

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY OF SANTA CLARA, CALIFORNIA
TO APPROVE A REZONE FROM PLANNED DEVELOPMENT
(PD) TO HEAVY INDUSTRIAL (MH) TO ALLOW THE
PROPOSED USE OF HEAVY INDUSTRIAL FOR A METAL
FABRICATION AND SPINNING BUSINESS AT 700 MATHEW
STREET, SANTA CLARA**

(File No. PLN23-00054- Rezoning)

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

WHEREAS, on February 16, 2023, Brian Brown with HPC Architecture (“Applicant”), on behalf of Andrew Czisch with QMS Shields (“Owner”) filed an application (PLN23-00054) for the 64,989 square foot site consisting of two contiguous parcels (APN: 224-03-086 and 224-03-000) located at 700 Mathew Street with a surface parking lot and two one-story industrial buildings totaling 38,535 square feet (“Project Site”);

WHEREAS, the General Plan land use designation for the Project Site is Heavy Industrial, and it is zoned Planned Development (PD);

WHEREAS, the Project Site is developed with two industrial buildings that were previously occupied by a recreation business, ‘Off the Wall Soccer’, warehouse, and surface parking;

WHEREAS, the Property Owner applied to rezone the Project Site from Planned Development (PD) to Heavy Industrial (MH) to allow the existing buildings to be used for a heavy industrial business (“Project”) as shown on the development plans, attached hereto and incorporated herein by reference;

WHEREAS, the Project is Categorically Exempt from formal environmental review per Section 15301, Class 1 “Existing Facilities” of the Guidelines of the California Environmental Quality Act (“CEQA”), which applies to small additions and minor modifications to existing facilities. Here the proposal involves a small mezzanine addition inside the building without changing the building footprint and site improvements, and would have negligible effects on the environment;

WHEREAS, on June 1, 2023, 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 for the Planning Commission hearing on June 14, 2023 and City Council hearing on July 18, 2023;

WHEREAS, on June 14, 2023, the Planning Commission held a duly noticed public hearing, at the conclusion of which the Planning Commission voted unanimously to recommend that the City Council approve the Rezoning; and

WHEREAS, on July 18, 2023, the City Council held a duly noticed public hearing to consider the Rezoning application, at which time all interested persons were given an opportunity to give testimony and the City Council considered the information presented in the Staff Report and all verbal and written evidence.

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

1. That the City Council hereby finds that the above Recitals are true and correct and by this reference makes them a part hereof.
2. That the City Council hereby approves rezoning the Project Site from Planned Development (PD) to Heavy Industrial (MH) to allow the existing buildings on the project site to be used for a heavy industrial business, as depicted on the attached Illustration Plan, incorporated herein by this reference.

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3. 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 CITY OF SANTA CLARA, CALIFORNIA, AT A REGULAR MEETING THEREOF HELD ON THE 18th DAY OF JULY 2023, BY THE FOLLOWING VOTE:

AYES: COUNCILORS:

NOES: COUNCILORS:

ABSENT: COUNCILORS:

ABSTAINED: COUNCILORS:

ATTEST: _____
NORA PIMENTEL, MMC
ASSISTANT CITY CLERK
CITY OF SANTA CLARA

Attachments Incorporated by Reference:
1. Development Plans