

ORDINANCE NO. _____

**AN ORDINANCE OF THE CITY OF SANTA CLARA,
CALIFORNIA, APPROVING THE FAIRWAY GLEN PARK
RESTROOM SCHEMATIC DESIGN IN ACCORDANCE WITH
CITY CHARTER SECTION 714.1**

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

WHEREAS, the Fairway Glen Park (“Park”) site located at Calle De Primavera and Avenida de Angelina (APN 097-43-002) as recorded in County of Santa Clara on October 7, 1975 and dedicated as parkland in the City of Santa Clara’s General Plan; and,

WHEREAS, the funding for the Fairway Glen Park Restroom Project (“Project”) was approved by City Council in the Capital Improvement Project Budget (CIP #3186) in FY2019/20; and,

WHEREAS, the Project proposes improvements as recommended by the Parks & Recreation Commission in November 2020, as depicted in the Fairway Glen Park Restroom Schematic Design including construction of a new restroom, related utilities, and landscaping, among other items (“Park Project Improvements”); and,

WHEREAS, the voters of the City of Santa Clara passed Measure R in 2016, which added section 714.1 to the City Charter, which prohibits substantial building, construction, reconstruction, or development of parks and recreation facilities except pursuant to ordinance subject to referendum; and,

WHEREAS, the Park Project Improvements constitutes a substantial building, construction, reconstruction and/or development, and is subject to Measure R; and,

WHEREAS, the City Council desires to approve the Park Project Improvements by ordinance in accordance with City Charter section 714.1.

NOW THEREFORE, BE IT FURTHER ORDAINED BY THE CITY OF SANTA CLARA, AS

FOLLOWS:

SECTION 1: That the City Council hereby approves the building, construction, reconstruction and/or development of Fairway Glen Park in accordance with the Fairway Glen Restroom Schematic Design, attached hereto and incorporated by this reference, and in accordance with City Charter section 714.1.

SECTION 2: Savings clause. The changes provided for in this ordinance shall not affect any offense or act committed or done or any penalty or forfeiture incurred or any right established or accruing before the effective date of this ordinance; nor shall it affect any prosecution, suit or proceeding pending or any judgment rendered prior to the effective date of this ordinance. All fee schedules shall remain in force until superseded by the fee schedules adopted by the City Council.

SECTION 3: This Ordinance shall not be codified in the Santa Clara City Code.

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SECTION 4: Effective date. This ordinance shall take effect thirty (30) days after its final adoption; however, prior to its final adoption it shall be published in accordance with the requirements of Section 808 and 812 of “The Charter of the City of Santa Clara, California.”

PASSED FOR THE PURPOSE OF PUBLICATION this ____ day of _____, 2020, 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. Fairway Glen Park Restroom Schematic Design