



MILPITAS PLANNING COMMISSION AGENDA REPORT

PUBLIC HEARING

Meeting Date: July 14, 2010

APPLICATION: **CONDITIONAL USE PERMIT NO. UP09-0040 AND MINOR SITE DEVELOPMENT NO. MS09-0011**

APPLICATION

SUMMARY:

A request to construct two new 24' tall antennae with enclosures.

LOCATION:

461 S. Milpitas Blvd. (APN: 086-42-016)

APPLICANT:

Globalstar Inc., 461 S. Milpitas Blvd., Milpitas, CA 95118

OWNER:

Adaptec Inc., 461 S. Milpitas Blvd., Milpitas, CA 95118

RECOMMENDATION:

**Staff recommends that the Planning Commission:
Open the public hearing and continue the item to the
September 8, 2010 Planning Commission meeting.**

PROJECT DATA:

General Plan/

Zoning Designation:

Manufacturing & Warehousing / Heavy Industrial (M2)

Overlay:

Site and Architectural Review Overlay District (-S).

CEQA Determination:

Categorically exempt from further environmental review pursuant to Section 15303 of the California Environmental Quality Act Guidelines.

PLANNER:

Cindy Hom, Assistant Planner

PJ:

2609

ATTACHMENTS:

A. Letter from applicant

BACKGROUND

On April 14, 2010, the Planning Commission continued the item to the July 14, 2010 Planning Commission to allow time for the applicant to work with adjacent neighbor's to address their concerns and to allow for a Telecommunication Commission review of the project.

Since the hearing, the applicant submitted revised drawings for consideration. Based on the review of the project plans and documents for Telecommunication Commission, the submittal was deemed incomplete. The designer who prepared the original plans dropped out of the project and therefore, the applicant requests another continuance to allow time to obtain a new architect for the preparation of revised site plans and elevations.

The applicant also met with Magic Technologies regarding potential public health concerns from any radiation emissions. As a result, the applicant prepared a radiation study that will be included for Telecommunication Commission and Planning Commission review.

RECOMMENDATION

STAFF RECOMMENDS THAT the Planning Commission continue the item to the September 8, 2010 Planning Commission meeting.

Attachments: A. Letter from applicant

Globalstar

461 South Milpitas Blvd
Milpitas, Ca. 95035

City of Milpitas
Planning Division
455E. Calaveras Blvd.
Milpitas, Ca. 95035
Attention Ms. Cindy Hom

June 29, 2010

Ms. Cindy Hom

Dear Madam:

This is to inform you that we are requesting a continuance on our project to install 2 antennas in the back of our building located at the above address. The conditional use permit no. is UP09-0040 and MS09-011. We have hired a new architect that will complete the project. We should be prepared for the September Planning Meeting.

Sincerely,



John Celton
Facilities Manager

