

City of San Leandro

Meeting Date: March 3, 2014

Staff Report

File Number: 13-516 Agenda Section: CONSENT CALENDAR

Agenda Number: 8.B.

TO: City Council

FROM: Chris Zapata

City Manager

BY: Uchenna Udemezue

Engineering & Transportation Director

FINANCE REVIEW: David Baum

Finance Director

TITLE: Staff Report for a Resolution Approving Parcel Map 9875 for 500 Davis Street;

Assessor's Parcel Numbers 075-0036-059-00 and 075-0036-0060-00; Owner,

Subdivider, and Applicant: Creekside Plaza Partners LLC

SUMMARY AND RECOMMENDATIONS

Staff recommends adoption of a resolution approving Parcel Map 9875.

BACKGROUND

The subject property is located at 500 Davis Street and consists of 4 parcels; A, B, C and D as shown in Parcel Map 7758 and is owned by Creekside Partners, LLC. The property currently includes the Creekside Business Plaza, which is comprised of three multi-story office buildings and a shared parking garage. The north end of the property is bound by the San Leandro Creek which provides shared creekside space and public access. The applicant proposes to convert the office building on Parcel A into a non-residential condominium in order to sell a tenant the space they are currently leasing. The building is zoned as general office use and will remain as such.

Analysis

The subject parcel is approximately 0.77 acres and is located on Davis Street between Carpentier Street and San Leandro Boulevard to the east and west, respectively and Parcel D to the north. On May 13, 2012, the property owner received a Zoning Permit from the Zoning Enforcement Official to proceed with a Parcel Map to create 3 individual ownership units from the existing four-story office building that comprises 83,319 square feet.

<u>City Planner's Review:</u> The City Planner has examined the Parcel Map in relation to existing zoning, proposed size and location of lots, requirements of the General Plan, applicable Specific Plans and like considerations per the attached City Planner's report.

File Number: 13-516

<u>City Engineer's Findings:</u> The City Engineer has examined Parcel Map 9875 and found that it complies with California State law and local ordinances and is satisfied that Parcel Map 9875 is technically correct.

Current Agency Policies

Title VII, Chapter 1 of the San Leandro Municipal Code and the Subdivision Map Act set the authority and procedure for processing parcel maps.

Applicable General Plan Policies

Parcel Map 9875 complies with the General Plan.

Environmental Review

Parcel Map 9875 is categorically exempt from the environmental review requirements of CEQA under Class 15, Minor Land Subdivisions of Title 5, Chapter 1 of the San Leandro Administrative Code.

Fiscal Impacts

The costs for processing of Parcel Map 9875 will be charged to applicant.

Budget Authority

All associated costs for processing of the Parcel Map shall be paid for by the applicant

ATTACHMENTS

City Planner's Report

PREPARED BY: Nicole Noronha Castelino, Assistant Engineer, Engineering and Transportation Department

CITY OF SAN LEANDRO PLANNING SERVICES DIVISION

MEMORANDUM

DATE:

October 8, 2013

TO:

Ken Joseph, City Engineer

FROM:

Sally Barros, Senior Planner

SUBJECT:

City Planner's Report on Parcel Map Number 9875; Creekside Partners 500, LLC

(applicant and property owner)

INTRODUCTION

Pursuant to Title VII, of Chapter 1 of the San Leandro Municipal Code, please accept this as the City Planner's Report on Parcel Map 9875.

BACKGROUND

The subject property is located on the south side of Davis Street, east of the intersection with San Leandro Boulevard The site encompasses an area of approximately 33,738 square feet (0.77 acres). The property is zoned DA-1 Downtown Area 1.

On May 13, 2012, the property owner received a Zoning Permit (PLN2013-00010) from the Zoning Enforcement to proceed with a Parcel Map to create 3 individual ownership units from the existing four-story office building that comprises 83,319 square feet.

