

**PLANNING COMMISSION**

May 6, 2009

Hearing Report

**ROLL CALL**

PRESENT: Commissioners' Cahan, Campos, Do, Jensen, Kamkar, Platten, Zito

ABSENT: None

**1. DEFERRALS**

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- a. **CP07-081.** Conditional Use Permit to allow a 4,500 square foot addition to an existing private school gymnasium on a 4.6 gross acre site in the R-1-8 Single-Family Residence Zoning District, located on east side of South King Road, approximately 840 feet south of Enesco Avenue (2790 S. King Road)(Liberty Baptist Church, owner). Council District 8. SNI: West Evergreen. CEQA: Exempt. Deferred from 4/8/09. *PROJECT MANAGER, S.DO*

**DEFERED TO 5/27/09 AT APPLICANT'S REQUEST (7-0-0)**

**2. CONSENT CALENDAR**

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- a. **CP09-018** Conditional Use Permit to allow medical office uses in an existing industrial condominium on a 3.26 gross acre site in the IP Industrial Park Zoning District, located on the east side of Lundy Avenue, 350 feet southerly of Concourse Drive (2050 Concourse Drive, Unit 78)(Son Nguyen, Willow Glen Investments, LLC, owner). Council District 4. SNI: None. CEQA: Exempt. *PROJECT MANAGER, S.DO*

**APPROVED (7-0-0)**

- b. **CP07-003.** Conditional Use Permit for the off-sale of beer and wine for an existing grocery store on a 0.72 gross acre site in the CN Neighborhood Commercial Zoning District, located on the southeast corner of Monterey Road and Rancho Drive (3894 Monterey Rd)(Peter J Thurston, Owner). Council District 7. SNI: None. CEQA: Exempt. *PROJECT MANAGER, E.SCHREINER*

**APPROVED (7-0-0)**

Access the video, agenda, and related reports for this meeting by visiting the City's website at:

<http://www.sanjoseca.gov/planning/hearings/>

- c. **CP09-005.** Conditional Use Permit to allow continued operation of a drinking and entertainment establishment with after midnight use and no new construction for an existing bar/night club (Splash) on a 0.05 gross acre site in the DC Downtown Primary Commercial Zoning District, located on the northeast corner of Post Street and Lightston Alley (65 POST ST)(Alexander Gomez, Tenant). Council District 3. SNI: None. CEQA: Exempt. *PROJECT MANAGER, S.ZARNOWITZ*

**APPROVED (7-0-0)**

- d. **CP09-001** Conditional Use Permit Renewal for an existing eating, drinking and entertainment establishment (Capers Loft) with late night use until 2:00 a.m. in the DC Downtown Primary Commercial Zoning District, located on the east side of South 2nd Street approximately 150 feet north of East San Fernando Street (90 S. 2<sup>nd</sup> Street)(Genesis Group, A Cal Ptnsp, Owner). Council District 3. SNI: None. CEQA: Exempt. *PROJECT MANAGER, S.ZARNOWITZ*

**APPROVED (7-0-0)**

**3. PUBLIC HEARING**

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- a. **CITY'S PROPOSED 2010-2014 CAPITAL IMPROVEMENT PROGRAM.**  
Approval of the Planning Commission's report to the City Council transmitting comments and recommending adoption of the Proposed 2010-2014 Capital Improvement Program (CIP). *PROJECT MANAGER, M.BILLS*

**RECOMMENDED APPROVAL (7-0-0)**

**4. PETITIONS AND COMMUNICATIONS**

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*NONE*

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

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*NONE*

## **6. GOOD AND WELFARE**

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a. Report from City Council

*Director noted formal council budget consideration started today.*

b. Commissioners' Report from Committees:

1. Norman Y. Mineta San José International Airport Noise Advisory Committee (Campos).

*Meeting scheduled for 5/14/09*

2. Envision San José 2040 General Plan Update Process (Kamkar).

*Report given*

c. Review Synopsis from 4/22/09

*Approved (6-0-0-1; Cahan Abstained)*

d. Consider Study Session dates and/or topics.

- \* *On a future agenda, add a Good & Welfare item for discussion of creation of a subcommittee on "environmental" issues and consideration.*
- \* *Add a standing agenda item under Good & Welfare "Subcommittee Reports and Outstanding Business"*
- \* *Add under Subcommittee Reports off-sale of alcohol process (grocery stores) and Deferral Protocol Criteria*

## **ADJOURNMENT**