

PLANNING COMMISSION

July 13, 2016

Action Report

WELCOME

SALUTE TO THE FLAG

ROLL CALL

PRESENT: Commissioners Abelite, Pham, Ballard, Bit-Badal, and Yesney

ABSENT: None

SUMMARY OF HEARING PROCEDURES

1. PUBLIC COMMENT

None

2. DEFERRALS AND REMOVALS FROM CALENDAR

No Items

3. CONSENT CALENDAR

- a. **CP16-017 (Administrative Hearing)**. Conditional Use Permit to allow a drinking establishment and late night use until 2:00 a.m. at an existing 6,962-square foot restaurant on an approximately 0.27 gross acre site in the DC Downtown Primary Commercial Zoning District located on the northeast corner of East San Fernando Street and South 2nd Street (98 South 2nd Street) (Genesis Group, A Cal PTNSP, Owner). Council District 3. CEQA: Exempt per CEQA Guidelines Section 15301(a) for Existing Facilities. **PROJECT MANAGER, JUSTIN DANIELS**

PULLED FROM CONSENT CALENDAR AND HEARD UNDER PUBLIC HEARING

- 1. DETERMINED THE EXEMPTION IS IN ACCORDANCE WITH CEQA (5-0-0)**
- 2. APPROVED THE CONDITIONAL USE PERMIT – RESOLUTION NO. 16-035 (5-0-0)**

Access the video, agenda, and related reports for this meeting by visiting the City's website at:
<http://sanjoseca.gov/index.aspx?NID=1763>

- a. [PDC15-032](#). Planned Development Rezoning from the CG Commercial General Zoning District and R-M Multiple Residence Zoning District to the DC(PD) Planned Development Zoning District to allow the expansion of an existing private school (Notre Dame High School) with up to four new buildings to accommodate a total of 635 students, located on a 3.43-gross acre site, at 596 South Second Street (Sisters of Notre Dame De Namur California P, Owner). Council District: 4. CEQA: Addendum to the Final Program Environmental Impact Report for the Downtown Strategy 2000 (Resolution No. 77267), and the Final Program Environmental Impact Report for the Envision San José 2040 General Plan (Resolution No. 76041) and Supplemental Environmental Impact Report (Resolution No. 77617). *PROJECT MANAGER, RINA SHAH*

1. **RECOMMENDED TO THE CITY COUNCIL CONSIDERATION OF THE ADDENDUM TO THE FINAL PROGRAM ENVIRONMENTAL IMPACT REPORT FOR THE DOWNTOWN STRATEGY 2000 (RESOLUTION NO. 77267), AND THE FINAL PROGRAM ENVIRONMENTAL IMPACT REPORT FOR THE ENVISION SAN JOSÉ 2040 GENERAL PLAN (RESOLUTION NO. 76041) AND SUPPLEMENTAL ENVIRONMENTAL IMPACT REPORT (RESOLUTION NO. 77617) AND RECOMMENDED TO THE CITY COUNCIL THE ADOPTION OF THE MITIGATION, MONITORING, AND REPORTING PROGRAM(5-0-0)**
2. **RECOMMENDED TO THE CITY COUNCIL THE APPROVAL OF A PLANNED DEVELOPMENT REZONING ORDINANCE (5-0-0)**

4. PUBLIC HEARING

- a. [CP16-005 \(Administrative Hearing\)](#). Conditional Use Permit to allow late night use for a public drinking establishment in an existing 8,684-square foot building on an approximately 0.15-gross acre site in the DC Downtown Primary Commercial Zoning District located on east side of South 1st Street, approximately 400 feet southerly of East Santa Clara Street (58 South 1st Street) (Martin Trust, Owner). Council District 3. CEQA: Exempt per CEQA Guidelines Section 15301(a) for Existing Facilities. *PROJECT MANAGER, PATRICK KELLY*

MOTION TO CONTINUE THE ITEM TO THE 8/10/16 PLANNING COMMISSION MEETING TO PRESENT A RESOLUTION RECOMMENDING CONDITIONAL APPROVAL OF THE PROJECT (5-0-0)

5. REFERRALS FROM CITY COUNCIL, BOARDS, COMMISSIONS, OR OTHER AGENCIES

No Items

6. GOOD AND WELFARE

- a. Report from City Council

No Reports

- b. Review and Approve Action Minutes from [6-22-16](#)

Action Minutes Approved (5-0-0), with revision to note that Bit-Badal voted “no” in regards to the election of Chair for the Planning Commission.

c. Subcommittee Formation, Reports, and Outstanding Business

No Reports

d. Commission Calendar and Study Sessions

Noted that the July 27, 2016 Planning Commission hearing is cancelled.

e. The Public Record

No Items

ADJOURNMENT