



**TOWN OF LOS GATOS
COUNCIL AGENDA REPORT**

MEETING DATE: 12/20/2022

ITEM NO: 11

DATE: December 16, 2022
TO: Mayor and Town Council
FROM: Laurel Prevetti, Town Manager
SUBJECT: Consider a Request for a Continuance for an Appeal of a Planning Commission Decision to Deny a Fence Height Exception Request for Construction of a Six-Foot Fence Located Within the Required Front Yard Setback and a Vehicular Gate Set Back Less than 18 Feet from the Edge of the Adjacent Street on Property Zoned R-1:10. APN 523-04-043. PROPERTY OWNER/APPELLANT: David and Ilana Kohanchi. APPLICANT: Nina Guralnic.

REMARKS:

On November 9, 2022, the Planning Commission considered an appeal of a Community Development Director denial of an exception request for construction of six-foot tall fencing located within the required front yard setback and construction of a vehicular gate with reduced setbacks. The Planning Commission denied the appeal and upheld the Community Development Director denial of the fence height exception request.

On November 14, 2022, the decision of the Planning Commission was appealed to the Town Council by the property owners, David and Ilana Kohanchi. Pursuant to Town Code Section 29.20.280, the appeal must be heard within 56 days of the Planning Commission hearing and in this case by January 4, 2023. The Council must at least open the public hearing for the item, and it may continue the matter to a date certain.

Attachment 1 includes a request for a continuance of the item to a date certain of January 17, 2023. Because this item was publicly noticed and because the Town Code requires that the Town hold a public hearing within 56 days of an appeal, staff recommends that the Town Council open the public hearing to take public comments from any members of the public who will not be able to attend the January 17, 2023, meeting and continue the appeal hearing to January 17, 2023.

PREPARED BY: Savannah Van Akin
Assistant Planner

Reviewed by: Town Manager, Assistant Town Manager, Town Attorney, and Community Development Director

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SUBJECT: 755 Blossom Hill Road/FHE-21-003

DATE: December 16, 2022

Attachment:

1. Request for Continuance, dated December 13, 2022