

ORDINANCE NO. NS-1200.10dm

AN ORDINANCE OF THE COUNTY OF SANTA CLARA, STATE OF CALIFORNIA, AMENDING ORDINANCE NO. NS-1200, AS AMENDED, BEING THE ZONING ORDINANCE OF THE COUNTY OF SANTA CLARA, BY REPEALING PORTIONS OF SECTIONAL DISTRICT 10xx AND ESTABLISHING NEW SECTIONAL DISTRICT 10dm.

The Board of Supervisors of the County of Santa Clara, State of California, do ordain as follows:

SECTION 1:

Ordinance No. NS-1200 as amended of the County of Santa Clara, State of California, being the Zoning Ordinance of the County of Santa Clara, is hereby amended by deleting from Sectional District 10xx the following described area of the County of Santa Clara:

BEGINNING at the northwest corner of the southwest quarter of Section 13, T. 7 S., R. 3 W., M.D.B.&M.; thence easterly from the said point of beginning along the northerly line of the South half of the aforementioned Section 13 and along the northerly line of the South half of Section 18, T. 7 S., R. 2 W. to the northeast corner of the southeast quarter of the aforementioned Section 18; thence following in a counterclockwise direction the southerly and easterly boundaries of Sectional District 10-t of the County of Santa Clara Zoning Plan as said Sectional District Boundary is shown on a map, said map being a part of Ordinance No. NS-1200.10t of the County of Santa Clara, to the southwesterly corner of Sectional District 10-cz of the said County of Santa Clara Zoning Plan, as said Sectional District Boundary is shown on a map, which said map is a part of Ordinance No. NS-1200.10cz of the County of Santa Clara, said southwesterly corner of Sectional District 10cz also being a point 285 feet, more or less, easterly of the northeast line of Grant Road measured along the northerly line of Section 10, T. 7 S., R. 2 W., M.D.B.&M.; thence east along the north line of said Section 10 to the northeast corner thereof; thence South along the East line of said Section 10, 1,320 feet more or less, to the

southwest corner of the NW 1/4 of the NW 1/4 of Section 11, T. 7 S., R. 2 W.; thence east along the south line of said NW 1/4 of the NW 1/4 of said Section 11 and its easterly prolongation to the center line of Wright Avenue; thence north along the center line of Wright Avenue to its point of intersection with the westerly prolongation of the southerly line of that certain 12.27 acre parcel of land conveyed by Dominic Naso et ux to San Jose Abstract & Title Insurance Company by deed dated January 29, 1953 and recorded January 30, 1953 in Book 2572 at page 161, Official Records of Santa Clara County; thence east along the westerly prolongation and south line of said property to the southeast corner thereof; thence north along the east line of said property to the northeast corner thereof, said corner being on the southerly boundary of Sectional Districts 10-dc and 10-dd of the said County of Santa Clara Zoning Plan as said Sectional District Boundaries are shown on maps, which said maps are a part of Ordinance No. NS-1200.10dc and Ordinance No. NS-1200.10dd of the County of Santa Clara; thence easterly along said boundary to the northeasterly corner of Section 11, T. 7 S., R. 2 W.; thence southerly along the easterly line of Section 11, T. 7 S., R. 2 W. to the northerly line of Homestead Road; thence southerly along the center line of Stelling Road to a point where said line is intersected by a line drawn parallel to and 200 feet perpendicularly distant north from the northerly line of Stevens Creek Road (90 feet wide); thence west along said parallel line to the east line of "Monta Vista First Addition" as recorded in Book P of Maps, page 23, Office of the County Recorder of Santa Clara County; thence north along said east line of said tract to the northeasterly corner thereof; thence west along the north line of said tract and the westerly projection of said line to the southwesterly line of the S.P.R.R. right-of-way; thence southeasterly along the said southwesterly line to a point where said line is intersected by a line drawn parallel to and 200 feet perpendicularly distant north of the north line of Stevens Creek Road; thence

