

VERBAL MOTION

I HEREBY MOVE that Council ADOPT the following recommendations in connection with Vesting Tentative Tract Map appeal for property at 6040 and 6055 Center Drive (Item No. 21, CF 09-2506):

1. DENY the APPEAL.
2. SUSTAIN the decision of the Advisory Agency in approving Vesting Tentative Tract Map No. 70318-CN to permit a two-lot subdivision for the construction of a 325-unit apartment building and 1,500 square feet of restaurant space on Lot No. 1 (located at 6040 Center Drive) with 483 residential parking spaces on-site and 15 restaurant parking spaces off-site and a 225-unit residential condominium on Lot No. 2 (located at 6055 Center Drive) with 688 parking spaces, including 138 off-site guest parking spaces, on a 117,655 net square foot site in the C2-1 zone.
3. ADOPT the Advisory Agency's Conditions of Approval (attached to the Council file).
4. FIND that the information contained in the Mitigated Negative Declaration (MND) (ENV-2008-3887-MND-REC1) has been reviewed and considered by City Planning Commission, found that the MND adequately describes the potential impacts of the project and no additional environmental clearance is necessary; and found that there is no evidence in the record that any of the conditions in the California Environmental Quality Act Guidelines section 15162 are met.

Applicant: John M. Hartz - BRE/TZ HHL, LLC

VTT 70318-CN

Fiscal Impact Statement: The City Planning Commission reports that there is no General Fund impact, as administrative costs are recovered through fees.

Community Impact Statement: None submitted.

TIME LIMIT FILE - DECEMBER 11, 2009

(LAST DAY FOR COUNCIL ACTION - DECEMBER 11, 2009)

PRESENTED BY _____

BILL ROSENDAHL
Councilmember, 11th District

SECONDED BY _____

ED P. REYES
Councilmember, 1st District

December 9, 2009

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