



1 North San Antonio Road
Los Altos, California 94022-3087

MEMORANDUM

DATE: 6/27/23
TO: Councilmembers
FROM: City Manager's Office

SUBJECT: COUNCIL Q&A FOR June 27th, 2023, CITY COUNCIL REGULAR MEETING

Agenda Item 2 (Minutes)

1. Page 3 of 6, Item 9, the name of who made the Second to VM Weinberg's motion on the Grant Park resolution needs to be added.

Answer: Minutes have been edited.

2. Page 5 of 6, Item 2, the name of who made the Second to VM Weinberg's motion needs to be added.

Answer: Minutes have been edited.

Agenda Item 4 (Sanitary Sewer Rates)

1. Could you please confirm that staff has reviewed the sanitary rate increases and numbers for accuracy.

Answer: Staff reviewed the sanitary rate increases and numbers for accuracy.

2. Other cities have discovered miscalculations.

Answer: NBS and staff reviewed the sanitary rate increases and numbers for accuracy.

Agenda Item 6 (Development Impact Fee Study):

1. Will this study include the basis for imposing a parking in lieu fee (assuming the study supports one)?

Answer: This is something that would be established during the Downtown Parking Study which will be a separate contract.

2. On the first page of the staff report, under the heading "fiscal impact," the study is referred to as a "construction contract." Why is this a construction contract? Are there any particular implications to the City because this is a construction contract as opposed to another kind of contract?

Answer: That is an error, this is for a Professional Service Agreement/Contract.

- 3. The difference between RCS' and Finance DTA's bids compared to Matrix' is striking. Were RCS and Finance DTA invited to give bids competing with the comprehensive substance of Matrix' bid? Would the City save money if we put this out to another RFP so that other contractors could make competing bids?**

Answer: The RFP that was released was comprehensive and requested responses to include all components; Matrix was the only response that included all components contained in the RFP. Staff researched the cost of similar fee studies in nearby jurisdictions of the same size and services, the cost Matrix proposed is the most in line with the industry and what has been paid by other jurisdictions. A RFP is a negotiated contract based on the professional qualifications of the provider. These contracts are based on the professional services, experience, and price. The City does not have to accept the lowest proposal. These contracts may be freely negotiated with the service provider.

- 4. In the Resolution, Attachment 2, the first Whereas seems to be incomplete or perhaps the word "which" need to be deleted?**

Answer: Noted. Staff can make that correction with the adoption of the resolution.

Agenda Item 10 (IMPEC Janitorial Services):

- 1. Why doesn't this have to go out for an RFP?**

Answer: This is an amendment to an existing services agreement. It also is not a "public works" project for bidding purposes of the Public Contract Code, and it is not required to pay prevailing wages as "routine maintenance" under 8 CCR 1600.

Agenda Item 11 (TDA Funding for Hetch Hetchy Trail):

- 1. The staff report says that the City wants to make the crossings ADA compliant and to "add additional features." (Staff Report, p. 2, first ¶ under the heading "Project.") What are the "additional features?"**

Answer: Enhanced crosswalks, crossing assembly signage to alert vehicles to the crossing, stop markings and signage for bicycles at the street frontage, warning signage for bicyclists in advance of the street crossing, slow signage and pavement markings for bicyclists approaching the street frontage.

- 2. Typo in the Resolution: In the last "WHEREAS," remove the words at the very end ("now, therefore, be it").**

Answer: This has been corrected.

- 3. As we improve the pathway along Hetch Hetchy, can we upgrade the water fountain on the path? (There is a faucet but no existing fountain for the bicycle/pedestrian).**

Answer: Unfortunately, PUC has stated that these items may be used until they reach the end of their useful life, at which time the SFPUC may require their removal or relocation. PUC has stated these items should not be replaced.

- 4. Page 2-3 of the staff report says that, “ ... The PUC has delayed the permit until the City and PUC are in alignment with the provisions of an updated maintenance agreement between the two agencies.” What has been the sticking point in getting the maintenance agreement completed?**

Answer: The City and PUC took extensive time clarifying maintenance responsibilities and area parameters of the SFPUC Amended Vegetation Management Policy as part of the updated maintenance agreement. With the full execution of the updated maintenance agreement in November 2022, the City is now in the process of bringing the vegetation along the pathway into compliance with the guidelines in accordance with the agreement. The maintenance agreement was additionally contingent upon removal of the lighting pole and PG&E connection.

Agenda Item 12 (Grassroots Ecology):

- 1. On page 2 of the staff report under the heading “Purpose,” the text says that staff is asking for \$233,130. Should this figure actually read “\$191,000?” If not, what does the \$233,130 figure represent and why does the resolution authorize only \$191,000?**

Answer: This is a typo. \$191,000 is the proper amount.

- 2. The contract is for two years plus a three-year option. After two years, how will the City exercise its option (if we want to do so)? Will a new resolution be necessary or should this resolution authorize the City Manager to exercise the option (and, therefore, increase the amount authorized in the resolution to cover the additional three years)?**

Answer: At the end of the initial two years, staff will consider the quality of work done during that time and any proposed changes to the agreement from Grassroots ecology when deciding to amend the original agreement for the balance of the five-year term. If/when an amendment for the additional three years comes to Council, it will be accompanied by a resolution.

