



# CITY OF NEWARK

## Planning Commission

City Hall, City Council Chambers

Various Locations, Newark, CA 94560 | (510) 578-4330 | E-mail: [planning@newark.org](mailto:planning@newark.org)

### AGENDA

Tuesday, February 8, 2022  
7:30 P.M.

**THIS IS A MEETING BY VIRTUAL TELECONFERENCE ONLY THAT WILL BE CONDUCTED PURSUANT TO ASSEMBLY BILL 361 (2021). THE CITY COUNCIL CHAMBERS WILL NOT BE OPEN. REFER TO THE END OF THE AGENDA TO REVIEW OPTIONS FOR PARTICIPATING IN THE MEETING REMOTELY OR TO SUBMIT PUBLIC COMMENTS VIA EMAIL.**

#### A. ROLL CALL

#### B. MINUTES

**B.1 Approval of Minutes of the regular Planning Commission meeting of December 14, 2021.**

**(MOTION)**

#### C. WRITTEN COMMUNICATIONS

#### D. ORAL COMMUNICATIONS

*Members of the public are invited to address the Planning Commission on any item not listed on the agenda. Public Comments are generally limited to 5 minutes per speaker. Please note that State law prohibits the Commission from acting on non-agenda items.*

#### E. PUBLIC HEARINGS

**E.1 Hearing to consider Night Co., a Conditional Use Permit to allow a restaurant with live entertainment within a shopping center facility at 39055 Cedar Blvd. #198 (APN 901-0188-001-00). The subject site is zoned NC: Neighborhood Commercial**

and has a General Plan Land-Use designation of Neighborhood Commercial –  
Shaveta Sharma, Contract Planner

(RESOLUTION)

## F. STAFF REPORTS

## G. COMMISSION MATTERS

**G.1 Report on City Council actions.**

**G.2 Election of Officers**

**G.3 Amend Meeting Time in Planning Commission By-Laws**

## H. ADJOURNMENT

### **IMPORTANT NOTICE REGARDING PLANNING COMMISSION MEETING**

Due to the COVID-19 pandemic, the City of Newark made changes related to Planning Commission meetings to protect the public's health and prevent the disease from spreading locally. As a result of the COVID-19 public health emergency and pursuant to Assembly Bill 361 (2021), **the City Council Chambers will be closed to the public.** Members of the public should attempt to observe and address the Planning Commission using the below technological processes.

This meeting is being conducted utilizing teleconferencing and electronic means as allowed by California Assembly Government Code 54953(e).

Chairperson Aguilar, and Commissioners Becker, Fitts, Otterstetter, Bogisich will be attending this meeting via teleconference. Teleconference locations are not open to the public. All votes conducted during the teleconferencing session will be conducted by roll call vote.

#### **How to view the meeting remotely:**

Livestream online at YouTube – [Streaming Meetings](#)

#### **How to participate in the meeting remotely, via Zoom Webinar:**

From a PC, Mac, iPad, iPhone or Android device: <https://us06web.zoom.us/j/88574229267>

From a telephone dial 1 669 900 9128, Webinar ID 885 7422 9267

Provide live, remote public comments when the Chairperson calls for comments. Use the raise your hand feature in Zoom to be called upon to speak.

Submission of Public Comments: Public comments received by 4:00 p.m. on the Planning Commission meeting date will be provided to the Planning Commission and considered before Planning Commission action. Comments may be submitted by email to [planning@newark.org](mailto:planning@newark.org). Comments may also be submitted via e-mail to [planning@newark.org](mailto:planning@newark.org) at any time prior to closure of the public comment portion of the item(s) under consideration.

Reading of Public Comments: The Administrative Support Specialist will read aloud email comments received during the meeting that include the subject line "FOR THE RECORD" as well as the item number for comment, provided that the reading shall not exceed five (5) minutes, or such other time as the Planning Commission may provide, consistent with the time limit for speakers at a Planning Commission meeting and consistent with all applicable laws. Matters brought before the Planning Commission that require Council action may be either referred to staff or placed on a future Planning Commission agenda.

**Commission Meeting Access/Materials:**

The agenda packet is available for review at [Agenda and Minutes](#). The packet is typically posted to the City website the Friday before the meeting, but no later than 72 hours before the meeting.

Pursuant to Government Code 54957.5, supplemental materials distributed less than 72 hours before this meeting, to a majority of the Planning Commission, will be made available for public inspection at this meeting and will be posted, if time allows, at [Agendas and Minutes](#). Materials prepared by City staff and distributed during the meeting are available for public inspection at the meeting or after the meeting if prepared by some other person. Documents related to closed session items or are exempt from disclosure will not be made available for public inspection. For those persons who require special accommodations, please contact the Administrative Support Specialist at least two days prior to the meeting at [planning@newark.org](mailto:planning@newark.org) or 510-578-4330.