DETAILS OF PROPOSAL

Parcel Map 9875 proposes to create a single lot subdivision, or condominium map, to allow for individual ownership of 3 units within the existing building at 500 Davis Street, with all common areas governed by a Property Owners Association through Covenants, Conditions and Restrictions.

STAFF ANALYSIS

The proposed parcel map defines the property line boundaries. The map conforms to the discretionary approvals for a Zoning Permit (PLN2013-00010) which was processed to review parking, landscaping, signage, Building and Fire code conformance and other site conditions.

With approval the Zoning Permit, the project was found to conform with the standards of Article 32 Non-Residential Condominium Conversion and was approved by the Zoning Enforcement Official on May 13, 2013.

SUMMARY AND RECOMMENDATION

- 1. Parcel Map 9875 is in compliance with Title VII, Chapter 1 of the San Leandro Municipal Code (Subdivision Ordinance).
- 2. Parcel Map 9875 is in compliance with the Subdivision Map Act (California Government Code).
- 3. Parcel Map 9875 is consistent with the objectives, policies, land use and programs in the City of San Leandro's General Plan.

Subject to the comments above, staff recommends that Parcel Map 9875 be approved.



City of San Leandro

Meeting Date: March 3, 2014

Resolution - Council

File Number: 13-514 Agenda Section: CONSENT CALENDAR

Agenda Number:

TO: City Council

FROM: Chris Zapata

City Manager

BY: Uchenna Udemezue

Engineering & Transportation Director

FINANCE REVIEW: David Baum

Finance Director

TITLE: RESOLUTION Approving Parcel Map 9875 for 500 Davis Street; Assessor's

Parcel Numbers 075-0036-059-00 and 075-0036-0060-00; Owner, Subdivider, and Applicant: Creekside Plaza Partners LLC (provides for the approval of

Parcel Map 9875 for 500 Davis Street)

WHEREAS, a parcel map entitled "Parcel Map 9875, City of San Leandro, Alameda County, California" has been submitted to this Council; and

WHEREAS, the City Council of the City of San Leandro finds that the proposed map, together with the provisions for its design and improvement, is consistent with the General Plan; and

WHEREAS, the City Engineer provides that said parcel map is technically correct, and that the subdivider has complied with the provisions of Title VII, Chapter 1 of the San Leandro Municipal Code and with the provisions of the Subdivision Map Act; and

WHEREAS, the City Planner's Report for Parcel Map 9875 is incorporated herein by this reference.

NOW, THEREFORE, the City Council of the City of San Leandro does RESOLVE as follows:

- 1. That said Parcel Map 9875 is categorically exempt from the environmental review requirement of CEQA, under Title 5, Chapter 1 of the San Leandro Administrative Code.
- 2. That said Parcel Map 9875 is hereby approved, subject to the conditions listed in Exhibit A attached hereto.

