



City of Sunnyvale

Notice and Agenda

Planning Commission

Monday, September 27, 2021

7:00 PM

Telepresence Meeting: City Web Stream |
Comcast Channel 15 | AT&T Channel 99

Special Meeting: Study Session - Canceled | Public Hearing - 7:00 PM

Meeting Online Link: <https://sunnyvale-ca-gov.zoom.us/j/91827390357>

TELECONFERENCE NOTICE

Because of the COVID-19 emergency and the “shelter in place” orders issued by Santa Clara County and the State of California, the meeting of the Sunnyvale Planning Commission on September 27, 2021, will take place by teleconference, as allowed by Governor Gavin Newsom’s Executive Order N-29-20, N-08-21 and N-15-21.

- *Watch the Planning Commission meeting on television over Comcast Channel 15 and AT&T Channel 99, or at <https://Sunnyvale.ca.gov/YouTubeMeetings> or <https://Sunnyvaleca.Legistar.com/Calendar.aspx>*
- *Submit written comments to the Planning Commission up to 4 hours prior to the meeting to planningcommission@sunnyvale.ca.gov or by mail to Sunnyvale Planning Division, 456 W. Olive Avenue, Sunnyvale, CA 94086-3707.*
- *Teleconference participation: You may provide audio public comment by connecting to the teleconference meeting online or by telephone. Use the Raise Hand feature to request to speak (*9 on a telephone):*

Meeting Online Link: <https://sunnyvale-ca-gov.zoom.us/j/91827390357>

Meeting call-in telephone number: 833-548-0276 | Meeting ID: 918 2739 0357

Pursuant to the Americans with Disabilities Act (ADA) and Executive Order N-29-20, if you need special assistance to provide public comment, contact the City at least 2 hours prior to the meeting in order for the City to make reasonable alternative arrangements for you to communicate your comments. For other special assistance, please contact the City at least 48 hours prior to the meeting to

enable the City to make reasonable arrangements to ensure accessibility to this meeting. The Planning Division may be reached at 408-730-7440 or at planning@sunnyvale.ca.gov (28 CFR 35.160 (b) (1)).

STUDY SESSION CANCELED

7 P.M. PLANNING COMMISSION MEETING

CALL TO ORDER

Call to Order via Teleconference

ROLL CALL

ORAL COMMUNICATIONS

This category provides an opportunity for members of the public to address the commission on items not listed on the agenda and is limited to 15 minutes (may be extended or continued after the public hearings/general business section of the agenda at the discretion of the Chair) with a maximum of up to three minutes per speaker. Please note the Brown Act (Open Meeting Law) does not allow the Planning Commission to take action on an item not listed on the agenda. If you wish to address the Planning Commission, please refer to the notice at the beginning of this agenda. Individuals are limited to one appearance during this section.

CONSENT CALENDAR

All matters listed on the consent calendar are considered to be routine and will be acted upon by one motion. There will be no separate discussion of these items. If a member of the public would like a consent calendar item pulled and discussed separately, please refer to the notice at the beginning of this agenda.

1. [21-0923](#) Approve Planning Commission Meeting Minutes of September 13, 2021

Recommendation: Approve Planning Commission Meeting Minutes of September 13, 2021 as submitted.

PUBLIC HEARINGS/GENERAL BUSINESS

If you wish to speak to a public hearing/general business item, please refer to the notice at the beginning of this agenda. Each speaker is limited to a maximum of three minutes.

2. [21-0811](#)**Proposed Project:**

SPECIAL DEVELOPMENT PERMIT: to allow a six-story office building with 153,000 square feet and ground floor retail space with 12,735 square feet, 88,915 square feet of parking and 1,019 square feet of service area, and one level of below grade parking.

Location: 300 South Mathilda Avenue (APN: 209-34-019)

File #: 2019-7923

Zoning: DSP (Downtown Specific Plan)/Block 18

Applicant / Owner: STC Venture LLC (applicant and owner)

Environmental Review: No additional review required as pursuant to CEQA Guidelines Section 15168(c)(2) and (4) - environmental impacts of the project are addressed in the Downtown Specific Plan Program Environmental Impact Report (EIR) (State Clearinghouse #2018052020).

Project Planner: Aastha Vashist, (408) 730-7458, avashist@sunnyvale.ca.gov

Recommendation: Alternative 1:

Make the required Findings required to approve the CEQA determination that the project is consistent with the Downtown Specific Plan's Program Environmental Impact Report and no additional environmental review is required as pursuant to the California Environmental Quality Act Guidelines Section 15168(c)(2) and (4) and approve the Special Development Permit based on Findings in Attachment 3 of the Report and Recommended Conditions of Approval in Attachment 4 of the Report.

3. [21-0884](#)

Proposed Project: Related applications on a 1.5-acre site:

USE PERMIT to allow the construction of two new six-story hotel buildings totaling 274 hotel rooms, underground garage with mechanized parking, parking adjustment to allow valet parking, and installation of related site improvements.

TENTATIVE MAP to allow a lot merger and subdivision for condominium purposes.

Location: 247 and 295 Commercial St (APNs: 205-34-006 and 205-34-013)

File #: 2020-7478

Zoning: Manufacturing and Services (M-S)

Applicant / Owner: DOA Development (applicant) / Stepan Family Trust (property owner of 247 Commercial Street) and Huy Tu Trustee & Et Al (property owner of 295 Commercial Street)

Environmental Review: The project is consistent with the Land Use and Transportation Element (LUTE) of the City's General Plan and no

additional environmental review is required pursuant to CEQA Guidelines Section 15183 and Public Resources Code Section 21083.3.

Project Planner: Cindy Hom, (408) 730-7411, Chom@sunnyvale.ca.gov

Project Planner: Cindy Hom, (408) 730-7411,
Chom@sunnyvale.ca.gov

Recommendation: Alternative 1: Make the findings required to approve the California Environmental Quality Act (CEQA) determination that the project is exempt pursuant to CEQA Guidelines Section 15183 and Public Resources Code Section 21083.3 as noted in the checklist in Attachment 5 and approve the Use Permit and Tentative Map based on the Recommended Findings in Attachment 2, and Recommended Conditions of Approval in Attachment 4.

The proposed hotel project implements the General Plan by promoting business and employment opportunities, bolstering the local economy with transit occupancy tax revenue and providing a high quality design that enhances the city's image. The project is consistent with Zoning regulations in terms of land use and complies with applicable development standards. The proposed hotel development adds vitality to the area and complements the neighboring commercial uses and employment centers.

