

RESOLUTION NO. _____

**A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN JOSE APPROVING REVISIONS TO COUNCIL
POLICY 6-5 RELATING TO POLICIES GOVERNING
STREET NAMING AND RENAMING**

WHEREAS, the City Council of the City of San José (“City”) initially adopted City Council Policy 6-5, “Street Naming and Renaming,” by City Council action on March 13, 1972, which policy has since been amended by the City Council on May 10, 2005 and December 16, 2008 (“Council Policy 6-5”); and

WHEREAS, the City Council desires to amend Council Policy 6-5 to change the definition of the term “Affected Property Owners” from property owners and/or occupants and businesses located along the street whose name is proposed for change to property owners and/or occupants and businesses with an address on the street whose name is proposed for change; and

WHEREAS, the policy is necessitated by the often controversial nature of street naming, which is linked to either the cost of changing an address, or the identity associated with a particular name, and that the policy currently gives equal weight to property owners and businesses regardless of whether they actually front onto the street in question, thus, meaning that an owner or proprietor whose property is not directly “affected”, by virtue of them fronting onto an adjacent street, has an equal voice to those who do; and that if a property backs up to the street being considered for a name change, or has an address on a different street, that parcel should not be included in a vote tally to determine “major” or “minor” status, or ultimately, whether the application should proceed through the process; and

WHEREAS, given the importance of thorough community engagement as applications for renaming streets are considered — regardless of frontage or address — the City Council desires all properties that are along or touch the street are included in city outreach efforts; and

WHEREAS, the City Council desires to amend Council Policy 6-5 to update the definition of “Affected property owners”; and

WHEREAS, this Council Policy 6-5 supersedes City Council Policy 6-5 approved by the City Council on December 16, 2008;

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

The revised City Council Policy entitled “Street Naming and Renaming”, which revised policy is attached hereto as Exhibit “A” and incorporated herein by this reference as though fully set forth herein, is hereby approved and shall, as of the date and time of adoption of this Resolution, replace City Council Policy 6-5, initially approved by the City Council on March 13, 1972 and revised on May 10, 2005 and December 16, 2008.

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ADOPTED this _____ day of _____, 2020, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

SAM LICCARDO
Mayor

ATTEST:

TONI J. TABER, CMC
City Clerk

EXHIBIT "A"

City of San José, California

COUNCIL POLICY

TITLE: STREET NAMING AND RENAMING	PAGE: 1 of 4	POLICY NUMBER 6-5
EFFECTIVE DATE: March 13, 1972	REVISED DATE: December 16, 2008 <u>August 11, 2020</u>	
APPROVED BY COUNCIL ACTION: 3/13/1972; 5/10/2005, Item 2.12, Res. No. 72658; 12/16/2008, Item 6.2, Res. No. 74738; <u>8/11/2020, Item 2.13, Res. No. [REDACTED]</u>		

BACKGROUND

The City Council of the City of San Jose is responsible for the naming of public streets, boulevards, avenues, drives, courts, circles, pedestrian and other public and private rights-of-way. Street renaming is often a serious and complicated matter. It should be a process that is inclusive of the community. The purpose of the policy is to set forward appropriate criteria and a process by which streets are renamed in the City of San José. The policy places a heavy burden and strict criteria on street name change proponents due to the disruption a name change can cause existing businesses, the post office and the initial, temporary confusion that can be caused and potential removal of significant names of historical meaning. However, not all street renamings are complicated. For proposed Street Renamings of minor rights-of-way, a streamlined process is available.

PURPOSE

The City Council desires to establish uniform guidelines to govern the naming of streets and the changing of street names in order to avoid potential conflicting names or misunderstandings and to promote the public welfare and general convenience of the community.

POLICY

New Streets and Other Named Rights of Way

It is the policy of the City of San Jose that the names for new public and private streets and other named rights of way:

- A. Are to be selected by the developer and submitted to the Department of Planning, Building and Code Enforcement for clearance and approval before the tract map is recorded.
- B. Must meet with the approval of the County Communications Department and the U.S. Post Office.
- C. That continuing for some length in one general alignment shall have only one name.