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WE HEREBY STATE THAT WE ARE THE OWNERS OF OR HAVE SOME RIGHT, TITLE OR INTEREST	DAVIS STREET/CARPENTIER STREET COMMERICAL CONDOMINIUM	CITY SURVEYOR'S STATEMENT
IN AND TO THE REAL PROPERTY INCLUDED WITHIN THE SUBDIVISION SHOWN ON THIS MAP;	PARCEL MAP 9875	I, FRANK C. BELLECCI, CITY SURVEYOR OF THE CITY OF SAN LEANDRO, DO
THAT WE ARE THE ONLY PERSONS WHOSE CONSENT IS NECESSARY TO PASS A CLEAR TITLE TO		HEREBY STATE THAT I HAVE EXAMINED THE HEREIN EMBODIED MAP ENTITLED
	BEING PARCEL A, AS SHOWN ON PARCEL MAP 7758	"PARCEL MAP 9875, CITY OF SAN LEANDRO, ALAMEDA COUNTY, STATE OF
SAID REAL PROPERTY: THAT WE HEREBY CONSENT TO THE MAKING AND RECORDING OF SAID	FILED IN BOOK 260 OF PARCEL MAPS, PAGES 82-83	CALIFORNIA" CONSISTING OF TWO (2) SHEETS, THIS STATEMENT BEING UPON SHEET 1
MAP AND THE SUBDIVISION AS SHOWN WITHIN THE DISTINCTIVE BORDER LINE.	CITY OF SAN LEANDRO, COUNTY OF ALAMEDA, STATE OF CALIFORNIA	THEREOF, AND AM SATISFIED THAT THE MAP IS TECHNICALLY CORRECT.
	SLOOTEN CONSULTING, INC.	THEREOF, AND AM SATISFIED THAT THE MAP IS TECHNICALLY CORRECT.
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BY: CREEKSIDE ASSOCIATES LLC., A CALIFORNIA LIMITED LIABILITY COMPANY, ITS MEMBER		Frank C. Bellew 1-22-14
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BY:BY:		DATE
		CITY SURVEYOR: FRANK BELLECCI LS 5399
NAME & TITLE: DAJO C TRIFER MGR. NAME AND TITLE:		REGISTRATION EXPIRES 9-30-2014
		CITY SURVEYOR FOR THE CITY OF SAN LEANDRO
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DATED THIS 3/ DAY OF OCTOBUR, 2013.		
		ACT AND LOCAL ORDINANCE AT THE REQUEST OF INNISFREE COMPANY ON OCTOBER
OWNER'S ACKNOWLEDGMENT	OPTIONEE'S STATEMENT	10, 2008. I HEREBY STATE THAT THIS PARCEL MAP SUBSTANTIALLY CONFORMS TO
STATE OF CALIFORNIA) COUNTY OF ALAMEDA) SS	THE UNDERSIGNED, AS OPTIONEE UNDER THE OPTION TO REPURCHASE AGREEMENT RECORDED MARCH 27,	THE APPROVED OR CONDITIONALLY APPROVED TENTATIVE MAP, THAT THE SURVEY IS
COUNTY OF ALAMETA_) SS	2009 AS INSTRUMENT NO. 2009090705, ALAMEDA COUNTY OFFICIAL RECORDS, DOES HEREBY JOIN IN AND	TRUE AND CORRECT AS SHOWN; AND THAT ALL THE MONUMENTS ARE OF THE
ON ON 1831 2013 DEFORE ME MANY WISHAFE FOSTER	CONSENT TO THE FOREGOING OWNER'S STATEMENT.	CHARACTER AND OCCUPY THE POSITIONS INDICATED; THE MONUMENTS ARE
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BEHALF OF WHICH THE PERSON(8) ACTED, EXECUTED THE INSTRUMENT.	(PRINT NAME/TITLE)	LS 5342
I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT	OPTIONEE'S ACKNOWLEDGMENT	EXP. DATE: DECEMBER 31, 2013
THE FORGOING PARAGRAPH IS TRUE AND CORRECT.		THE COUNTY OF
WITNESS MY HAND	STATE OF CALIFORNIA) COUNTY OF Hameda) SS	OF CALL
		CITY ENGINEER'S STATEMENT
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NOTARY'S SIGNATURE EXPIRATION OF NOTARY'S COMMISSION	SATISFACTORY EVIDENCE TO BE THE PERSON(S) WHOSE NAME IS SUBSCRIBED TO THE WITHIN INSTRUMENT	I, KENNETH C. JOSEPH , CITY ENGINEER FOR THE CITY OF SAN LEANDRO, COUNTY
