



Memorandum

TO: HONORABLE MAYOR AND
CITY COUNCIL

FROM: Sara L. Hensley

SUBJECT: BUTCHER PARK MASTER
PLAN AMENDMENT

DATE: 08-24-05

Approved

Date

8/30/05

Council District: 9
SNI Area: N/A

RECOMMENDATION

Approval of an amendment to the Butcher Park Master Plan to include an off-leash dog area.

BACKGROUND

The City's 20-Year Strategic Plan for Parks and Community Facilities (commonly referred to as the "Greenprint") calls for the development of additional off-leash dog parks throughout the City. For the past several years, staff has been evaluating potential sites in District 9 to locate such a facility. Butcher Park, located along Camden Avenue, between Lancaster Drive and Oakwood Avenue, has been identified as a viable option. The purpose of this memorandum is to request an amendment to the park master plan for Butcher Park to allow this use.

ANALYSIS

The review of potential sites included vacant land, City-owned surplus land and existing park sites. Each site was evaluated based on the following criteria: potential cost of the land, location, size/footprint of programmable space, proximity to residents, parking availability, visibility, accessibility and potential impact on existing park uses.

Several community meetings were also held to solicit input from District 9 residents. Strong sentiment was expressed in favor of the creation of additional off-leash dog parks. Residents stated a preference for dog parks within walking distance of their homes, but expressed concern that the chosen site be large enough to accommodate the expected usage. In addition, some residents expressed concerns about traffic and odor-related issues.

Staff was not able to identify viable options that would utilize vacant or City-owned property. As a result, staff proceeded to explore the feasibility of existing park sites. Four parks were evaluated: Doerr Park, Camden Park, Kirk Park and Butcher Park. Doerr and Kirk Parks were dropped from the feasibility list as the community indicated that these parks are currently intensely programmed with sports activities. Camden Park was initially considered but was dropped due to space availability concerns.

Butcher Park was identified as the most viable option. Butcher Park is a neighborhood park whose amenities include a sports field, a basketball court, a playground, picnic benches, a restroom and turf areas. An off-leash area could be situated on a 0.5-acre site within the park and be designed to have separate areas for both big and small dogs. To minimize operation and maintenance costs, the surfacing of the area would consist mainly of decomposed granite. The project would also include installation of fencing, site furnishings and other amenities.

Butcher Park is currently underutilized and the introduction of an off-leash dog area would have a minimal impact on neighbors at its proposed location. Additionally, the site is relatively flat with no vegetation other than a number of mature redwood trees, which will be protected and preserved. Furthermore, the design and development of this proposed off-leash project will fit within the guidelines of the City's Greenprint for Parks and Community Facilities and Programs.

At the March 2, 2005 community meeting, District 9 residents endorsed staff's recommendation to locate the proposed dog park at Butcher Park. It was subsequently presented to the Parks and Recreation Commission for review on June 15, 2005 and the Commission recommended Council approval on July 20, 2005.

If the City Council approves the master plan amendment, project design would begin in late September 2005, construction would start in June 2006, and scheduled for completion by October 2006.

OUTCOME

Approval of the Butcher Park Master Plan Amendment will enable staff to implement the new Butcher Dog Park project with scheduled completion in October 2006.

PUBLIC OUTREACH

As part of the master plan process, at least five community meetings were conducted in the last two years at Doerr Park, Kirk Park, Camden Park and Butcher Park. Meeting notifications were sent to residential homes within a 1,000-foot radius of the meeting locations as well as to neighborhood associations and dog owner associations.

At a community meeting on March 2, 2005 at Butcher Park, the community soundly endorsed staff's recommendation to locate this off-leash facility at Butcher Park. Approximately 100 people attended this meeting and provided input and recommendations. In addition, staff held a meeting with the Dog Park Committee in April 2005 to further solicit input in the design of the dog park and related amenities.

COORDINATION

This memorandum has been coordinated with the City Attorney's Office, the City Manager's Budget Office, the Departments of Public Works, and Planning, Building and Code Enforcement.

COST IMPLICATIONS

1. AMOUNT OF RECOMMENDATION: N/A

2. ESTIMATED COST OF THE PROJECT:

Construction	\$250,000
Project Delivery	85,000
Contingency	<u>25,000</u>
TOTAL	\$360,000

Prior Year Expenditures (9,000)*

REMAINING PROJECT COSTS \$351,000

*Approximately \$9,000 is estimated to be expended/encumbered in 2004-2005 for project delivery costs.

