



**Regular Meeting Agenda**  
**Planning Commission**

*Mohammad Habib - Chair*  
*Malisha Kumar - Vice-Chair*  
*Joseph Mueller - Planning Commissioner*  
*Wayne Tanda - Planning Commissioner*  
*Laura Gonzalez-Escoto - Planning Commissioner*  
*Liam Downey - Planning Commissioner*  
*Juan Miguel Munoz-Morris - Planning Commissioner*

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**Tuesday, November 10, 2020 7:00 pm**

**Virtual Zoom Meeting**

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**MEETING GUIDELINES**

In accordance with Executive Order N-25-20 and guidance from the California Department of Public Health on gatherings, remote public participation is allowed. We will address the Order in the following ways:

Members of the public may NOT physically attend meetings at the Morgan Hill City Council Chamber.

The Planning Commission meeting will be live streamed on Channel 17 and on the City's website. Those members of the public wishing to participate remotely may do so via the electronic meeting at: <https://bit.ly/111020PlanningCommissionMtg> or by calling in to: (669) 900-9128, then enter the meeting ID 890 8268 5644.

Public comment for Planning Commission meetings will be accepted via email to [pcpubliccomment@morganhill.ca.gov](mailto:pcpubliccomment@morganhill.ca.gov). Members of the public participating in the electronic meeting wishing to speak may do so during public comment.

**CALL TO ORDER**

**ROLL CALL ATTENDANCE**

**DECLARATION OF POSTING AGENDA**

Pursuant to Government Code Section 54954.2

## **PLEDGE OF ALLEGIANCE**

## **OPEN PUBLIC COMMENT PERIOD**

Members of the public are entitled to address the Planning Commission concerning any item within the Morgan Hill Planning Commission's subject matter jurisdiction. Public comments are limited to no more than three minutes. Except for certain specific exceptions, the Planning Commission is prohibited from discussing or taking action on any item not appearing on the posted agenda. (See additional noticing at the end of this agenda)

## **ORDERS OF THE DAY**

### **CONSENT AGENDA**

#### **1. APPROVE THE OCTOBER 13, 2020 MEETING MINUTES**

Recommendation:

Approve Minutes.

#### **2. APPROVE THE OCTOBER 27, 2020 MEETING MINUTES**

Recommendation:

Approve Minutes.

## **PUBLIC HEARINGS**

#### **3. UP2020-0005: CONDIT-AT&T: CONDITIONAL USE PERMIT TO ALLOW FOR THE INSTALLATION OF A NEW 71-FOOT LIGHT POLE WITH NINE PANEL ANTENNAS, 18 REMOTE RADIO UNITS, FOUR DC-9 SURGE SUPPRESSORS, EQUIPMENT CABINETS AND A 30KW GENERATOR. THE PROPERTY, IDENTIFIED BY ASSESSOR PARCEL NUMBER 817-13-001, IS LOCATED AT THE MORGAN HILL SPORTS CENTER.**

Recommendation:

1. Open/close the public hearing; and,
2. Adopt Resolution approving the Conditional Use Permit.

#### **4. ZA2020-0001: MUNICIPAL CODE AMENDMENT AMENDING SECTION 8.28.040 (ENUMERATION OF UNLAWFUL NOISES) OF CHAPTER 8.28 (NOISE) OF TITLE 8 (HEALTH AND SAFETY) AND AMENDING VARIOUS CODE PROVISIONS WITHIN TITLE 18 (ZONING) OF THE MUNICIPAL CODE OF THE CITY OF MORGAN HILL IMPLEMENTING MINOR AMENDMENTS DUE TO CLERICAL ERRORS AND INCONSISTENCIES; AMENDING CHAPTER 18.52 (FENCES AND WALLS) OF TITLE 18 (ZONING) TO CLARIFY AND ESTABLISH DESIGN AND SCREENING REQUIREMENTS OF FENCES AND WALLS; AND TO ESTABLISH CHAPTER 18.115 (GENERAL PLAN AMENDMENTS) OF TITLE 18 (ZONING) OF THE MUNICIPAL CODE OF THE CITY OF MORGAN HILL ESTABLISHING PROCEDURES FOR AMENDING THE GENERAL PLAN**

Recommendation:

1. Open/close the public hearing; and,
2. Adopt Resolution recommending City Council approval of the Zoning Amendment.

## **DIRECTOR'S REPORT/ANNOUNCEMENTS**

### **ADJOURNMENT**

## NOTICE

*All public records relating to an open session item on this agenda, which are not exempt from disclosure pursuant to the California Public Records Act that are distributed to a majority of the legislative body less than 72 hours prior to an open session, will be made available for public inspection at the Office of the City Clerk at Morgan Hill City Hall located at 17575 Peak Avenue, Morgan Hill, CA, 95037 at the same time that the public records are distributed or made available to the legislative body. (Pursuant to Government Code 54957.5)*

## PUBLIC COMMENT

*Members of the Public are entitled to directly address the Commission concerning any item that is described in the notice of this meeting, before or during consideration of that item. If you wish to address the Commission on any issue that is on this agenda, please complete a speaker request card located in the foyer of the Commission Chambers, and deliver it to the Minutes Clerk prior to discussion of the item. You are not required to give your name on the speaker card in order to speak to the Commission, but it is very helpful. When you are called, proceed to the podium and the Mayor will recognize you. If you wish to address the Commission on any other item of interest to the public, you may do so during the public comment portion of the meeting following the same procedure described above. Please limit your comments to three (3) minutes or less.*

*Please submit written correspondence to the Minutes Clerk, who will distribute correspondence to the Commission.*

*Persons interested in proposing an item for the Commission agenda should contact a member of the Commission who may plan an item on the agenda for a future Commission meeting. Should your comments require Commission action, your request may be placed on the next appropriate agenda. Commission discussion or action may not be taken until your item appears on an agenda. This procedure is in compliance with the California Public Meeting Law (Brown Act) Government Code §54950.*

*City Council Policies and Procedures (CP 03-01) outlines the procedure for the conduct of public hearings. Notice is given, pursuant to Government Code Section 65009, that any challenge of Public Hearing Agenda items in court, may be limited to raising only those issues raised by you or on your behalf at the Public Hearing described in this notice, or in written correspondence delivered to the Commission at, or prior to the Public Hearing on these matters.*

*The time within which judicial review must be sought of the action by the Commission, which acted upon any matter appearing on this agenda is governed by the provisions of Section 1094.6 of the California Code of Civil Procedure.*

*For a copy of Commission Policies and Procedures CP 97-01, please contact the City Clerk's office (408) 779-7259, (408) 779-3117 (fax) or by email [cityclerk@morganhill.ca.gov](mailto:cityclerk@morganhill.ca.gov).*

## AMERICANS WITH DISABILITIES ACT (ADA)

*In compliance with the Americans with Disabilities Act, if you are a disabled person and you need a disability-related modification or accommodation to participate in this meeting, please contact the City Clerk's Office at (408)779-7259, (408)779-3117 (fax) or by email [cityclerk@morganhill.ca.gov](mailto:cityclerk@morganhill.ca.gov). Requests must be made as early as possible and at least two-full business days before the start of the meeting.*