

RESOLUTION NO. 19- ____

Resolution Of The City Council Of The City Of Emeryville Setting A Public Hearing Date Of April 16, 2019 To Consider The Appeal Of Wareham Development Of The Planning Commission's January 24, 2019 Approval Of A New Final Development Plan (FDP) For "Parcel B" Of The Marketplace Redevelopment Project Planned Unit Development (PUD04-12) To Replace And Rescind Final Development Plan FDP15-001 That Was Approved By The Planning Commission On June 23, 2016 (APN:49-1556-16)

WHEREAS, on August 5, 2008, the City Council approved the Marketplace Redevelopment Project Planned Unit Development (PUD)/Preliminary Development Plan (PDP); and

WHEREAS, between February 2015 and June 2016, the Planning Commission approved a number of Final Development Plans (FDPs) to allow for a grocery store (Parcel C1), realignment of Shellmound Street, creation of 62nd Street, 63rd Street and Market Drive, construction of three residential buildings (Parcel A, Parcel C2, and Parcel D); a parking structure with ground floor retail (Parcel B); and the redevelopment and expansion of Christie Park (Parcel E); and

WHEREAS, the last FDP was approved on June 23, 2016 for Parcel B, which accommodated parking with ground floor retail. This parking garage would provide parking for existing commercial uses that have been served by previous surface parking lots (Parcel C) and are being served by existing surface parking lots (Parcel A); and

WHEREAS, the master developer and land owner, City Center Realty Partners, subsequently applied for a new FDP to replace and rescind the previously approved FDP for Parcel B to accommodate 150,000 square feet of office/laboratory space, 15,400 square feet of ground floor retail space, and 560 parking spaces; and

WHEREAS, on January 24, 2019 the Planning Commission considered and approved this request for a new FDP and rescinded the previous FDP (Planning Commission Resolution No. FDP 18-001); and

WHEREAS, the Planning Commission decision was timely appealed to the City Council by Wareham Development on February 8, 2019; and

WHEREAS, Section 9-7.1405(b) of the Emeryville Municipal Code stipulates that the City Council shall either: (1) affirm the decision of the Commission and dismiss the appeal, (2) set a date for hearing the appeal, or (3) remand the matter to the Commission to reconsider the application; and

WHEREAS, the City Council wishes to hear the appeal; now therefore, be it

RESOLVED that the City Council sets the date to hear the appeal for April 16, 2019.

APPROVED by the Emeryville City Council at a regular meeting held on Tuesday, March 19, 2019 by the following vote:

AYES: _____

NOES: _____

ABSTAIN: _____

ABSENT: _____

ATTEST:

CITY CLERK

MAYOR

APPROVED AS TO FORM:



CITY ATTORNEY