Funding for this project is being provided from the Council District 9 Construction and Conveyance Tax Fund (\$85,000), and Proposition 40 grant funds (\$275,000). On January 27, 2004, the City Council approved Resolutions 71943 and 71944, in support of an application for local assistance grant funds up to \$8,088,000 from the Roberti-Z'berg-Harris Urban Open Space and Per Capita Recreation Grant Programs under the 2002 Resources Bond Act (Proposition 40) as administered by the State of California - Department of Parks and Recreation. Butcher Dog Park was included in the City's application, and the City Council approved an allocation of \$275,000 from Proposition 40 monies for the project. Since Proposition 40 funds are received on a reimbursement basis, the Council District 9 Construction and Conveyance Tax Fund Ending Fund Balance has provided all the funds to construct this project. Once the project is complete and the funds are received from the State, the Ending Fund Balance will be replenished by \$275,000.

3. SOURCE OF FUNDING: 388 – C & C Tax Fund, Council District 9.

4. **FISCAL IMPACT:** This project is consistent with the Council approved Budget Strategy Economic Recovery section in that it will spur construction spending in our local economy. The increased annual operations and maintenance costs for this project are estimated to be \$5,600. The additional operations and maintenance funding will be requested in the 2006-2007 operating budget process.

BUDGET REFERENCE

Fund #	Appn. #	Appn. Name	Total Appn.	2005-2006 Proposed Capital Budget (Page)	Last Budget Action (Date, Ord. No.)
Remaining Project Costs			\$351,000		
Current Funding Available					
388	4175	Butcher Dog Park	\$351,000	V - 556	MBA #60 6/21/05*
Total			\$351,000		

*The 2005-2006 Adopted Capital Budget includes a new allocation of \$326,000 for this project and a \$25,000 rebudget that was approved by the City Council on June 21, 2005.

CEQA

Exempt, PP05-107.


 SARA L. HENSLEY
 Director of Parks, Recreation and
 Neighborhood Services



Memorandum

TO: HONORABLE MAYOR AND
CITY COUNCIL

FROM: Stephen M. Haase

SUBJECT: CAPITOL NO. 52

DATE: August 24, 2005

Approved

Date

8/30/05

COUNCIL DISTRICT: 5

Please place on the Consent Calendar of the September 13, 2005 City Council Agenda:

RECOMMENDATION

Adoption of a resolution initiating proceedings and setting September 27, 2005, at 1:30 p.m. for Council consideration on the reorganization of territory designated as Capitol No. 52 which involves the annexation to the City of San José of 0.32 acres of land more or less, located at the on the northwest corner of Wilbur Avenue and Nancy Lane and adjacent to the City of San José annexation Capitol No. 42-A and the detachment of the same from Central Fire Protection, Area No.01 (Library Services) County Services, County Lighting Services, and Sanitation District 2-3. A map showing the affected territory is attached.

CEQA

GP2020 EIR (Resolution No. 65459). (File No. C05-023).


STEPHEN M. HAASE, DIRECTOR
Planning, Building and Code Enforcement

EXHIBIT "A"

CAPITOL No. 52

All that certain property situated in the City of San Jose, County of Santa Clara, State of California, described as follows:

All of lot 23 and a portion of Wilbur Avenue.

Beginning at the most northerly common corner of Lot 23 and Lot 24, as said common corner and lots are shown upon that certain Tract No. 561, Hollenback Homesites, recorded October, 1948 in Book 20 of Maps at page 37, Santa Clara County Records, said point being on the southwesterly Right of Way line of Nancy Lane, 60 feet wide; thence from said Point of Beginning S30°48'00"E, 99.56 along the southwesterly right of way for Nancy Lane; thence along a curve to the right from which the radial point bears S59°12'00"W 20.00 feet, through a central angle of 116°20'09" and an arc length of 40.61 feet to a point; thence S 30° 48'00"E 66.90 feet to a point on curve from which the radial point bears N5°59'15"W 541.05 feet; thence along a curve to the right with the radius of 541.05 feet though a central angle of 2°32'28" an arc length of 24.00 feet to a point of reverse curve; thence though a curve to the left from which the radial bears S3°26'47"E 320.00 feet through a central angle of 16°43'00" an arc length 93.36 feet to a point on the City annexation line designated Capitol 42-A; thence N30°47'00"W 143.64 feet along said City of San Jose limit established by annexation Capitol 42-A; thence N59°15'00"E 138.35 feet to the point of Beginning.

Containing approximately 0.32 acres.

This description was prepared from field survey.

The Basis of Bearing for this description is N30°48'00"W along the centerline of Nancy Lane as shown on that Tract Map No. 561 filed for record in book 20 of Maps at page 37, County of Santa Clara, State of California.

Attached hereto is a plat labeled "EXHIBIT B" and by this reference made a part thereof.

Description prepared June 2, 2005.

END OF DESCRIPTION


David Alvarez, Sr. PLS 4050



