

DRAFT 10/10/2024 *AMA*

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY
OF SUNNYVALE AMENDING TABLE 2.1 PERMITTED
LAND USES CHART OF THE PEERY PARK SPECIFIC
PLAN**

WHEREAS, on September 20, 2016, the City Council adopted the Peery Park Specific Plan (Resolution No. 778-16) and rezoned properties within the area covered by the Specific Plan to the Peery Park Specific Plan District (PPSP) (Ordinance No. 3095-16); and

WHEREAS, Table 2.1 of the Peery Park Specific Plan sets forth those land uses which are permitted in each District with the Plan Area and which type of permit a use requires; and

WHEREAS, by motion adopted following a public hearing on _____, 2024, the Sunnyvale Planning Commission recommended that the City Council adopt the proposed amendments to the Peery Park Specific Plan; and

WHEREAS, the project involves proposed regulations for safe parking for operation and minor alterations of existing facilities involving negligible or no expansion of the existing or primary uses or as a primary use that would not constitute any significant expansion of use. Safe parking would occur in urban areas (developed or vacant) on existing developed lots that are not identified as environmentally sensitive. Minor grading on a grade of 10 percent or less may be required for the creation of a new parking lot for a safe parking site. Sites would be limited to a maximum of 75 vehicles as to minimize impacts to the land and neighboring sites. Operation of safe parking sites include installation of temporary accessory structures to support the use such as portable toilets, hand washing stations, solid waste and recycling bins, lighting, and potable water tanks which can be readily removed from the sites should the safe parking operations cease. Gray water and blackwater would be managed by the Safe Parking Program Operator. Setback requirements would ensure adequate separation from existing residential uses and fire protection clearances between parking spaces. The requirement to comply with the Noise Ordinance would ensure operational noise does not exceed local thresholds. Any proposed larger generators would be subject to air pollution requirements through BAAMQMD's permitting process.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SUNNYVALE THAT:

1. The City Council finds that pursuant to the California Environmental Quality Act (CEQA) Categorical Exemptions Class 1 (CEQA Guidelines Section 15301, Existing Facilities), Class 4 (CEQA Guidelines Section 15304, Minor Alterations to Land), and Class 11 (Section 15311, Accessory Structures), the project is categorically exempt from review. In addition, the action is exempt under CEQA Guidelines Section 15061(b)(3) because it can be seen with certainty that there is

no possibility that the safe parking regulations may have a significant effect on the environment.

2. The City Council concludes that adoption of the amendments to the PPSP constitute a suitable and logical change in the plan for the physical development of the City of Sunnyvale, and it is in the public interest to approve the amendments. The City Council finds that the amended PPSP is consistent with the City's General Plan, and supports the City's long-term goals for the area. Based upon the PPSP's consistency with the General Plan, and subject to the implementation of the previously adopted Mitigation Monitoring and Reporting Program adopted as a condition of approval on September 20, 2016, the City Council approves and adopts the amended PPSP Table 2.1, effective on December 19, 2024, to read as follows:

Table 2.1 Permitted Land Uses Chart

Land Use Category	Specific SMC Standards*	Activity Center	Innovation Edge	Innovation Edge/POA	Mixed Industrial Core	Mixed Commercial Edge
C. Education, Recreation, and Places of Assembly						
6. Places of assembly—Community serving	19.98.020(f)	---	---	C	---	C
<u>7. Safe Parking Site</u>	<u>See SMC 19.66</u>					

3. The Council hereby directs the Planning Division to file a Notice of Exemption regarding the approval of the Project within five business days of adoption of this Resolution.

Adopted by the City Council at a regular meeting held on _____, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

RECUSAL:

ATTEST:

APPROVED:

DAVID CARNAHAN

City Clerk

Date of Attestation: _____

LARRY KLEIN

Mayor

(SEAL)

APPROVED AS TO FORM:

REBECCA L. MOON

City Attorney