STANDING ITEM: CONSIDERATION OF POTENTIAL STUDY ISSUES

4. [21-0931](#) Proposed Study Issue for 2022: Missing Middle-Draft Paper for Commission Review
5. [21-0932](#) Proposed Study Issue for 2022: Safe Parking-Draft Paper for Commission Review
6. [21-0933](#) Proposed Study Issue for 2022: Aging in Place-Draft Paper for Commission Review

INFORMATION ONLY REPORTS/ITEMS

7. [21-0924](#) Planning Commission Proposed Study Issues, Calendar Year: 2022 (Information Only)

NON-AGENDA ITEMS AND COMMENTS

-Commissioner Comments**-Staff Comments****ADJOURNMENT***Notice to the Public:*

Any agenda related writings or documents on this agenda distributed to members of the Planning Commission are available by contacting the Planning Division at planning@sunnyvale.ca.gov. Agendas and associated reports are also available at sunnyvaleca.legistar.com/calendar.aspx 72 hours before the meeting.

Planning a presentation for a Planning Commission meeting? To help you prepare and deliver your public comments, please review the "Making Public Comments During City Council or Planning Commission Meetings" document available on the City website.

PLEASE TAKE NOTICE that if you file a lawsuit challenging any final decision on any public hearing item listed in this agenda, the issues in the lawsuit may be limited to the issues which were raised at the public hearing or presented in writing to the City at or before the public hearing.

PLEASE TAKE FURTHER NOTICE that Code of Civil Procedure section 1094.6 imposes a 90-day deadline for the filing of any lawsuit challenging final action on an agenda item which is subject to Code of Civil Procedure section 1094.5. Pursuant to the Americans with Disabilities Act (ADA), if you need special assistance in this meeting, please see the notice at the beginning of this agenda.



Sunnyvale

City of Sunnyvale

Agenda Item 1

21-0923

Agenda Date: 9/27/2021

SUBJECT

Approve Planning Commission Meeting Minutes of September 13, 2021

RECOMMENDATION

Approve Planning Commission Meeting Minutes of September 13, 2021 as submitted.



City of Sunnyvale

Meeting Minutes - Draft Planning Commission

Monday, September 13, 2021

7:00 PM

Telepresence Meeting: City Web Stream |
Comcast Channel 15 | AT&T Channel 99

Special Meeting: Study Session - Canceled | Public Hearing - 7:00 PM

TELECONFERENCE NOTICE

STUDY SESSION CANCELED

7 P.M. PLANNING COMMISSION MEETING

CALL TO ORDER

Pursuant to Section 3 of Executive Order N-29-20 (March 17, 2020) and Section 42 of Executive Order N-08-21 (June 11, 2021), issued by Governor Newsom, the meeting was conducted telephonically.

Chair Howard called the meeting to order at 7:00 PM.

ROLL CALL

Present: 6 - Chair Daniel Howard
Vice Chair Martin Pyne
Commissioner Sue Harrison
Commissioner John Howe
Commissioner Ken Rheaume
Commissioner Carol Weiss

ORAL COMMUNICATIONS

None.

CONSENT CALENDAR

Vice Chair Pyne asked staff if the Meeting Minutes of August 23, 2021 may be revised so that the first sentence of the third paragraph on page 10 reads as follows: "Vice Chair Pyne asked Mr. Morley whether the same amount of parking spaces would have been built if not required by the code minimum."

Commissioner Harrison asked staff if the Meeting Minutes of August 23, 2021 may

be revised so that the duplicate motion and vote recorded for the Consent Calendar items are removed.

MOTION: Vice Chair Pyne moved and Commissioner Weiss seconded the motion to approve the Consent Calendar with the following revisions to the minutes:

1.) Note that the first sentence of the third paragraph on page 10 should read as follows: "Vice Chair Pyne asked Mr. Morley whether the same amount of parking spaces would have been built if not required by the code minimum."

2.) Remove the duplicate motion and vote recorded for the Consent Calendar items.

The motion carried by the following vote:

Yes: 5 - Chair Howard
 Vice Chair Pyne
 Commissioner Harrison
 Commissioner Rheaume
 Commissioner Weiss

No: 0

Abstained: 1 - Commissioner Howe

1. [21-0885](#) Approve Planning Commission Meeting Minutes of August 23, 2021

PUBLIC HEARINGS/GENERAL BUSINESS

2. [21-0820](#) **Proposed Project:** General Plan Amendment Initiation: to consider a 100% Floor Area Ratio (FAR) combining district on 10 parcels in the M-S zoning district totaling 63 acres.
Location: 974 East Arques Avenue (APNs: 205-36-006, 205-36-007, 205-36-008), 190 Commercial Street (APN: 205-35-001), 198 Commercial Street (APN: 205-35-002), 930 East California Street (APN: 205-35-003), 1050/1090 East Arques Avenue (APN: 205-37-009), 928/930 East Arques Avenue (APN: 205-35-017), and 955/965 East Arques Avenue (APNs: 205-25-018 and 205-25-019)
File #: 2021-7282
Zoning: M-S - Industrial and Service
General Plan: Industrial
Applicant / Owner: RMW Architecture & Interiors (applicant) / Applied Materials, Inc. (owner)
Environmental Review: The project is exempt from the California

Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(a).

Project Planner: Momoko Ishijima, (408) 730-7532,
mishijima@sunnyvale.ca.gov

Senior Planner Momoko Ishijima presented the staff report with a slide presentation. She noted a correction to the staff report so that the map on page five excludes two parcels on East California Avenue (214 Commercial Street and 989 E California Avenue) since they were not part of the applicants' proposed study area. Additionally, the text on page seven of the staff report indicates the inclusion of two parcels on Commercial Street that staff recommends should be included in the expanded study area.

Commissioner Weiss asked about the number of parcels that would be included in the Arques Campus Specific Plan. Assistant Director Andrew Miner stated that if City Council approves the General Plan Initiative as recommended, the applicant would be required to submit an application for a formal General Plan Amendment which would include 10 parcels.

Commissioner Weiss requested clarification on the following text found on page four of the staff report: "If the GPI is granted, future GPA and rezoning is approved for this project, and the City Council decides to grant the square footage from the Citywide Development Pool, the balance would be exhausted." Senior Planner Ishijima explained that while the current balance of the Citywide Development Pool is 1.2 million square feet, the requested square footage of the expanded study area parcels combined is 1.63 million square feet. Assistant Director Miner elaborated that the General Plan Amendment will serve as an amendment to the General Plan Initiative and increase the amount of square footage in the development reserve by what is being considered for this expanded study area. He then invited feedback from the Planning Commissioners regarding the expansion or minimization of the square footage balance in the Citywide Development Pool as this feedback will be presented to City Council and incorporated in the study.

Commissioner Howe inquired about whether there are any approved projects or ones that have been filed that will be prevented from accessing the square footage available in the Citywide Development Pool if this General Plan Initiative is approved. Assistant Director Miner confirmed that there are none.

Commissioner Howe probed about whether the application for this General Plan Initiative addressed the underground electrical power lines for scanning electron microscopes along Central Expressway. Assistant Director Miner stated that while it

did not, the Planning Commission may make a recommendation for this.