west along said line to the center line of Stevens Creek; thence southerly along said center line of Stevens Creek to the north line of the "Colony Tract" of Monta Vista as shown on the map of said tract and recorded in Book P of Maps, page 21, Office of the County Recorder of Santa Clara County; thence east along said north line of "Colony Tract" to a point where said line is intersected by the northerly prolongation of the center line of McClellan Road, also known as McLellan Road (40 feet wide); thence south along said prolongation and the center line of McClellan Road to an angle point; thence S. 64° 22' W. along the center line of said road to a point where said center line intersects the westerly line of said "Colony Tract"; thence S. 42° 30' E. 704.88 feet more or less to the southwest corner of said tract; thence east 360.48 feet more or less to the southeast corner of said tract; thence north along the east line of said tract 1080 feet more or less to a point where said line intersects a line drawn parallel to and 200 feet south from the south line of McClellan Road; thence east along said parallel line to the center line of Stelling Road; thence south along said center line to the southerly line of Section 23, T. 7 S., R. 2 W.; thence westerly along the southerly line of Sections 23, 22, and 21 of T. 7 S., R. 2 W. to the southeasterly corner of the SW 1/4 of Section 21, T. 7 S., R. 2 W., said southwesterly corner also being a point on the southerly boundary of the Cupertino Union School District; thence following the southerly boundary of the aforementioned school district westerly and northerly to the southwest corner of Section 13, T. 7 S., R. 3 W.; thence northerly along the westerly line of Section 13, T. 7 S., R. 3 W. to the point of beginning; and the Zoning Districts hitherto applying to said area of said County is hereby repealed.

SECTION 2: Ordinance No. NS-1200 as amended is hereby amended by the establishment of new Sectional District 10dm, which Sectional District shall consist of the area of the County of Santa Clara hereinabove described in Section 1 of this Ordinance, and which Sectional District shall contain

the Zoning Districts shown on Exhibit "A" attached hereto and incorporated by reference herein as if more fully set forth of SECTION 3 of the Code. This Ordinance is declared to be an emergency measure, to be in full force and effect immediately upon adoption by this Board. The facts constituting the urgency are as follows: The Board of Supervisors of the County of Santa Clara has determined that the establishment of the new Sectional Districts and the Zoning Districts contained therein, referred to in this Ordinance, have been pending before the Planning Commission of this County and this Board for a period of over one year; that during said period, owners of property in the said Sectional District have been unsure and insecure in deciding upon the proper development or disposition of their properties; and in many cases have been unable to take appropriate action to secure the proper enjoyment of their properties by reason of the pendency of this proposed Sectional District and Zoning Districts; that as a further result of this situation, the proper development of traffic arteries, sanitary sewers, drainage and storm water ditches, formation of assessment districts for special services and other public works, have all been delayed and will be delayed until the effectiveness of this Ordinance for the reason that no permanent arrangements can be made by the people resident in said Sectional District for the supply of their basic and essential needs; and further, that there exists in said Sectional District an acute drainage problem which cannot be solved until the Zoning Districts provided herein are established by law and no adequate measures can be taken to solve said problem on an interim basis; and further, that there exists in said Sectional District a sanitation problem which depends for its solution upon the immediate effectiveness of this Ordinance, which sets forth the precise plan for the future land development of the said area; and further, that there exists in said area along the major thoroughfares an acute traffic problem which depends for its solution upon the immediate zoning of properties adjacent to said thoroughfare in the manner proposed by this Ordinance; and that by reason of all of the above facts, the public health,

safety and general welfare demand the immediate effectiveness of this Ordinance for the benefit of all persons resident in said area and resident generally in the County of Santa Clara. That before the expiration of fifteen (15) days from and after the adoption of this Ordinance, it shall be published once, including Exhibit "A" attached hereto, with the names of the members voting for and against the same, in the Santa Clara Journal, a newspaper published in said County of Santa Clara.

PASSED AND ADOPTED by the Board of Supervisors of the County of Santa Clara, State of California, this 14th day of March, 1955, by the following vote: **AYES:** Supervisors, Brown, Della Maggiore, Gaspar, Levin. **NOES:** Supervisors, None. **ABSENT:** Supervisors, McKinnon. **WALTER S. GASPAR**, Chairman of the Board of Supervisors.