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- D. Will usually be called "court" when they are cul-de-sacs; however, "place" is acceptable.
- E. A cul-de-sac may carry the same name as the street at its open-end.
- F. That are loop streets will usually be called "circle".
- G. The maintenance and future use of names with historic significance within Santa Clara Valley is encouraged.

Renaming of Other Named Major Rights of Way

It is the policy of the City of San Jose that the renaming of public and private streets and other named rights of way that are major thoroughfares shall follow the criteria and process set forth below:

1. Renaming of public or private streets or other named rights of way shall fully implement the Council Policy on Public Outreach, specifically including early consultation with the affected community, multi-lingual notices in English, Spanish, and Vietnamese (and including any other language that is reasonably known to be prominent in the area) and translation.
2. Prior to submitting an application to the Planning Division, the applicant is responsible for holding at least one public meeting noticed in English, Spanish, and Vietnamese (and including any other language that is reasonably known to be prominent in the area) to all affected property owners and/or occupants and businesses.
3. "Affected property owners" means property owners and/or occupants and businesses located along with an address on the street whose name is proposed for change.
4. Submit a completed application to the Planning Division of the Department of Planning, Building, and Code Enforcement, including:
 - a) The existing street name, the proposed new street name and the reasons for the requested street name decision must be submitted.
 - b) A location map showing the street or the portion of a street proposed for renaming.
 - c) The required application, environmental and outreach fees.
 - d) The applicant's proof of legal residency or business address in the City of San José. This may be in the form of a utility bill with the applicant's name and address listed.
 - e) A list of names and addresses of all affected property owners and occupants with their corresponding Assessor's Parcel Number.
 - f) A petition signed and dated by a majority (over fifty percent) of the affected property owners with their printed names and addresses next to their signatures and that:
 - g) indicates their support of the proposed street renaming, and

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- h) the signatures are no more than two years old upon time of submittal to the City of San José, and
5. Each and every petitioner must be an affected property owner.
 6. The applicant will be responsible for providing a utility bill from each signatory as a method for verifying signatures collected.
 7. Renaming of streets with names of Santa Clara Valley historic significance is discouraged.
 8. Renaming of streets the contained in the City of San José's Historic Resources Inventory or that may have potential historical significance, shall be referred to the Historic Landmarks Commission for review and recommendation.
 9. The Planning staff shall hold at least one public meeting in accordance with the Council Policy on Public Outreach on the proposed renaming prior to the Planning Commission's public hearing.
 10. Staff shall prepare a report and recommendation to the Planning Commission (and any other appropriate commission) and a subsequent memo to the City Council addressing the Commission's recommendation on a proposed street renaming application.

Renaming of Other Named Minor Rights of Way

Notwithstanding the foregoing, it is also the policy of the City of San Jose that the renaming of minor public and private streets and other minor rights of way shall follow the more streamlined criteria and process set forth below:

1. Renaming of minor public or private streets or other minor rights of way shall fully implement the Council Policy on Public Outreach.
2. Submit a completed application to the Planning Division of the Department of Planning, Building, and Code Enforcement, including:
 - a) The existing street name, the proposed new street name and the reasons for the requested street name decision must be submitted.
 - b) A location map showing the street or the portion of a street proposed for renaming.
 - c) The required application, environmental and outreach fees.
 - d) A list of names and addresses of all affected property owners and occupants with their corresponding Assessor's Parcel Number.
3. The Planning staff may hold one public meeting in accordance with the Council Policy on Public Outreach on the proposed renaming prior to the Planning Commission's public hearing, per the discretion of the Director of Planning.
4. The Planning Staff will mail out notices to all property owners and tenants within a 300-foot radius of the street proposed to be renamed.

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5. The Planning staff may schedule an application directly to City Council, per the discretion of the Director of Planning.
6. The renaming of minor public or private streets or other minor rights-of-way means those renamings that meet one or more of the following criteria:
 - a) The base name of the street or right of way is not changing and only the suffix is changing; or
 - b) Regardless of the length of the street or right of way proposed to be renamed, no current occupants exist along the street or right-of-way proposed to be renamed; or
 - c) No more than twenty (20) occupied parcels are affected by the proposed renaming.