Vice Chair Pyne referenced the following text on page nine of the staff report: "All studies required for a General Plan Amendment or preparation of a specialized plan would be paid by the applicant." He asked if this would be applicable if the boundary was expanded to include the parcels that are not owned by the applicant. Assistant Director Miner confirmed that this would be applicable.

Chair Howard cited that in recent years, there were not enough staff or resources to move other General Plan Initiatives forward and questioned whether these constraints still exist. Assistant Director Miner confirmed that while they do, Applied Materials' involvement with the manufacturing of microchips deemed this General Plan Initiative an essential one to advance due to the microchip shortage that is currently prevalent.

Chair Howard and Assistant Director Miner discussed how select parcels were chosen to be included in the expanded study area.

Chair Howard opened the Public Hearing.

Joe Pon, Corporate Vice President of Applied Materials, and Stan Lew, President of RMW Architecture and Interiors, presented the project including additional images and information.

Commissioner Howe asked the applicants whether they are familiar with the electron microscopes along Central Expressway in non-Applied Materials uses. Mr. Pon stated that while he is not, the Applied Materials facility utilizes electron microscopes and Applied Materials remains sensitive to the concerns of surrounding neighbors.

There were no public speakers for this agenda item.

Chair Howard closed the Public Hearing.

Commissioner Harrison questioned why the property on which the Fry's building is situated was not included in the expanded study area.

Commissioner Harrison asked whether owners of the small parcels to the west of the expanded study area have anything to say about their property's placement

relative to the expanded study area. Assistant Director Miner stated that no outreach meetings are completed at this stage, so it is uncertain what input the owners of those parcels may have.

MOTION: Commissioner Howe moved and Commissioner Harrison seconded the motion to approve Alternative 2 - Initiate a General Plan Amendment study of a larger study area as an industrial intensification site in the General Plan to allow 100% FAR with the preparation of a Specific, Area, or Precise Plan (as shown in Attachment 7 to the report), with modifications.

The modifications are as follows:

1.) Revise the staff report so that the map on page five excludes two parcels on East California Avenue (214 Commercial Street and 989 E California Avenue) since they were not part of the applicants' proposed study area.

2.) Revise the staff report so that the text on page seven indicates that two parcels on Commercial Street are recommended by staff to be included in the expanded study area.

Commissioner Howe stated that he believes this General Plan Initiative is an excellent way of moving forward and noted that Applied Materials has contributed to the City's success. He unveiled his appreciation for the company's efforts and plan concepts, and he looks forward to working on the plan as it progresses.

Commissioner Harrison spoke in favor of the motion due, in part, to its ability to increase available industrial jobs within the City.

Commissioner Rheume voiced his support of the motion and echoed Commissioner Howe's comments. He recognized Applied Materials' role in the City's success and proposed more open space in the upcoming plans.

Chair Howard stated that he is in support of the motion and in agreement with comments made by his fellow Commissioners. He then acknowledged that improving the City's supply chain for semiconductor manufacturing is in the best interest of the City, the nation, and humanity. Lastly, he revealed his hope that the practices of the company will be addressed in the Environmental Impact Report that will follow.

The motion carried by the following vote:

Yes: 6 - Chair Howard
Vice Chair Pyne
Commissioner Harrison
Commissioner Howe
Commissioner Rheume
Commissioner Weiss

No: 0

These recommendations will be forwarded to the City Council for consideration at the September 28, 2021 meeting.

3. [21-0862](#) **Proposed Project:**
DESIGN REVIEW for a new two-story single-family residence with 4,257 square feet gross floor area (3,815 square feet living area and 442 square foot garage) and 43.6% Floor Area Ratio (FAR).
Location: 575 Crawford Drive (APN: 201-34-010)
File #: 2020-7579
Zoning: R-0
Applicant / Owner: Deng Design Studio (applicant) / Chaolin Chiang (owner)
Environmental Review: A Class 3 Categorical Exemption relieves this project from the CEQA provisions.
Project Planner: Aastha Vashist, (408) 730-7458, avashist@sunnyvale.ca.gov

Associate Planner Aastha Vashist presented the staff report with a slide presentation.

Commissioner Weiss inquired about the use of spandrel glass for the windows located on the second floor (as seen on page A-500.1 of Attachment 5). Associate Planner Vashist recommended that Commissioner Weiss verify this information with the applicant as it might be an error in the representation.

Commissioner Rheume requested further explanation on the staff recommendation for the proposed project's garage height. Associate Planner Vashist stated that while the applicants are proposing a nine-foot plate height for the garage and living areas, there will be a two-and-a-half-foot cavity space over the garage that is not required. Therefore, staff recommends that the overall garage height be brought down by two and a half feet. Commissioner Rheume noted that this would result in an imbalance that would offset the symmetry present in the proposed project's

design.

Commissioner Rheume asked whether the proposed project will have a designated area for garbage bins. Senior Planner Noren Caliva-Lepe stated that the City requires garbage bins to be screened, so most residents keep them behind a side yard gate.

Commissioner Harrison engaged in a discussion with Associate Planner Vashist and Senior Planner Caliva-Lepe about whether Planning Commission review would be required if an area of the house is converted to a Junior Accessory Dwelling Unit (JADU) and the square footage of the main house becomes less than 3,600 square feet.

Commissioner Harrison questioned how the extended porch may be accessed. Associate Planner Vashist and Senior Planner Caliva-Lepe confirmed that the canopy over the porch is what will be extended and that the proposed project includes standard Americans with Disabilities Act (ADA) steps leading to the porch. When asked by Commissioner Harrison, Associate Planner Vashist confirmed that extending the porch canopy will minimize the appearance of the stone wall. Commissioner Harrison added that increasing the garage height may accomplish this goal as well, but Associate Planner Vashist reminded her that the proposed project is subject to the City's Single Family Home Design Techniques which recommends the reduction of the parking's visual prominence.

Chair Howard and Associate Planner Vashist deliberated upon the possibility of the area above the garage being converted to an Accessory Dwelling Unit (ADU) or second floor deck at a later time. Associate Planner Vashist informed him that while the proposed project's design does not currently include plans for a second-floor deck or ADU, it does have the potential to include one in the future.

Chair Howard opened the Public Hearing.

Kevin Chiang, son of Chaolin and Janie Chiang (the homeowners at 575 Crawford Drive), presented the project including additional images and information.

Commissioner Harrison initiated a conversation about the proposed project's ceiling height. Kevin explained that while some modern homes have a ceiling height of up to twelve feet, a ceiling height of nine feet and an overall height of twenty-eight feet will maintain the modern look of the proposed project without exceeding the height

of neighboring homes.

Commissioner Harrison invited Kevin to share his thoughts on the garage height being lowered so that it sits below the porch canopy. Kevin responded that in the event this is done, he is open adding a three-foot decorative railing on the second floor to maintain the symmetrical balance of the proposed project's design.

