DRAFT

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF SAN JOSE REZONING CERTAIN REAL PROPERTY OF AN APPROXIMATELY 2.0-GROSS ACRE SITE LOCATED AT THE SOUTHEAST CORNER OF TRADE ZONE BOULEVARD AND LUNDY STREET (2222 TRADE ZONE BOULEVARD), FROM THE IP INDUSTRIAL PARK ZONING DISTRICT TO THE TEC TRANSIT EMPLOYMENT CENTER ZONING DISTRICT

WHEREAS, all rezoning proceedings required under the provisions of Chapter 20.120 of Title 20 of the San José Municipal Code have been duly had and taken with respect to the real property hereinafter described; and

WHEREAS, an Addendum to the Final Program Environmental Impact Report for the Envision San José 2040 General Plan (the "FEIR"), for which findings were adopted by City Council through its Resolution No. 76041 on November 1, 2011, and Supplemental Environmental Impact Report for the Envision San José 2040 General Plan (the "SEIR"), through Resolution No. 77617, adopted by City Council on December 15, 2015, and Addenda thereto, all in conformance with the California Environmental Quality Act, was prepared and approved by the Planning Director for the subject rezoning; and

WHEREAS, the City Council of the City of San José is the decision-making body for the proposed subject rezoning to the TEC Transit Employment Center Zoning District; and

WHEREAS, this Council of the City of San José has considered and approves the application and use of said Addendum as the appropriate environmental clearance for this proposed project prior to taking any approval actions on the project;

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DRAFT – Contact the Office of the City Clerk at (408) 535-1260 or CityClerk@sanjoseca.gov for final document.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SAN JOSE:

SECTION 1. The recitals above are incorporated herein.

SECTION 2. All that real property hereinafter described in this section, hereinafter referred to as "subject property," is hereby rezoned as TEC Transit Employment Center Zoning District.

The subject property referred to in this section is all that real property situated in the County of Santa Clara, State of California, described in Exhibit "A" and depicted in Exhibit "B" attached hereto and incorporated herein by this reference.

SECTION 3. The district map of the City is hereby amended accordingly.

SECTION 4. The land development approval that is the subject of City File No. C18-031 is subject to the operation of Part 2.75 of Chapter 15.12 of Title 15 of the San José Municipal Code. The applicant for or recipient of such land use approval hereby acknowledges receipt of notice that the issuance of a building permit to implement such land development approval may be suspended, conditioned or denied where the City Manager has determined that such action is necessary to remain within the aggregate operational capacity of the sanitary sewer system available to the City of San José or to meet the discharge standards of the sanitary sewer system imposed by the California Regional Water Quality Control Board for the San Francisco Bay Region.

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PASSED FOR PUBLICATION of title this ___ day of _____, 2019 by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

SAM LICCARDO
Mayor

ATTEST:

TONI J. TABER, CMC
City Clerk

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MEI #18054 **October 8, 2018**

EXHIBIT "A"
2222 TRADE ZONE BLVD.
SAN JOSE, CA

C18-031

LEGAL DESCRIPTION

All that certain real property lying within the City of San Jose, State of California described as follows:

All of Parcel 56 as shown on Parcel Map recorded on July 21, 1978 in Book 423 of Maps at pages 39, 40 and 41, Santa Clara County Records, said parcel being more particularly described as follows:

Beginning at a point lying on the easterly boundary line of Lundy Avenue at the corner common to said Parcel 56 and Parcel 57 as shown on said Parcel Map;

Thence, along the common boundary line to said Parcels 56 and 57, N 86°86'29" E, 357.75 feet to the westerly boundary line of Tract No. 6692 as shown on map filed on September 25, 1979 in Book 450 at Pages 16 and 17, Santa Clara County Records;

Thence, along the westerly boundary line of said Parcel 58, N 3°23'31" W, 235.00 feet, to the southerly boundary line of Trade Zone Boulevard shown as Trimble Road on said map;

Thence, along said southerly boundary line of Trade Zone Boulevard, N 84°10'36" W, 265.42 feet;

Thence, along a curve with a radius of 50.00 feet deflecting to the left through an angle of 90°00'00" and arc distance of 78.54 feet to said easterly boundary line of Lundy Avenue;

