

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF SANTA CLARA, CALIFORNIA, DENYING A VARIANCE TO THE TWO-CAR COVERED PARKING REQUIREMENT TO CONSTRUCT A 891 SQUARE FOOT ADDITION TO A SINGLE FAMILY RESIDENCE WITH AN ATTACHED ONE-CAR GARAGE LOCATED AT 648 ROBIN DRIVE, SANTA CLARA**

**BE IT RESOLVED BY THE PLANNING COMMISSION OF THE CITY OF SANTA CLARA AS FOLLOWS:**

**WHEREAS**, on December 6, 2018 Sean Randolph (“Property Owner”) filed a Planning Application (PLN2018-13652) requesting a Variance for the property located at 648 Robin Drive (APN: 294-08-011) (“Project Site”) in the City of Santa Clara;

**WHEREAS**, the Project Site is zoned Single Family Residential (R1-6L);

**WHEREAS**, the General Plan land use designation for the Project Site is Very Low Density Residential;

**WHEREAS**, the Property Owner has submitted an application for a Variance to the City’s two car covered parking requirement in order to construct a 891 square foot living area addition at the rear of an existing two-bedroom and two-bathroom single family residence with attached one-car garage, which would result in a four-bedroom, three bathroom house with an attached one-car garage;

**WHEREAS**, the Project is Categorically Exempt per Section 15301(e)(2), Class 1 “Existing Facilities,” of the Guidelines of the California Environmental Quality Act (“CEQA”), which exempts the minor alteration of existing public or private structures, consisting of an addition of not more than 10,000 square feet in an area where all public services and facilities are available and the area is not environmentally sensitive;

**WHEREAS**, on February 15, 2019, the notice of meeting date for this item was posted in three conspicuous locations within 300 feet of the Project Site and mailed to property owners within a 300 foot radius of the Project Site; and,

**WHEREAS**, on February 27, 2019 the Planning Commission held a duly noticed public hearing to consider the Variance application, during which the Planning Commission invited and considered any and all verbal and written testimony and evidence offered in favor of and in opposition to the proposed Variance. The Planning Commission continued the public hearing to March 13, 2019 at which time they concluded all public testimony on the matter.

**NOW THEREFORE, BE IT FURTHER RESOLVED BY THE PLANNING COMMISSION OF THE CITY OF SANTA CLARA AS FOLLOWS:**

1. That the Planning Commission hereby finds that the above Recitals are true and correct and by this reference makes them a part hereof.

2. That the Planning Commission hereby denies the Variance to the two-car covered parking requirement in order to allow construction of an 891 square foot addition to the existing single family residence with an attached one-car garage that is to remain.

3. That pursuant to SCCC Section 18.108.040, the Planning Commission hereby makes the following findings related to the Variance request:

A. That there are no unusual conditions applying to the land or building which do not apply generally in the same district, in that property is located in a residential neighborhood originally constructed with one-story homes on narrower lots with attached one-car garages.

B. That the granting of the Variance is not necessary for the preservation and enjoyment of substantial property rights of the Property Owner, in that project could propose alternative designs to meet the two-car covered parking requirement.

C. That the granting of the Variance is not in keeping with the purpose and intent of the Zoning Ordinance, which establishes a requirement of two covered parking spaces for

residences in the R1-6L zone, and the proposed Variance would grant an exception as compared to the other similarly situated properties in the neighborhood.

4. Effective date. This resolution shall become effective immediately.

I HEREBY CERTIFY THE FOREGOING TO BE A TRUE COPY OF A RESOLUTION PASSED AND ADOPTED BY THE PLANNING COMMISSION OF THE CITY OF SANTA CLARA, CALIFORNIA, AT A REGULAR MEETING THEREOF HELD ON THE \_\_\_\_ DAY OF \_\_\_\_\_, 2019, BY THE FOLLOWING VOTE:

AYES:	COMMISSIONERS:
NOES:	COMMISSIONERS:
ABSENT:	COMMISSIONERS:
ABSTAINED:	COMMISSIONERS:

ATTEST: \_\_\_\_\_  
ANDREW CRABTREE  
DIRECTOR OF COMMUNITY DEVELOPMENT  
CITY OF SANTA CLARA

Attachments Incorporated by Reference:  
1. Conditions of Approval  
2. Development Plans

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