Commissioner Harrison asked whether there are plans to convert the first-floor area of the proposed project, which contains a wet bar, into an ADU. Kevin and Mrs. Chiang stated that they have no current plans to convert the space to an ADU and confirmed that the wet bar takes up room since the master bedroom is large enough to accommodate one.

Commissioner Weiss asked whether the second-floor windows would use spandrel glass. Kevin responded that this glass would be in use to maintain the proposed project's exterior appearance while obstructing public view of its interior.

Commissioner Weiss confirmed with Kevin that the tall hedges to the right of the proposed project will be kept since they serve as both a natural barrier and privacy screen.

Commissioner Weiss quizzed Kevin about whether the property at the proposed project site is currently occupied. He, along with Mrs. Chiang, revealed that while the property is currently being rented, its renters have been made aware far in advance of plans for the proposed project.

Chair Howard commended Kevin for his presentation and noted the applicants' efforts to embed symmetry and other aesthetic qualities into the proposed project's design.

Vice Chair Pyne questioned the height measurement of the proposed project's garage door. The proposed project's architect, Jeremy Deng, confirmed that the garage height is eight feet which is the standard height for garage doors.

There were no public speakers for this agenda item.

Chair Howard closed the Public Hearing.

MOTION: Commissioner Rheaume moved and Commissioner Howe seconded the

motion to approve Alternative 2 - Approve the Design Review with modified conditions.

The modified Conditions of Approval are as follows:

- 1.) Remove Recommended Condition of Approval PS-1.a regarding the garage height.
- 2.) Remove Recommended Condition of Approval PS-1.b regarding the extension of the entry porch canopy.

Commissioner Rheaume spoke in favor of the motion and mentioned that he is fond of the proposed project's symmetry, vaulted roof lines, and windows that are in line with the vaulted ceilings. Overall, Commissioner Rheaume found the proposed project to have a quality design.

Commissioner Howe voiced his support of the motion.

Commissioner Harrison stated that she is in support of the motion and finds that maintaining the height of the garage door rather than lowering it is detrimental to the proposed project's overall architecture.

Commissioner Weiss confirmed that she will be approving the motion and she noted how the proposed project incorporates symmetry and balance, has a striking and thoughtful architecture, and will be quite an addition and improvement to the neighborhood. She also applauded the Chiang family's explanations and involvement with designing the proposed project.

Vice Chair Pyne assured that he will be voting in favor of the proposed project as it is a good addition to the neighborhood and will invite neighboring homes to look as nice. He also mentioned his strong appreciation for the symmetry of the proposed project's design as well as the thought that went into it.

Chair Howard clarified with other Planning Commissioners what the motion for this agenda item is and what the proposed modified conditions entail. Following this, he spoke in favor of the proposed project.

The motion carried by the following vote:

Yes: 6 - Chair Howard
Vice Chair Pyne
Commissioner Harrison
Commissioner Howe
Commissioner Rheaume
Commissioner Weiss

No: 0

This decision is final unless appealed or called up for review by the City Council by 5:00 PM on Tuesday, September 28, 2021.

STANDING ITEM: CONSIDERATION OF POTENTIAL STUDY ISSUES

INFORMATION ONLY REPORTS/ITEMS

4. [21-0886](#) Planning Commission Proposed Study Issues, Calendar Year: 2022
(Information Only)

NON-AGENDA ITEMS AND COMMENTS

-Commissioner Comments

Commissioner Weiss shared that on Saturday, September 11, 2021, Pat Castillo passed away. In addition to serving as a City Council member, Commissioner Weiss stated that Pat Castillo will be missed and remembered for her many contributions to the City, her beautiful garden, and the receptions she organized.

Vice Chair Pyne described his first day participating in the 2021 Annual American Planning Association (APA) Conference as a positive experience thus far as it has prompted ideas about potential study issues.

Commissioner Harrison's comments regarding the APA conference echoed that of Vice Chair Pyne's. In particular, she noted several sessions of interest to her that centered on migration from the Bay Area to surrounding areas as well as the income levels of those migrating.

Commissioner Howe recognized Pat Castillo as a City Council member, mayor, and President of the League of California Cities. He acknowledged that she will be missed by his family and the community. Lastly, Commissioner Howe spoke of his

appreciation of Dave Simons' efforts as a Planning Commissioner and revealed that he thinks highly of him.

Chair Howard seconded Commissioner Howe's comments.

-Staff Comments

Assistant Director Miner expressed shock and sadness at the news of Pat Castillo's passing. He regarded her as a wonderful person and loved working with her.

Assistant Director Miner informed the Commissioners that on September 8, 2021, the City Council considered and approved the True Life Project on Fremont Corners.

Assistant Director Miner announced that on September 14, 2021, the City Council will be considering the Lawrence Station Area Plan and the Intuitive Surgical Inc. project.

Assistant Director Miner revealed his plans for retirement in November 2021 and called attention to his positive relationship with the Planning Commissioners by thanking them for their work efforts and friendship. Commissioner Rheume congratulated Assistant Director Miner on his retirement. Commissioner Harrison articulated that she is both shocked and happy for Assistant Director Miner. Commissioner Weiss disclosed her hope that the City may find someone who is as proficient and talented as Assistant Director Miner and who has a similar sense of humor. Commissioner Howe advised that Assistant Director Miner will be greatly missed.

ADJOURNMENT

Chair Howard adjourned the meeting at 8:40 PM.



21-0811

Agenda Date: 9/27/2021

REPORT TO PLANNING COMMISSION

SUBJECT

Proposed Project:

SPECIAL DEVELOPMENT PERMIT: to allow a six-story office building with 153,000 square feet and ground floor retail space with 12,735 square feet, 88,915 square feet of parking and 1,019 square feet of service area, and one level of below grade parking.

Location: 300 South Mathilda Avenue (APN: 209-34-019)

File #: 2019-7923

Zoning: DSP (Downtown Specific Plan)/Block 18

Applicant / Owner: STC Venture LLC (applicant and owner)

Environmental Review: No additional review required as pursuant to CEQA Guidelines Section 15168(c)(2) and (4) - environmental impacts of the project are addressed in the Downtown Specific Plan Program Environmental Impact Report (EIR) (State Clearinghouse #2018052020).

Project Planner: Aastha Vashist, (408) 730-7458, avashist@sunnyvale.ca.gov

REPORT IN BRIEF

General Plan: Transit Mixed Use

Existing Site Conditions: Vacant lot

Surrounding Land Uses

North: Office building

South: Bank and surface parking lot

East: Retail and residential

West: Retail and residential

Issues: Consistency with the Downtown Specific Plan (DSP)

Staff Recommendation: Make the required Findings required to approve the CEQA determination that the project is consistent with the Downtown Specific Plan's Program Environmental Impact Report and no additional environmental review is required and approve the Special Development Permit based on Findings in Attachment 3 of the report and Recommended Conditions of Approval in Attachment 4 of the report.