ATTEST: **RICHARD OLSON**, Clerk of the Board of Supervisors. (Seal) (Pub. Mar. 17, 1955—10 copies)

...of the County of Santa Clara, State of California, this 14th day of March, 1955, by the following vote: AYES: Supervisors, Brown, Della Maggiore, Gaspar, Levin. NOES: Supervisors, None. ABSENT: Supervisors, McKinnon. WALTER S. GASPAR, Chairman of the Board of Supervisors. ATTEST: RICHARD OLSON, Clerk of the Board of Supervisors. (Seal) (Pub. Mar. 17, 1955—10 copies)

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the southerly boundary of Sectional Districts 10-dc and 10-dd of the said County of Santa Clara Zoning Plan as said Sectional District Boundaries are shown on maps, which said maps are a part of Ordinance No. NS-1200.10dc and Ordinance No. NS-1200.10dd of the County of Santa Clara; thence easterly along said boundary to the northeasterly corner of Section 11, T. 7 S., R. 2 W.; thence southerly along the easterly line of Section 11, T. 7 S., R. 2 W. to the northerly line of Homestead Road; thence southerly along the center line of Stelling Road to a point where said line is intersected by a line drawn parallel to and 200 feet perpendicularly distant north from the northerly line of Stevens Creek Road (90 feet wide); thence west along said parallel line to the east line of "Monta Vista First Addition" as recorded in Book P of Maps, page 23, Office of the County Recorder of Santa Clara County; thence north along said east line of said tract to the northeasterly corner thereof; thence west along the north line of said tract and the westerly projection of said line to the southwesterly line of the S.P.R.R. right-of-way; thence southeasterly along the said southwesterly line to a point where said line is intersected by a line drawn parallel to and 200 feet perpendicularly distant north of the north line of Stevens Creek Road; thence west along said line to the center line of Stevens Creek; thence southerly along said center line of Stevens Creek to the north line of the "Colony Tract" Monta Vista as shown on the map of said tract and recorded in Book P of Maps, page 21, Office of the County Recorder of Santa Clara County; thence east along said north line of "Colony Tract" to a point where said line is intersected by the northerly prolongation of the center line of McClellan Road, also known as McClellan Road (40 feet wide); thence south along said prolongation and the center line of McClellan Road to an angle point; thence S. 64° 22' W. along the center line of said road to a point where said center line intersects the westerly line of said "Colony Tract"; thence S. 42° 30' E. 704.88 feet more or less to the southwest corner of said tract; thence east 360.48 feet more or less to the southeast corner of said tract; thence north along the east line of said tract 1080 feet more or less to a point where said line intersects a line drawn parallel to and 200 feet south from the south line of McClellan Road; thence east along said parallel line to the center line of Stelling Road; thence south along said center line to the southerly line of Section 23, T. 7 S., R. 2 W.; thence westerly along the southerly line of Sections 23, 22, and 21 of T. 7 S., R. 2 W. to the southeasterly corner of the SW 1/4 of Section 21, T. 7 S., R. 2 W., said southeast corner also being a point on the southerly boundary of the Cupertino Union School District; thence following the southerly boundary of the aforementioned school district westerly and northerly to the southwest corner of Section 13, T. 7 S., R. 3 W.; thence northerly along the westerly line of Section 13, T. 7 S., R. 3 W. to the point of beginning.

and the Zoning District hitherto applying to said area of said County is hereby repealed.

SECTION 2:

Ordinance No. NS-1200 as amended is hereby amended by the establishment of new Sectional District 10dm, which Sectional District shall consist of the area of the County of Santa Clara hereinabove described in Section 1 of this Ordinance, and which Sectional District shall contain the Zoning Districts shown on

Exhibit "A" attached hereto and incorporated by reference herein as if more fully set forth.

SECTION 3:

This Ordinance is declared to be an urgency measure, to be in full force and effect immediately upon adoption by this Board. The facts constituting the urgency are as follows:

The Board of Supervisors of the County of Santa Clara has determined that the establishment of the new Sectional District, and the Zoning Districts contained therein, referred to in this Ordinance have been pending before the Planning Commission of this County and this Board for a period of over one year; that during said period, owners of property in the said Sectional District have been unsure and insecure in deciding upon the proper development or disposition of their properties, and in many cases have been unable to take appropriate action to secure the proper enjoyment of their properties by reason of the pendency of this proposed Sectional District and Zoning Districts; that as a further result of this situation, the proper development of traffic arteries, sanitary sewers, drainage and storm water ditches, formation of assessment districts for special services, and other public works, have all been delayed and will be delayed until the effectiveness of this Ordinance for the reason that no permanent arrangements can be made by the people resident in said Sectional District for the supply of their basic and essential needs; and further, that there exists in said Sectional District an acute drainage problem which cannot be solved until the Zoning Districts provided herein are established by law, and no adequate measures can be taken to solve said problem on an interim basis; and further, that there exists in said Sectional District a sanitation problem which depends for its solution upon the immediate effectiveness of this Ordinance, which sets forth the precise plan for the future land development of the said area; and further, that there