MARY HUSTHEE FOSTER ALAMEDA COUNTY	AND ACKNOWLEDGED TO ME THAT THEY EXECUTED THE SAME IN THEIR AUTHORIZED CAPACITY, AND THAT	OF ALAMEDA, STATE OF CALIFORNIA DO HEREBY STATE THAT I HAVE EXAMINED THE
PRINTED NOTARY'S NAME PRINCIPAL PLACE OF BUSINESS	BY THEIR SIGNATURE ON THE INSTRUMENT THE PERSON(S) OR ENTITY UPON BEHALF OF WHICH THE	HEREIN EMBODIED MAP ENTITLED "PARCEL MAP 9875, CITY OF SAN LEANDRO,
	PERSON(S) ACTED, EXECUTED THE INSTRUMENT.	ALAMEDA COUNTY, STATE OF CALIFORNIA" CONSISTING OF TWO (2) SHEETS, THIS
1917320 MARY HUSTACE FOSTER COMM #1917320	I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE	STATEMENT BEING UPON SHEET 1 THEREOF, THAT THE SUBDIVISION AS SHOWN UPON
COMMISION #	FORGOING PARAGRAPH IS TRUE AND CORRECT.	SAID MAP IS SUBSTANTIALLY THE SAME AS SAID SUBDIVISION APPEARED ON THE
OWNER'S ACKNOWLEDGMENT		TENTATIVE MAP AND ANY APPROVED ALTERATION THEREOF; THAT ALL PROVISIONS
STATE OF CALIFORNIA COUNTY OF ALAMEDA) SS	WITNESS MY HAND	OF THE SUBDIVISION MAP ACT OF THE STATE OF CALIFORNIA, AND AMENDMENTS
COUNTY OF ALAMEDA) SS	SIGNATURE: May 18, 2014	THERETO AND OF ANY LOCAL ORDINANCE APPLICABLE AT THE TIME OF APPROVAL
ON Oct. 31, 2013, BEFORE ME MARY HUSTACE FOSTER	NOTARY'S SIGNATURE EXPIRATION OF NOTARY'S COMMISSION	OF THE TENTATIVE MAP HAVE BEEN COMPLIED WITH.
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I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT	BENEFICIARY'S ACKNOWLEDGMENT	COUNTY OF ALAMEDA, STATE OF CALIFORNIA
THE FORGOING PARAGRAPH IS TRUE AND CORRECT.	STATE OF CALIFORNIA)	5 × No. 34870
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MARY HUSTACE FOSTER DIAMEDA COUNTY	SATISFACTORY EVIDENCE TO BE THE PERSON(S) WHOSE NAME IS SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT THEY EXECUTED THE SAME IN THEIR AUTHORIZED CAPACITY AND THAT	RECORDER'S STATEMENT
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1919320 COMM. #1917320 COMM. #191732	PERSON(S) ACTED, EXECUTED THE INSTRUMENT.	FILED THIS DAY OF, 2013, ATM. IN BOOK
My Comm. Expires December 17. 2014 COMMISION #		OF PARCEL MAPS, AT PAGE, AT THE REQUEST OF
	I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE FORGOING PARAGRAPH IS TRUE AND CORRECT.	FIRST AMERICAN TITLE COMPANY.
BENEFICIARY'S STATEMENT		
THE UNDERSIGNED, AS BENEFICIARY UNDER THE DEED OF TRUST RECORDED APRIL 26, 2012 AS	WITNESS MY HAND	FEE: \$ SERIES NO:
INSTRUMENT NO. 2012135958 ALAMEDA COUNTY OFFICIAL RECORDS, DOFS HEREBY JOIN IN AND		
CONSENT TO THE FOREGOING OWNER'S STATEMENT.	SIGNATURE: EXPIRATION OF NOTARY'S COMMISSION	PATRICK O'CONNELL
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	COUNTY	THE COUNTY OF ALAMEDA, STATE OF CALIFORNIA
SIGNATURE	PRINT NOTARY'S NAME PRINCIPAL PLACE OF BUSINESS	
		SHEET 1 OF 2
	COMMISION #	