BACKGROUND

Description of Proposed Project

The proposed project (by CityLine) is located on Subblock 1 which is a part of Block 18 of the DSP. The entire Block 18 is bordered by S. Mathilda Avenue, S. Sunnyvale Avenue, W. Washington Avenue, and W. McKinley Avenue, and includes existing office, retail, and residential buildings. Subblock 1 is bordered by S. Mathilda Avenue, W. McKinley Avenue, Booker Avenue, and the area referred to as Aries Way.

Subblock 1 is currently developed with a four-story retail and multi-family building to the east, and a two-story bank building with a surface parking lot to the south (the bank site is not part of the CityLine

development). The proposed project includes the redevelopment of the 1.9-acre vacant site located mostly in the north western part of the block with one six-story mixed-use building that includes:

- Ground floor consisting of:
 - 8,732 square feet of retail space facing S. Mathilda and W. McKinley Avenue,
 - 4,003 square feet of Makerspace* on S. Mathilda Avenue,
 - 2,002 square feet of the lobby on the area referred to as Aries Way,
 - 18,471 square feet of the parking area, and
 - 3,667 square feet of the shared service area for hallways, loading and solid waste on Booker Avenue.
- **The applicant defines a “Makerspace” as a shared workspace where people with common interests can socialize and collaborate.*
- The proposed parking is arranged in three parking levels containing 252 parking spaces at the underground, ground, and second-floor levels.
- The remaining upper floors will contain a total of 153,000 square feet of office space for use by future tenants.
- Additionally, improvements along N. Mathilda Avenue, W. McKinley Avenue, Aries Way, and Booker Avenue frontages are proposed.

A Special Development Permit (SDP) is required for review and approval by the Planning Commission for the site and architectural review. As part of the adopted 2020 Development Agreement between the City of Sunnyvale and STC Venture LLC (CityLine), an increased building height of up to 90 feet (for this site) is allowed. The Development Agreement also allows a maximum of 652,801 square feet of additional office space for the entire development area on Block 18, and 181,931 square feet of newly constructed commercial space permitted.

See Attachment 1 for a map of the vicinity and mailing area for notices and Attachment 2 for the Data Table of the project.

Previous Actions on the Site

All of Block 18 has been subject to various SDPs based on multiple proposals for redevelopment. The following are more recent actions on the site:

- A Development Agreement (DA) was approved in 2020 for Block 18 (Ord. No. 3164-20), which granted increased dwelling units, increased office square footage and increased site-specific building heights. Specifically, the DA allowed six (6) stories and 90 feet height for the project site. The City would receive a Community Benefit contribution of \$10,632,040 for office space in excess of the base amount, point of sale for all new development (construction/development taxes benefits to the City), publicly accessible parking in Sub-Block 3 North, and a dynamic parking system integrated with the existing public parking in Block 18.
- A Special Development Permit (2020-7110) was approved by the Planning Commission on March 29, 2021 for two seven-story office buildings with approximately 499,800 square feet and ground floor retail space with approximately 50,900 square feet, 22,105 square feet of flex space, and 37,415 square feet of shared services and two levels of below-grade parking on the northern part of the Subblock 3 adjacent to Washington Avenue. This project includes the Community Benefit contribution of about \$7.4 million for office space above the base.

- A Special Development Permit (2020-7262) was approved by the Planning Commission on January 11, 2021 for a twelve-story mixed-use building with 479 residential dwelling units, approximately 30,000 square feet of commercial space, and two levels of underground parking on the south half of Subblock 3.

EXISTING POLICY

Downtown Specific Plan Goals and Policies: The vision, key goals, and policies from the Downtown Specific Plan which pertain to the proposed project have been included in the Findings in Attachment 3.

Applicable Design Guidelines: The DSP includes Design Guidelines in Chapter 6 that are broken down by General Design Guidelines, Building Type-Specific Guidelines, and the Commercial Core Design Guidelines. The proposed project is consistent with the design guidelines and they are included in the Findings for Approval in Attachment 3.

ENVIRONMENTAL REVIEW

As part of the review of the amendments to the DSP, the City prepared a Draft and Final Environmental Impact Report (collectively, "EIR") (State Clearinghouse #2018052020) pursuant to the California Environmental Quality Act (CEQA). The EIR provided a program-level review of the environmental impacts of the DSP amendments as well as a project-level review of six specific development proposals within the DSP, including the development proposed by the applicant.

Certification of the EIR included a Mitigation Monitoring and Reporting Program (MMRP) with provisions to reduce the potentially significant impacts to a less than significant level, although some impacts would remain significant and unavoidable after mitigation. A Statement of Overriding Considerations for significant unavoidable impacts to cultural and historic resources, noise, utilities, and traffic was adopted by the City Council as part of its action on the EIR. An adopted Statement of Overriding Considerations is deemed by the certification of the EIR to be applicable to subsequent projects that are consistent with or that implement the DSP's goals and objectives. As the lead agency, the City of Sunnyvale implements the adopted MMRP for each subsequent project that includes the approved mitigation measures of the EIR.

The DSP EIR analyzed four projects located within Block 18, which included Subblock 1 (300 S. Mathilda Avenue/Subject Site), Subblock 3 (200 W. Washington Avenue and 200 S. Taaffe Street), Subblock 2 (300 W. Washington) and Subblock 6. The DSP EIR analyzed a total of 793 dwelling units, 164,906 square feet of commercial space and 856,199 square feet of office space. While the proposed project is 5,604 square feet over the anticipated commercial square footage for the site, it is still under the total studied for all of Block 18. Staff is tracking the anticipated, approved, and remaining development potential for Block 18 to ensure that development remains within the scope of the DSP EIR and the Development Agreement.

The proposed office and commercial space for the project is within the scope of the DSP EIR that was studied for Block 18 and is therefore exempt from additional CEQA review because the proposed project was specifically analyzed in the EIR and because it has no additional significant impacts that were not analyzed as part of the programmatic EIR for development in the DSP area (CEQA Guidelines Section 15168(c)(2) and (4) and Public Resources Code Section 21094(c)).

The 300 Mathilda Avenue Specific Development MMRP has been incorporated into the Recommended Conditions of Approval in Attachment 4.

DISCUSSION

Present Site Conditions

The existing 1.9 acres site is vacant and undeveloped. The perimeter of the site includes streetscape improvements on S. Mathilda and W. McKinley Avenue. No other improvements or development exist on the site except for ground signage.

Development Standards

Development Intensities

The DSP provides a total base allocation of 387,000 square feet of office, and 181,931 square feet of commercial space for Block 18. The Development Agreement provides an additional allocation of 265,801 square feet of bonus office space for the four projects proposed in Block 18. The following table identifies the current remaining development potential of the 2020 DSP plus the approved Development Agreement, as well as the remaining potential for the other projects in Block 18.

