

ORDINANCE NO. 2950-11

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SUNNYVALE TO AMEND THE PRECISE ZONING PLAN, ZONING DISTRICTS MAP, TO REZONE 1044 EAST DUANE AVENUE FROM M-S/ITR/R-4/PD (INDUSTRIAL AND SERVICE/INDUSTRIAL-TO-RESIDENTIAL/HIGH DENSITY RESIDENTIAL/PLANNED DEVELOPMENT) TO R-3/PD (MEDIUM DENSITY RESIDENTIAL /PLANNED DEVELOPMENT)

THE CITY COUNCIL OF THE CITY OF SUNNYVALE DOES ORDAIN AS FOLLOWS:

SECTION 1. AMENDMENT OF PRECISE ZONING PLAN. The Precise Zoning Plan, Zoning Districts Map, City of Sunnyvale hereby is amended in order to include certain properties within the R-3/PD (Medium Density Residential /Planned Development), as shown on the Map, which properties are currently zoned M-S/ITR/R-4/PD (Industrial and Service/Industrial-to-Residential/High Density Residential/ Planned Development). The location of the properties is set forth on the scale drawing attached as Exhibit "A."

SECTION 2. CEQA-COMPLIANCE. The City Council hereby determines that the Addendum to the Final Environmental Impact Report and Statement of Overriding Consideration prepared for this ordinance have been completed in compliance with the requirements of the California Environmental Quality Act (CEQA) and reflects the independent judgment of the City, and finds that adoption of this ordinance will have no significant negative impact on the area's resources, cumulative or otherwise. The Director of Community Development may file a Notice of Determination with the County Clerk pursuant to CEQA guidelines. Any future project that may benefit from these changes will require analysis of significant environmental impacts assessment, if required by CEQA.

SECTION 3. SECTION 3. EFFECTIVE DATE. This ordinance shall be in full force and effect thirty (30) days from and after the date of its adoption.

SECTION 4. 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 newspaper for 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 March 29, 2011, and adopted as an ordinance of the City of Sunnyvale at a regular meeting of the City Council held on April 5, 2011, by the following vote:

AYES:
NOES:
ABSTAIN:
ABSENT:

ATTEST:

APPROVED:

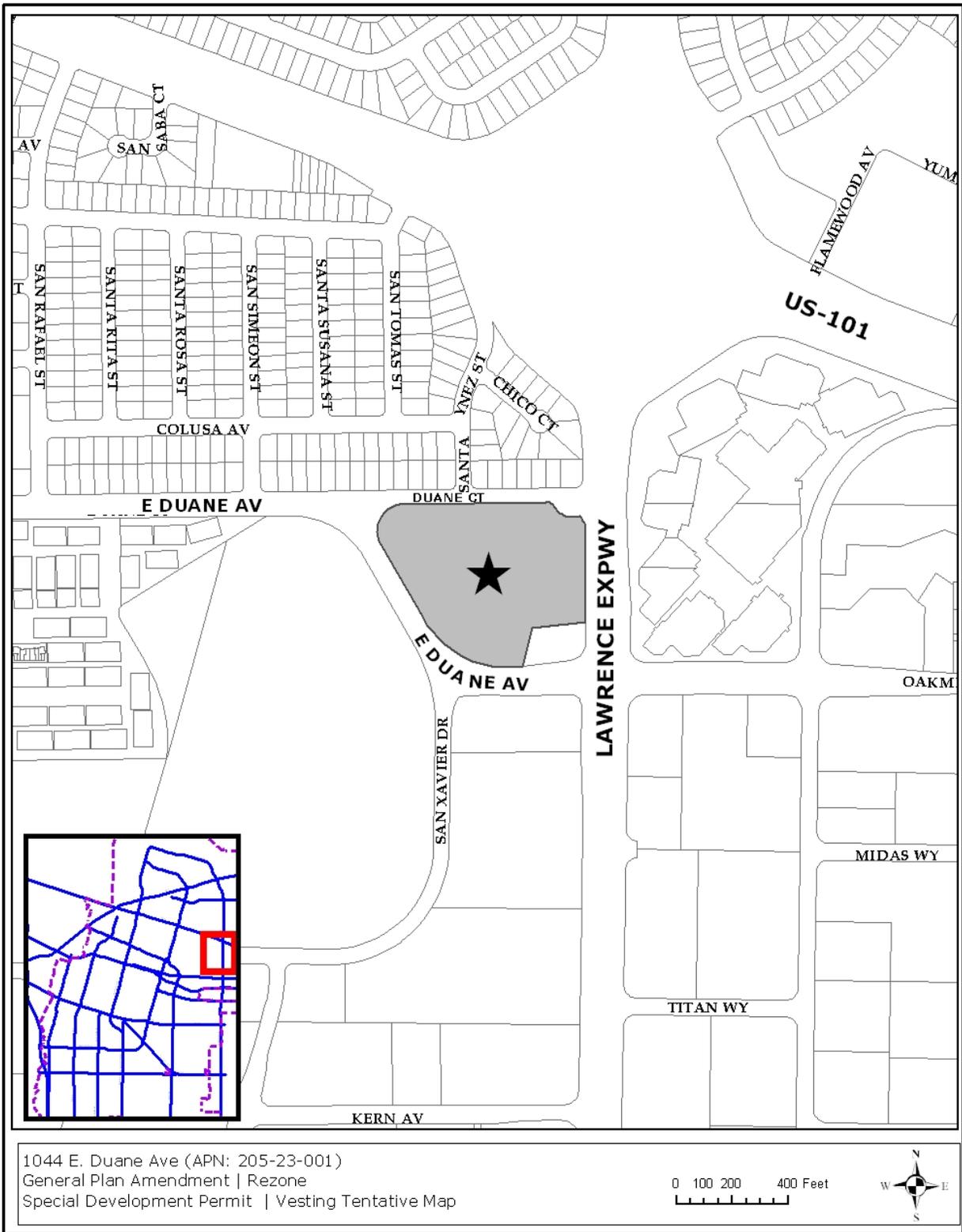
City Clerk
SEAL

Mayor

APPROVED AS TO FORM AND LEGALITY:

David E. Kahn, City Attorney

EXHIBIT "A"



1044 E. Duane Ave (APN: 205-23-001)
General Plan Amendment | Rezone
Special Development Permit | Vesting Tentative Map