COMMISION #

(PRINT NAME/TITLE)

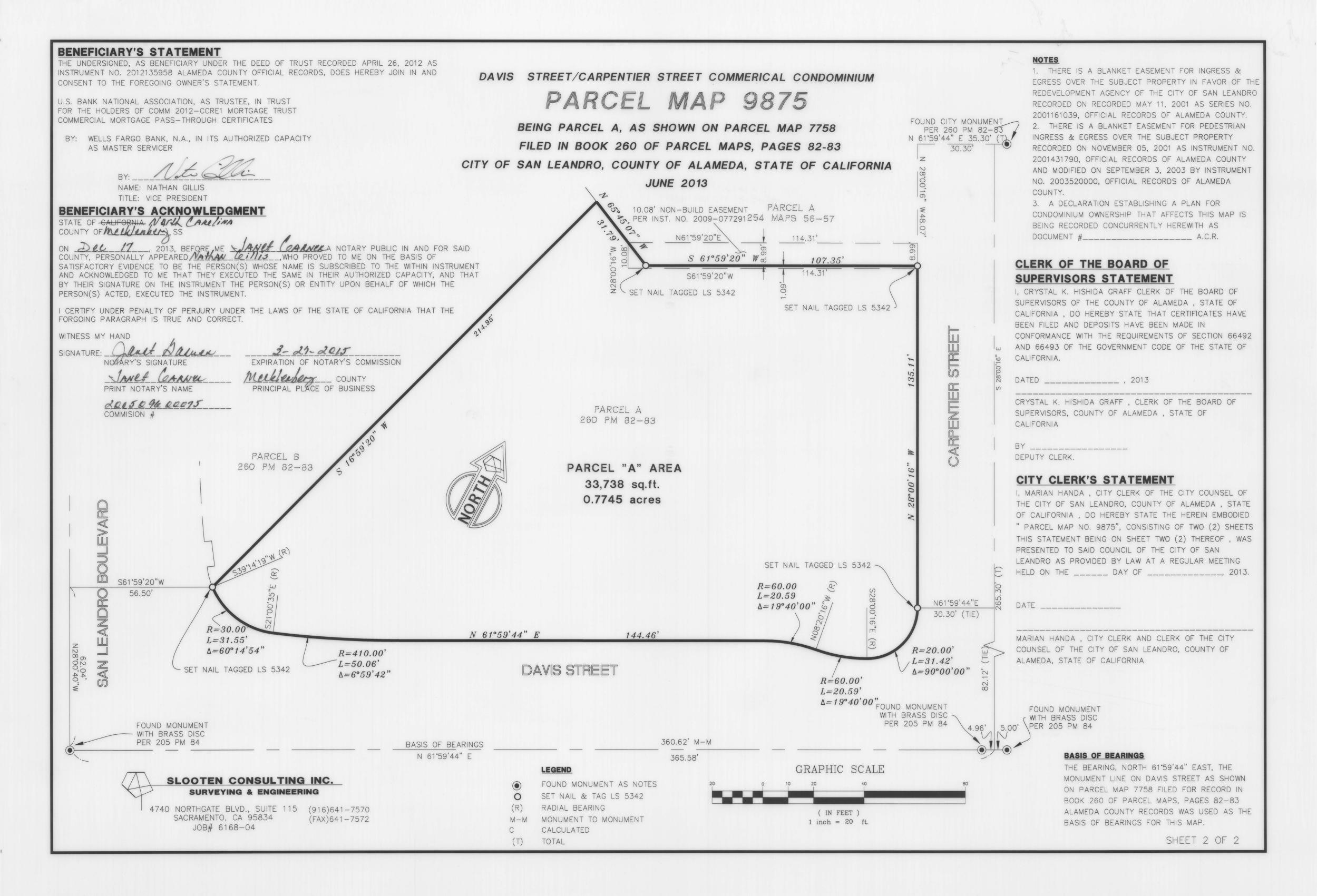


EXHIBIT A

CITY ENGINEER'S REPORT FOR PARCEL MAP 9875 500 DAVIS STREET

FINDINGS:

Pursuant to the provisions of Section 7-1-520 of the San Leandro Municipal Code, I have examined Parcel Map 9875 and find that it will be in compliance with Title VII, Chapter 1 of the San Leandro Municipal Code and the State Subdivision Map Act upon completion of the conditions of approval listed below.

CONDITIONS OF APPROVAL

None

Date: 2/20/2014

Kenneth Joseph, P.E., City Engineer