TABLE 1. BLOCK 18 DEVELOPMENT POTENTIAL (based on the planning applications)		
	Commercial SF	Office SF
2020 DSP Base	181,931	387,000
DA Allowance	-	265,801
Total	181,931¹	652,801
Subblock 3S (2020-7262)	29,355	0
Subblock 3N (2020-7110)	110,408	499,775
Subblock 1 (2019-7293)	8,732- retail 4,003- makerspace Total 12,735 s.f.	153,000
Remaining as of September 27, 2021	29,433 s.f.	26 s.f.

1. Retail square footage is the allowable new construction. The net new retail square footage is 4,131 square feet after demolition of the existing 177,800 square foot building on Sub-Block 3 (Macy's).

The proposed Makerspace may be occupied by niche retail, bicycle lounges, or a traditional maker space for use by artists, and small startups. Staff is classifying the use as a retail space for estimating parking needs and impact fees.

Lot Coverage

The DSP does not provide maximum lot coverage; however, it allows review of proposed lot coverage through the SDP process. The proposed development would cover 50% of the parcel. The proposed lot coverage is less than what is expected within downtown since the site includes the extension of Aries Way, Booker Avenue, and perimeter sidewalks.

Site Layout and Architecture

The project consists of a six-story building with one level of underground parking. The ground floor would be two stories in volume (22-foot plate height) and will include retail on McKinley Avenue, Makerspace on Mathilda Avenue, and a lobby along Aries Way. Service areas and access to the ground and second-floor level parking access will be from Booker Avenue. Access to the lower parking level will be from a ramp near the Aries and W. Iowa Avenue intersection. The portion of the lower parking level located south of Booker Avenue is open to above and screened from the street view by three feet six inches tall wall and landscaping.

The proposed architectural style can be considered contemporary. The ground floor level is well-defined and enriched by a combination of Glass Fiber Reinforced Concrete (GFRC) panels, clear storefront glass, metal panels, and dark bronze painted metal trim. The double-height art walls on Mathilda and Aries Way will add warmth and visual interest at the pedestrian level. Art walls will be maintained by the property owners and will be subject to review and approval by the Arts Commission (Attachment 4, BP-14).

The proposed 360-degree architecture maintains similar level of design and detailing along all the facades. Angled wall planes at the upper floor levels on Mathilda and McKinley Avenue help in establishing a focal point at the street intersection. Vertical metal panel fins with varying depth and width breaks the curtain glass walls, including a staggered pattern of projecting vertical fins on Mathilda and solid flush panels on Booker and Aeries Ave facades. A key element of the proposed design is the wrap-around decks on the upper floor levels on Mathilda and Booker Avenues. Limited window openings and size of glazing on upper floor levels along Aries Way help in minimizing privacy impacts for the adjacent multi-family development.

The project is subject to the General Design Guidelines, Building Type Guidelines, and Commercial Core Guidelines in Chapter 6 of the DSP. The proposed architectural design is consistent with the guidelines by utilizing high-quality materials, creating interesting pedestrian-scale elements that promote activated streets, and massing that is respectful of the surrounding properties. In addition, the building materials and surrounding landscaping have been thoughtfully designed to comply with Bird-Safe Design Guidelines. A table has been included in the Findings for Approval in Attachment 3. A total of one hundred and eight (108) design guidelines were compiled. Of these, twenty-eight (28) were not applicable either due to specific site references or land-use typology. Staff found that the project complies with all the remaining eighty (80) applicable design guidelines.

Refer to the findings in Attachment 3 for staff narrative and justification.

Building Height

The maximum building height allowed in Block 18 in the DSP is 75 feet. The approved Development Agreement allows building height to increase up to 90 feet for Subblock 1. The proposed building height would be 89 feet and 6 inches, measured from the top of curb to the tallest building parapet element.

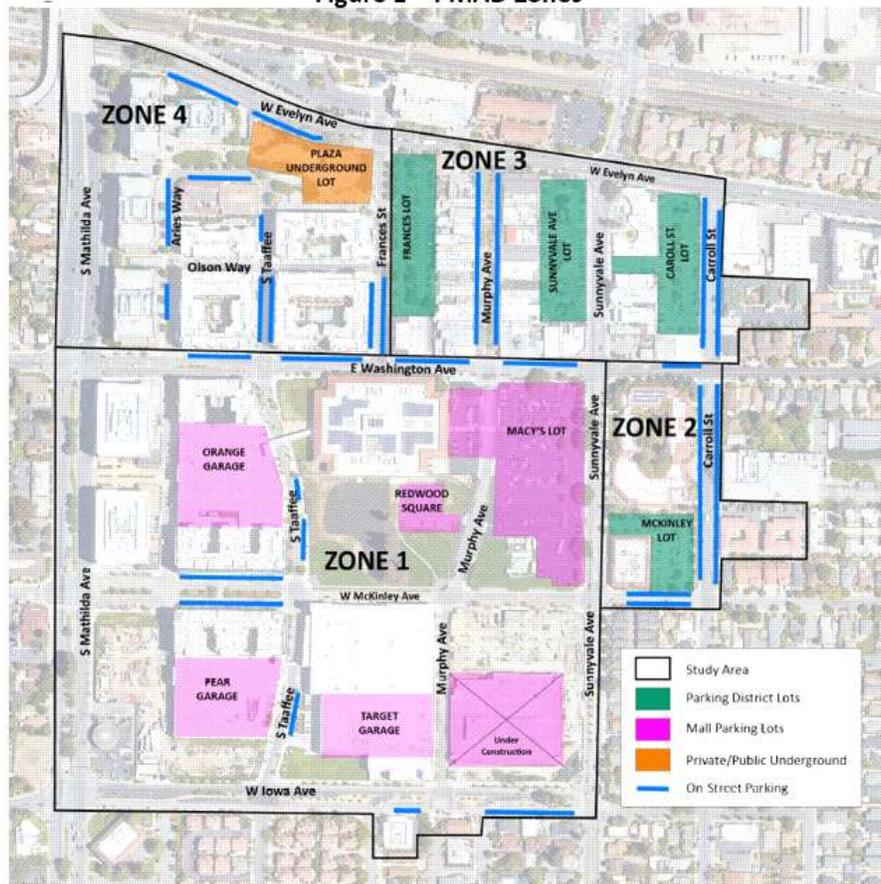
The Zoning Code (Title 19 of the Sunnyvale Municipal Code) limits rooftop mechanical equipment to 25% of the roof area and allows an additional 25 feet in height for such equipment. The project meets the requirement by proposing rooftop mechanical equipment occupying 4.4% of the roof area and an additional 13 feet in height.

Parking

Sunnyvale Municipal Code (SMC) Section 19.28.100 encourages shared parking and requires a

parking study to evaluate actual parking demand. A parking study was prepared by Walker and Associates, dated March 23, 2021 (see Attachment 6). The Study evaluated all existing and proposed projects and parking within Block 18 (CityLine development) and the Parking Management Assessment District (PMAD). Block 18 is located in Zone 1 of the PMAD and currently it is not assessed a parking fee as this area provides its own parking within downtown. It also supplements parking for uses outside of Block 18. Figure 1 illustrates the PMAD zones and parking lots and structures.

