

RESOLUTION NO. 74195

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE ADOPTING THE US-101/OAKLAND/MABURY TRANSPORTATION DEVELOPMENT POLICY TO ADDRESS DEVELOPMENT TRAFFIC CAPACITY TO US-101 AND ESTABLISHING A TRAFFIC IMPACT FEE PROGRAM TO FINANCE MODIFICATION OF THE US-101/OAKLAND ROAD INTERCHANGE AND CONSTRUCTION OF THE US-101/MABURY ROAD INTERCHANGE

WHEREAS, the City Council desires to address future development related traffic congestion at the US-101/Oakland Road interchange due to insufficient freeway interchange capacity in the proximity of the US-101/Oakland Road and US-101/Mabury Road corridor; and

WHEREAS, the City Council desires to further increase the freeway interchange capacity for the US-101 freeway to accommodate future smart growth development in the general area of the Oakland/13th and Maury/Taylor corridors by identifying necessary capital improvement projects, including the modification of the US-101/Oakland Road Interchange and the construction of the US-101/Mabury Road Interchange; and

WHEREAS, the City Council desires to further ensure the financial viability for the construction of the identified capital improvement projects that increase freeway access capacity; and

WHEREAS, in order to accomplish these goals of alleviating insufficient freeway interchange capacity and identifying funding resources including a traffic impact fee on new development for necessary capital improvements, the Council desires to adopt the "US-101/Oakland/Mabury Transportation Development Policy" attached hereto as Exhibit "A" (hereinafter "Policy"); and

WHEREAS, the potential environmental impacts related to this proposed Policy were analyzed in the Final Environmental Impact Report/Environmental Assessment (PDC07-015, NR07-002, and PP07-172) entitled, "King and Dobbin Transit Village and US-101/Oakland/Mabury Transportation Development Policy" for which findings were adopted by the City Council on December 18, 2007.

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

SECTION 1. The Policy is hereby adopted to read as set forth in EXHIBIT "A" attached hereto and incorporated herein by this reference to address the traffic congestion at US-101/Oakland Road interchange by completion of capital improvements that include the modification of the US-101/Oakland Road interchange and the construction of the US-101/Mabury Road interchange, and to ensure the financial viability of the completion of the capital improvement projects by requiring a traffic impact fee program for all future development in the general area of the Oakland/13th and Maury/Taylor corridors.

SECTION 2. This Resolution shall take effect on March 6, 2008.

ADOPTED this 18th day of December, 2007, by the following vote:

AYES: CAMPOS, CHU, CONSTANT, CORTESE, LICCARDO,
NGUYEN, PYLE, WILLIAMS; REED

NOES: OLIVERIO

ABSENT: CHIRCO

DISQUALIFIED: NONE

CHUCK REED
Mayor

ATTEST:

LEE PRICE, MMC
City Clerk