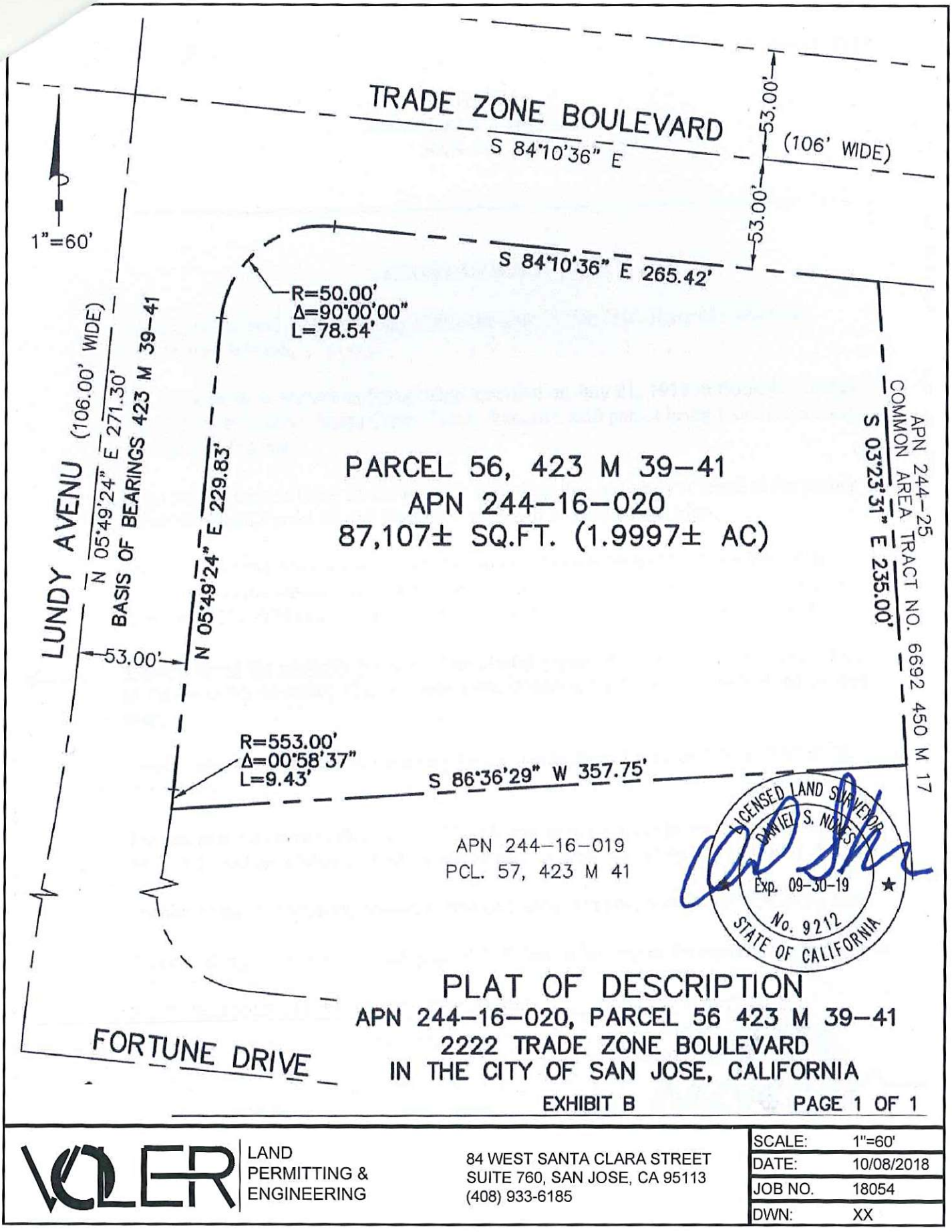
Thence, along said easterly boundary line of Lundy Avenue, S 0°49'24" E, 229.83 feet;

Thence, along a curve with a radius of 553.00 feet deflecting to the right through an angle of 00°58'37" and arc distance of 9.43 feet to the Point of Beginning and containing 87,107 square feet, (1.9997 acres), more or less.



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EXHIBIT "B"
(File Nos. C18-031; CP18-036)



PLAT OF DESCRIPTION

APN 244-16-020, PARCEL 56 423 M 39-41
2222 TRADE ZONE BOULEVARD
IN THE CITY OF SAN JOSE, CALIFORNIA

EXHIBIT B PAGE 1 OF 1

VOLER LAND PERMITTING & ENGINEERING

84 WEST SANTA CLARA STREET
SUITE 760, SAN JOSE, CA 95113
(408) 933-6185

SCALE:	1"=60'
DATE:	10/08/2018
JOB NO.	18054
DWN:	XX

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