Figure 1 – PMAD Zones



Source: Base Aerial Image – Google Earth Professional, 2019; Graphic – Walker Consultants, 2019

The Parking Study considers proposed land uses, drive ratios based on Census data, other data collected for specific developments, non-captive adjustments which take into account people visiting two or more uses, and presence factors that identify peak demand which is typically 2:00 p.m. for most uses. A driving ratio adjustment is the percentage of patrons and employees that are projected to drive to the site in a personal vehicle expressed as a ratio. Based on the analysis, the overall public parking demand for Block 18 upon completion of the proposed projects will be 1,618 parking spaces, where 2,995 public parking spaces will be available during the weekday with an additional 786 spaces in the evenings and weekends. This results in an 81% utilization rate with 559 additional public spaces available on the weekdays (peak parking demand) and an additional 786 spaces during evening hours and weekends. Figure 6 in the Walker Parking Study provides a breakdown of uses and parking demand of the subblocks in Block 18. It is worth noting that Subblock 6 was evaluated as its current use, a surface parking lot. When a development application for Subblock 6 is submitted for City review, Walker and Associates will evaluate the proposal as it relates to parking in all of Block 18. The DA further requires landowner to construct publicly available parking in new

parking garages in Sub-Blocks 3 and 6 at no cost to the City, which shall also be available to serve the Historic Murphy Avenue.

The Parking Study includes several recommendations including ensuring there is a balanced distribution of parking and ensuring that there is not spill over outside of Block 18 (Zone 1 of the PMAD). These recommendations have been included in the Recommended Conditions of Approval in Attachment 4. Additionally, as part of the considerations for adopting the amendments to the DSP, a Downtown Parking Analysis was also considered. It included a list of short-term and long-term techniques to improve the operations of the Downtown Parking Management Assessment District. One long-term recommendation was the formation of a Transportation Management Association (TMA) for Downtown. Staff has included a condition of approval requiring the applicant/ownership to participate in the TMA when it is established in the future.

Bicycle Parking: SMC Section 19.28.100 requires bicycle parking requirements to comply with the Santa Clara Valley Transportation Authority (VTA) Guidelines. Pursuant to the VTA guidelines, the project requires 30 bicycle parking spaces (21 Class I and 9 Class II bicycle parking spaces), where 70 Class I bicycle spaces are proposed. Staff has included a condition of approval requiring 9 Class II bicycle spaces to be installed on the site. Class II bicycle parking spaces are typically for a short-term use and includes bicycle racks to which a bicycle can be locked.

Parking Adjustment: The DSP requires a minimum of two (2) parking spaces per 1,000 square feet for office space and two (2) parking spaces per 1,000 square feet for retail mixed-use. The DSP also requires a parking analysis for downtown projects with shared parking and within the Parking Assessment District. Lastly, the Zoning Code allows for adjustments to parking requirements based on specific findings.

The following tables provide a breakdown of the required and proposed parking for the project.

Parking Breakdown			
Use Type	Square Feet	Parking Ratio	Parking Required
Office	153,000	2 per 1,000 s.f.	306
Retail	8,732	2 per 1,000 s.f.	18
Maker's Space	4,003	2 per 1,000 s.f.	9
Total			333
Total Provided On-Site			252
Total Off-Site			81

The proposed project would provide 252 standard parking spaces on-site for the office space during the day, with an additional 81 standard spaces located in the "Pear" parking garage on S. Taaffe Street. The "Pear" (325 S. Taaffe Street) parking garage would be used by visitors to the ground floor retail use and office overflow. During the evenings and weekends, the on-site parking garage would be used by commercial uses and the public. The project includes a parking adjustment to allow 81 off-site parking spaces. These off-site spaces would be predominately used during the weekdays.

As noted in the parking analysis, Block 18 provides 559 extra spaces during the peak public parking demand due to complementary uses, off-site employee parking, and proximity to Caltrain and the

VTA bus hub. Therefore, staff finds that the parking reduction on this site can be absorbed by the extra parking spaces within Block 18. To ensure parking supply would be efficiently managed and potential spillover parking would be reduced, a parking management plan would be required to identify parking locations for the overflow office tenants and retail use employees and patrons within the PD-1 (Pear) garage at 325 S Taaffe St.

Slopes of Garage Ramps: The Citywide Parking Structure Design Guidelines include a guideline regarding parking structure ramps. Specifically, Guideline PL-3 states the following:

- *PL-3. Maximum vehicle ramp grade should be 12 percent with minimum 10-12-foot long transitions at the top and bottom of the ramp.*

When the DSP was updated last year, a design guideline was included, which acknowledged that due to lot configurations downtown, steeper garage slopes may be considered. Specifically, the design guideline states the following:

- *CC-D.8 Given the tighter constraints Downtown, parking garage ramps may be steeper than the City's Parking Structure Design Guidelines, subject to City review for pedestrian and vehicle safety.*

Staff has worked with the applicant to ensure that the ramp exits have clear visibility of pedestrians. The ramp access to the lower parking level is provided from Aries Way and to the second-floor level parking level is provided from Booker Avenue. To allow a clear line of sight, the ramps are unobstructed from structures, doors, and the height of guardrails are limited to a maximum of three feet six inches. The proposed driveway ramps are at 17% with a transition area at the top and bottom of the ramps. Parking garage driveway transition slopes range from 4% to 8% at a depth of around 10 feet.

The City's Traffic Division found that the slopes along with the additional proposed measures for avoiding pedestrian and vehicular conflict are acceptable. The applicant proposes notification equipment including mirrors, audible warnings and signs at the garage entrances and exits to warn pedestrians of exiting cars. Since the adopted DSP acknowledged that steeper ramps may be needed, staff can support the request of increased ramp slopes with the additional safety measures included in the project (included in the Findings in Attachment 3 - Design Guidelines Table).

Traffic

The proposed project and density were evaluated in the EIR. The EIR identified potential traffic impacts with mitigations included in the Mitigation Monitoring and Reporting Program (MMRP). The proposed project would be responsible for its fair share contributions to several intersections and roadway improvements. The project would also contribute to the City's Transportation Impact Fee, which covers projects identified in the Downtown Specific Plan Amendments EIR.

TDM Measures

As part of the MMRP for the EIR, the project is required to implement a Transportation Demand Management Plan (TDM) with an overall reduction of 6% in vehicle trips. The final plan shall be submitted and approved prior to the issuance of a building permit for the structure.

