



**TOWN OF LOS GATOS
COUNCIL AGENDA REPORT**

MEETING DATE: 10/20/2026

ITEM NO: 11

DATE: October 20, 2026
TO: Mayor and Town Council
FROM: Chris Constantin, Town Manager
SUBJECT: **Adopt a Resolution Authorizing the Town Manager to Execute an AB 130 Tolling Agreement for a Townhome Project Located at 15495 Los Gatos Boulevard**

RECOMMENDATION: Adopt a resolution authorizing the Town Manager to execute an AB 130 tolling agreement with the applicant for a townhome project located at 15495 Los Gatos Boulevard.

FISCAL IMPACT:

There are no Town fiscal impacts related to executing the proposed tolling agreement.

STRATEGIC PRIORITY:

This item is not associated directly with a specific strategic priority; however, it aligns with the Town's core goal of good governance.

BACKGROUND:

Government Code Section 65950, as amended by Assembly Bill 130 ("AB 130"), establishes an expedited review timeline and requires notice providing California Native American tribes an opportunity to consult with the Town. Staff is requesting Town Council authorization for the Town Manager to execute an AB 130 tolling agreement between the Town and the applicant for a townhome project at 15495 Los Gatos Boulevard. The proposed agreement would extend the otherwise applicable statutory deadline by mutual agreement.

PREPARED BY: Gabrielle Whelan
Town Attorney

Reviewed by: Town Manager, Assistant Town Manager, Town Attorney, and Administrative Services Director

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SUBJECT: **AB 130 Tolling Agreement for a Townhome Project Located at 15495 Los Gatos Boulevard.**

DATE: October 20, 2026

The planning application for this project is complete. Once a planning application has been deemed complete, AB 130 requires the Town to provide notice of an opportunity for California Native American tribes to consult on the project. Several tribes wish to consult. Pursuant to Government Code Section 65950(a)(7), the Town is required to consider the project for approval or disapproval within 30 days of concluding the tribal consultation, or within 30 days from the expiration of the Town's deadline to conduct its consistency review.

Town Code Sections 29.20.750-755 require both Planning Commission and Town Council review of the townhome project. Based on the legal requirement that the Town Council meeting notice include the Planning Commission's recommendation, there is insufficient time to notice and conduct both meetings and render a decision within the 30-day deadline.

DISCUSSION:

The applicant has agreed to toll the AB 130 deadline so that the Town has up to 45 days after the Planning Commission's review in which to hold the Town Council hearing.

CONCLUSION:

Staff recommends that the Town Council adopt a resolution authorizing the Town Manager to execute the AB 130 Tolling Agreement.

COORDINATION:

This staff report was coordinated with the Community Development Department.

ENVIRONMENTAL ASSESSMENT:

This is not a project defined under CEQA, and no further action is required (CEQA Guidelines Section 15378.)

Attachments:

1. Resolution
2. AB 130 Tolling Agreement