITEMS**

**Comm. Rowe** said that Veteran's Day is coming up and she would like to see flags flown around the City in remembrance of the sacrifices our Veteran's and their lost comrades have made for us.

### **ADJOURN PUBLIC HEARING TO THE WEST CONFERENCE ROOM**

- Completion of Public Hearing Item 5 to **Select and Rank Potential Study Issues for 2010** (*Public Hearing is closed to public comment.*)

**See Attachment A for results of the selection and ranking.**

The Commission meeting was adjourned to the West Conference Room at 9:16 p.m.

**ADJOURNMENT**

With no further business, the Commission meeting was adjourned at 10:05 p.m.

Respectfully submitted,

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Trudi Ryan  
Planning Officer

**Attachments**

- A. Planning Commission Recommendations: Potential Study Issues for 2010 from November 9, 2009 Planning Commission meeting.