Landscaping and Streetscape Improvements

DSP requires landscaping for all the areas that are not devoted to driveways and access zones. The project will be installing new sidewalks, street trees, streetlights, and public realm furniture around the perimeter of the project site. The project proposes thirty-five (35) 48-inch box trees. Site improvements including updating the street frontages of the project site are pursuant to the DSP standards. A deviation from the DSP streetscape standards including modified tree spacing and a planter strip will be required for enhanced visibility of the area adjacent to the Wall Art on Mathilda Avenue. Staff is supportive of the proposed deviation only for the frontage of the Wall Art (Attachment 4, PS-1). The rest of the street frontages should meet the DSP streetscape standards. Other site improvements include the excavation for the underground garage located under the proposed building for the office tenants.

Green Building Requirements

The proposed project would be LEED Gold with USBC Certification. The project would not be requesting any incentives as part of the Green Building Program.

Solid Waste

Solid waste pick-up would occur along Booker Avenue. Bins would be moved out onto the staging area via a service and loading area. The angled staging area will be located near the Booker Avenue and Aries Way corner and screened from the view. The applicant would be solely responsible for the maintenance and operation of all solid waste on-site.

Public Art

The applicant is working with the Sunnyvale Visual Arts Coordinator for placement of art throughout Block 18. The project would be required to provide artwork on the site or in-lieu fee based on the valuation of the proposed project. Final art pieces and locations would be subject to review and approval by the Arts Commission.

Bird Safe Design

The proposed project was reviewed against the City's Bird Safe Design Guidelines by Live Oak Associates, Inc (date August 25, 2021, see Attachment 7). The review found that location of the building is not in an area of high potential bird strikes due to its urban setting. Overall, the project complies with Option 2 of the City's Bird Safe Design Guidelines. Live Oak Associates did note a concern with the transparent corners. Staff has included a condition of approval to comply with Live Oak and Associates review and to work with staff on the treatment options for the transparent corners of the proposed building.

FISCAL IMPACT

No fiscal impacts other than normal fees and taxes are expected. The project would be contributing a Transportation Impact Fee estimated at \$814,877, a Housing Mitigation Fee estimated at \$2,526,121, and a Public Art equivalent estimated at \$274,264. The project would also be contributing towards the project's fair share (\$288,003) for traffic related improvements identified in the Downtown Specific Plan Environmental Impact Report. The project would also register all construction sales tax for the project with the State which would direct that revenue back to the City. Lastly, a contribution to the Community Benefit Fund of \$3,189,612, which is the proportional contribution of the \$10,632,040 required in the DA, based on the proposed square feet of Bonus Office Square Footage. The office building approved at 200 W Washington Avenue (2020-7110) is required to pay the remaining \$7,442,428. [Staff notes that the approved DA locks in the project Impact Fees based on the fiscal

year 2019/20 fees until March 2023.]

PUBLIC CONTACT

Neighborhood Outreach Meeting

The applicant held a virtual community outreach meeting on July 15, 2021. Over ten community members attended the meeting, who were generally supportive of the project. Staff and the applicant answered questions regarding construction duration and proposed uses.

Planning Commission Study Session(s):

On August 24, 2020, the project's site plan and architecture were reviewed and commented on by the Planning Commission, with the following major recommendations:

- Consider relocation of the lobby to Mathilda Avenue or McKinley Avenue for enhanced visibility.
- Explore ways to have a more well-defined and visually distinct building middle and top.
- Enhance the elevation along Mathilda by extending the corner treatment at Mathilda/McKinley intersection to the building corner at Booker/Mathilda intersection.
- Explore ways to activate the ground floor façade facing Mathilda Avenue by addition of a larger storefront and addition of a pedestrian entry along the street.
- Enhance the elevations along Aeries and Booker Avenue by addition and continuity of the similar level of details and articulation as that along the main streets.
- Add landscaping to minimize the visual prominence of the garage entry.

In response, the applicant revised ground floor entries on Mathilda Avenue to create a more inviting pedestrian experience. Building facades along Aries and Booker Avenue were also revised to include recessed infill panels for adding depth and play of shadow and light to the façade. Due to the constraints and challenges of locating the lobby along the main streets, the applicant found that Aries Way was the most appropriate location for the main lobby. Relocation of the lobby would have interfered with the high-volume traffic on Mathilda Avenue and retail space on McKinley Avenue; the proposed location allows for more convenient drop-off of visitors/employees of the building.

On November 23, 2020, the project's revised architectural design was reviewed and commented on by the Planning Commission. The following comments were made:

- Consider using a lighter color finish for the mechanical penthouse
- Reconsider the selection of liquidambar trees

In response, the applicant replaced the dark bronze color finish for the mechanical penthouse with a lighter gray color finish. Staff added Condition of Approval BP-16 to plant trees in-lieu of liquidambar subject to approval by the City Arborist.

Notice of Public Hearing

- Published in the *San Jose Mercury News* newspaper
- Posted on the site
- 3,115 notices mailed to property owners and residents within 2,000 feet of the project site, the Charles Street 100, Sunnyvale West and Heritage District Neighborhood Associations and the Downtown Sunnyvale Associations.

Staff Report

- Posted on the City's website

Agenda

- Posted on the City's official notice bulletin board
- Posted on the City's website

Public Contact: Staff has not received any written comments at the time that the staff report was written.

ALTERNATIVES

1. Make the required Findings required to approve the CEQA determination that the project is consistent with the Downtown Specific Plan's Program Environmental Impact Report and no additional environmental review is required and approve the Special Development Permit based on Findings in Attachment 3 of the report and Recommended Conditions of Approval in Attachment 4 of the report.
2. Make the required Findings required to approve the CEQA determination that the project is consistent with the Downtown Specific Plan's Program Environmental Impact Report and no additional environmental review is required and approve the Special Development Permit based on Findings in Attachment 3 of the report and Recommended Conditions of Approval in Attachment 4 of the report subject to modified Conditions of Approval.
3. Deny the Special Development Permit and provide direction to staff and applicant on where changes should be made.

STAFF RECOMMENDATION

Alternative 1:

Make the required Findings required to approve the CEQA determination that the project is consistent with the Downtown Specific Plan's Program Environmental Impact Report and no additional environmental review is required as pursuant to the California Environmental Quality Act Guidelines Section 15168(c)(2) and (4) and approve the Special Development Permit based on Findings in Attachment 3 of the Report and Recommended Conditions of Approval in Attachment 4 of the Report.

Prepared by: Aastha Vashist, Associate Planner

Reviewed by: Shaunn Mendrin, Principal Planner

Reviewed by: Noren Caliva-Lepe, Principal Planner

Reviewed by: Andrew Miner, Assistant Director Of Community Development

Approved by: Trudi Ryan, Director, Community Development Department

ATTACHMENTS

1. Site, Vicinity and Public Notice Mailing Map
2. Project Data Table
3. Recommended Findings
4. Recommended Conditions of Approval
5. Proposed Site and Architectural Plans
6. Walker & Associates CityLine Parking Study, dated March 23, 2021
7. Live Oak Associates, Inc. Study, dated August 25, 2021