

RESOLUTION NO. 74842

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE INITIATING PROCEEDINGS ON ITS OWN MOTION, PURSUANT TO THE PROVISIONS OF CHAPTER 13.48 OF TITLE 13 OF THE SAN JOSE MUNICIPAL CODE, TO DESIGNATE THE WASHINGTON AREA, GENERALLY BOUNDED ON THE NORTH BY INTERSTATE 280, ON THE EAST BY THE REAR PROPERTY LINES OF THE COMMERCIAL PROPERTIES ON THE WEST SIDE OF SOUTH FIRST STREET, ON THE WEST BY THE GUADALUPE RIVER, AND ON THE SOUTH BY PORTIONS OF WILLOW STREET AND THE REAR PROPERTY LINES OF PROPERTIES ON THE NORTH SIDE OF WILLOW STREET, AS A CONSERVATION AREA WITH IDENTIFIABLE ATTRIBUTES EMBODIED BY: (1) ARCHITECTURE, URBAN DESIGN, DEVELOPMENT PATTERNS, SETTING, OR GEOGRAPHY; AND (2) HISTORY

CA09-001

WHEREAS, Chapter 13.48 of Title 13 of the San Jose Municipal Code provides for the designation of any geographically definable area of urban or rural character with identifiable attributes embodied by: (1) architecture, urban design, development patterns, setting, or geography; and (2) history as a Conservation Area by the City Council of the City of San Jose; and

WHEREAS, Chapter 13.48 of Title 13 of the San Jose Municipal Code provides that any geographically definable area can be nominated as a Conservation Area by the City Council, the Historic Landmarks Commission, the Planning Commission or by application of persons who own at least fifty-one percent of the parcels of land proposed to be included in the Conservation Area or the authorized agents of those property owners; and

WHEREAS, Chapter 13.48 of Title 13 of the San Jose Municipal Code provides that before this Council may designate any geographically definable area as a Conservation Area, it shall hold at least one public hearing on such proposed designation, and that before it holds said public hearing, the Council shall refer said proposed designation to the Historic Landmarks Commission and the Planning Commission of the City of San Jose for their consideration at a public hearing, and for their report and recommendation hereon; and

WHEREAS, said Council desires to hold a public hearing on such proposed designation as described hereinafter in Section 1 of this resolution.

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

SECTION 1. The City Council of the City of San Jose, hereby initiates proceedings on its own motion to designate the Guadalupe/Washington Area, generally bounded on the north by Interstate 280, on the east by the rear property lines of the commercial properties on the west side of South First Street, on the west by the Guadalupe River, and on the south by portions of Willow Street and the rear property lines of properties on the north side of Willow Street, as a Conservation Area of identifiable attributes embodied by: (1) architecture, urban design, development patterns, setting, or geography; and (2) history, in accordance with Chapter 13.48 of Title 13 of the San Jose Municipal Code.

SECTION 2. The above stated proposed Conservation Area designation is hereby referred to the Historic Landmarks and Planning Commissions of the City of San Jose for their consideration at a public hearing and for their report and recommendation thereon. The City Clerk is hereby directed to forward a copy of this resolution to the Historic Landmarks and Planning Commissions and to cause notice of said Commissions' hearings on this proposed designation to be given in the manner prescribed in said Chapter 13.48 of Title 13.

SECTION 3. This Council will hold a hearing on such proposed Conservation Area designation on June 2, 2009, at the hour of 7:00 p.m. of said day, in the Council Chambers of the City of San Jose, in City Hall, 200 East Santa Clara Street, San Jose, California, or at its earliest next regular meeting in compliance with said Chapter 13.48

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of Title 13 of the San José Municipal Code. The City Clerk is hereby directed to give notice of the hearing in the manner prescribed in said Chapter 13.48 of Title 13.

ADOPTED this 24th day of March, 2009, by the following vote:

AYES: CAMPOS, CHU, HERRERA, LICCARDO, NGUYEN,
OLIVERIO, PYLE, REED.

NOES: NONE.

ABSENT: CHIRCO, CONSTANT, KALRA.

DISQUALIFIED: NONE.

CHUCK REED
Mayor

ATTEST:

LEE PRICE, MMC
City Clerk

PS:II/207-26