

ORDINANCE NO. 3063-15

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY
OF SUNNYVALE AMENDING THE LIST OF OFFICIAL
PLAN LINE MAPS IN SECTION 19.06.050 (MAPS-
ADOPTED-DESIGNATION) OF TITLE 19 (ZONING) OF
THE SUNNYVALE MUNICIPAL CODE TO AMEND THE
MATHILDA AVENUE PLAN LINE**

WHEREAS, the City of Sunnyvale adopted the Official Plan Lines for Mathilda Avenue per Ordinance No. 856, on September 27, 1960; and

WHEREAS, the City has prepared an update for the Official Plan Lines for the portion of Mathilda Avenue between El Camino Real and Washington Avenue to implement the streetscape design standards envisioned by the Downtown Specific Plan (DSP); and

WHEREAS, the Official Plan Lines for the portion of Mathilda Avenue between Washington Avenue and the Northerly City Limits shall remain the same; and

WHEREAS, as part of the process of updating the DSP right-of-way requirements an Addendum to the 2003 Program Environmental Impact Report for the DSP was approved pursuant to Public Resources Code section 15070 and CEQA Guideline 15164, which evaluated the environmental impacts of the proposed changes; and

WHEREAS, Sunnyvale Municipal Code Chapter 19.06 sets forth the requirements for adoption of Official Plan Lines, and provides that the Planning Commission shall review proposed Plan Lines and recommend by resolution that they be adopted; and

WHEREAS, the Planning Commission held a duly noticed public hearing on August 10, 2015, and considered the reports and the proposed Mathilda Avenue Official Plan Lines, and the written and oral comments presented at the public hearing, and by Planning Commission Resolution No. 1-15 recommended adoption of the new Mathilda Avenue Plan Lines that run from El Camino Real to Washington Avenue; and

WHEREAS, the City Council held a duly noticed public hearing on September 29, 2015, and considered the reports and the proposed Mathilda Avenue Official Plan Lines, and the written and oral comments presented at the public hearing, and the adopted Planning Commission Resolution No. 1-15 that recommends adoption of the Mathilda Avenue Official Plan Lines that run from El Camino Real to Washington Avenue; and

WHEREAS, the City Council hereby approves and adopts the revised Official Plan Lines for the subject portion of Mathilda Avenue and now desires to amend the Sunnyvale Municipal Code to reflect the revised plan lines.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF SUNNYVALE DOES ORDAIN AS FOLLOWS:

SECTION 1. SECTION 19.06.050 AMENDED. Section 19.06.050 of Chapter 19.06 (General Plan) of Title 19 (Zoning) of the Sunnyvale Municipal Code is hereby amended and inserted alphabetically the following map:

Section 19.06.050. Maps-Adopted-Designation.

Official plan lines shall be clearly delineated on maps which, together with all data and information indicated thereon, shall upon adoption by the planning commission and the city council, be made a part of this chapter. The maps are:

[list of maps remains unchanged except as modified below:]

Mathilda Avenue: The Official Plan Lines for Mathilda Avenue are divided into two segments:

- (a) Mathilda Avenue: “Official Plan Lines for that portion of Mathilda Avenue between El Camino Real and Washington Avenue” superseding the former Official Plan Line for that portion adopted by Ordinance 856 in 1960; and
- (b) Mathilda Avenue: Official Plan Lines for that portion of Mathilda Avenue between Washington Avenue and the Most Northerly City Limits, as established in “Official Plan Lines for that portion of State Route No. 114 Within the City Limits of Sunnyvale (known as Mathilda Avenue), El Camino Real (U.S. 101) to the Most Northerly City Limits.”

SECTION 2. CEQA. The City Council finds that the proposed Mathilda Avenue Official Plan Lines are consistent with the project analyzed in the Addendum to the Program EIR related to DSP streetscape design and no further review is required.

SECTION 3. RECORDING. Upon City Council adoption of this ordinance, the City Clerk shall record the map for Mathilda Avenue Official Plan Lines for that portion of Mathilda Avenue between El Camino Real and Washington Avenue map with the Santa Clara County Recorder’s Office.

SECTION 4. EFFECTIVE DATE. This ordinance shall be in full force and effect thirty (30) days from and after the date of its adoption.

SECTION 5. POSTING AND PUBLICATION. The City Clerk is directed to cause copies of this ordinance to be posted in three (3) prominent places in the City of Sunnyvale and to cause publication once in The Sun, the official publication of legal notices of the City of Sunnyvale, of a notice setting forth the date of adoption, the title of this ordinance, and a list of places where copies of this ordinance are posted, within fifteen (15) days after adoption of this ordinance.

Introduced at a regular meeting of the City Council held on September 29, 2015, and adopted as an ordinance of the City of Sunnyvale at a regular meeting of the City Council held on _____, 2015, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

RECUSAL:

ATTEST:

APPROVED:

City Clerk
Date of Attestation: _____

Mayor

(SEAL)

APPROVED AS TO FORM:

City Attorney