exists in said area along the major thoroughfares an acute traffic problem which depends for its solution upon the immediate zoning of properties adjacent to said thoroughfare in the manner proposed by this Ordinance; and that by reason of all of the above facts, the public health, safety and general welfare demand the immediate effectiveness of this Ordinance for the benefit of all persons resident in said area and resident generally in the County of Santa Clara.

That before the expiration of fifteen (15) days from and after the adoption of this Ordinance, it shall be published once, including Exhibit "A" attached hereto, with the names of the members voting for and against the same, in the Santa Clara Journal, a newspaper published in said County of Santa Clara.

PASSED AND ADOPTED by the Board of Supervisors of the County of Santa Clara, State of California, this 14th day of March, 1955, by the following vote:

AYES: Supervisors, ~~BROWN~~, Della Maggiore, Gaspar, Levin.

NOES: Supervisors, None

ABSENT: Supervisors, MCKINNON

Walter Gaspar
Chairman of the Board of Supervisors

ATTEST: RICHARD OLSON, Clerk of
the Board of Supervisors

Richard Olson



WHH:lsd
3/11/55:5c

COUNTY OF SANTA CLARA - APPEAL TO PLANNING COMMISSION

Have your info 11S75.5

TIME LIMITS FOR APPEAL			
VARIANCE	7 CALENDAR DAYS AFTER P.C. SECRETARY'S DECISION	ACCESS APPROVAL	30 CALENDAR DAYS AFTER COMMITTEE'S DECISION
ARCHITECTURAL & SITE APPROVAL	30 CALENDAR DAYS AFTER COMMITTEE'S DECISION	DIRECTIONAL SIGN (APPLICANT)	7 CALENDAR DAYS AFTER P.C. SECRETARY'S DECISION
BUILDING SITE REPORT	30 CALENDAR DAYS AFTER COMMITTEE'S DECISION	(OTHER PERSONS)	30 CALENDAR DAYS AFTER P.C. SECRETARY'S DECISION

APPELLANT'S NAME: TOWN OF LOS GATOS By *[Signature]* Preston W. Hill, Town Attorney
 APPELLANT'S ADDRESS: P. O. Box 949, Los Gatos, California 95030 TELEPHONE: 354-6880

NATURE OF APPEAL: GRANTING OF PERMIT * DENIAL OF PERMIT SPECIFIC ITEMS
 *Subdivision or parcel map approval (LIST IN COL 1, 2 or 3)

1. CONDITIONS IMPOSED (LIST BY NUMBER)	2. CONDITIONS NOT IMPOSED (DESCRIBE)	3. OTHER (DESCRIBE)
	Tentative map does not show adequate provision for roads, driveways, emergency access, water service. Conditions of approval allow postponement of construction of essential street improvements for an indefinite time. Conditions of approval are not sufficiently specific to and Aztec Ridge Drive extension needs will ever be met.	RECEIVED COUNTY OF SANTA CLARA PLANNING DEPARTMENT RECEIVED DEC 27 1976 COUNTY OF SANTA CLARA PLANNING DEPARTMENT

THIS SECTION FOR OFFICE USE

FILE NO.	11S75.5
APPLICANT	GERALD ANCHOR
SUBJECT	Four-lot subdivision
LOCATION	Blackberry Hill Road, Eugenia Way and Aztec Ridge Drive
DATE PERMIT ISSUED	11-30-76

APPEAL ACTION	HEARING DATE	REFERRED TO:
		<i>Dean Larson 12/27/76</i>
	CONTINUATION DATE	
	GRANTED DATE	NOT GRANTED DATE

EXHIBIT

ZONE BOUNDARIES FOLLOW PROPERTY LINES OR THE EXTENSION THEREOF UNLESS OTHERWISE INDICATED BY DIMENSIONS OR SPECIAL NOTATIONS —

CENTER LINES ARE ZONE BOUNDARIES WHERE CREEK OR STREET ALIGNMENTS ARE FOLLOWED —