- 3. Page 2 of the staff report, under Purpose, says that the total amount for the stewardship contract is \$233,130 but everywhere else it states \$191,000. I assume the \$233K is an error?**

Answer: This is a typo. \$191,000 is the proper amount.

Agenda Item 13 (Apricot Orchard Maintenance Agreement):

- 1. Is the \$225,000 over three years a “not to exceed amount” or is the intent for the City to contribute \$75,000 each year? The intent is for \$75,000 each year.**

Answer: The intent is to contribute \$75,000 each year.

- 2. Are the funds released to the Orchard Commons Committee, or do they stay with the City to be spent at the direction of the OCC? Funds will be released to the Orchard Commons Committee.**

Answer: Funds will be released to the Orchard Commons Committee.

- 3. Will the City periodically review/audit the OCC’s use of the \$75,000? How?**

Answer: No. We are providing the funds we think are necessary to restore the orchard to good condition. We will revisit the amount at the end of the first 3-year term and determine an appropriate annual amount for maintenance and operation at that time.

Agenda Item 15 (Public Hearing re 5790 Arboretum Drive):

- 1. When was LAMC Section 14.76.070 B adopted in its current substantive form (even if the numbering has changed)?**

Answer: The following two links will take you to the most recent ordinances that modified anything within Chapter 14.76 of the Municipal Code. No substantive changes have been made to the Variance section of this ordinance.

https://library.municode.com/ca/los_altos/ordinances/code_of_ordinances?nodeId=792031

https://library.municode.com/ca/los_altos/ordinances/code_of_ordinances?nodeId=1210556

- 2. How many variance applications have we received under that section since its adoption, and how many variances have been granted?**

Answer: Under Ord. 2023-490: Two (2)
Under Ord. 2016-423: Forty-three (43)

- 3. May I please have the dates when those granted applications went to the DRC (I think its the DRC because we only changed it to the Planning Commission in 2/2023)?**

Answer: Staff would need additional time to gather this information. The City Attorney will provide a Memo regarding the approval or denial of variance at the time of the Appeal hearing.

Agenda Item 17 (Los Altos Library Patio Project):

- 1. If the project runs over the \$2 million budget, who is responsible to cover the shortfall?**

Answer: The project is being funded through the Los Altos Library Endowment and a private donation and will be planned for the \$2M available budget.

- 2. What will be done to mitigate noise from the traffic on San Antonio?**

Answer: This is something that will be determined during the Design Review Permit process.

- 3. What will be done to beautify the wall facing parallel to San Antonio?**

Answer: This will be determined in the final design as required in the Design Review Permit.

- 4. Please explain the purpose, nature, and partnership between the SCCLD and the History Museum with respect to this project. (LALE letter, bottom of page 2.)**

Answer: The Library will be the lead on the patio project design and will work with an advisory group composed of members of LALE and the History Museum's Orchard Commons Committee. One of the future uses of the proposed space will be to offer collaborative public programming.

- 5. Since the proposed patio will be constructed on City land, will the City be responsible for the construction of the patio? Will the patio be subject to the rules generally covering public construction projects? Will the contractors be paid at prevailing wages?**

Answer: SCCLD will be responsible for managing construction, and the project will be subject to prevailing wage and all rules governing public works projects.

6. The LALE letter “strongly encourages a rapid approval.” LALE letter, page 3, item 4. How has staff responded to this request? If the Council adopts the proposed resolution, will this project be “fast tracked” or will it be subject to the City’s regular approval process?

Answer: The City has not received this request. This project will be subject to the normal approval process.

7. The History Museum’s MOU says that “[i]f construction operations alter the quality or quantity of tree sites in the orchard, it is our understanding that the damage will be offset by appropriate mitigation actions agreed upon through open communication.” What are the “appropriate mitigation actions?”

Answer: Under this hypothetical scenario, mitigation would be determined either by the Development Services Director or the Historical Commission based on the application package received and approvals required. There is currently no submission package for the City to review so we cannot determine the hypothetical situation the History Museum is considering.

8. Can we please include resolution 91-31 that defines the boundaries of the orchard

Answer: Yes. Here are links to the appropriate resolutions (also attached) [Resolution 81-23](#) and [Resolution 91-31](#).

9. Are you aware of the process under CEQA that we are a certified local government for the State of California for Historic preservation in regards to the apricot orchard?

Answer: Staff is aware that the City of Los Altos is a Certified Local Government for the State of California for Historic Preservation.

10. Can you explain what the protocol and process is to change the current boundaries of the historic orchard?

Answer: Modification to the existing boundaries of the Historic Orchard can be amended upon Final Action taken by the City Council. Recommendation must be obtained by the Historic Commission first, and subsequent action taken by the City Council.

11. By not following the process, are we open to litigation or any other ramifications?

Answer: Staff is not sure of which process is being referenced. The City of Los Altos and SCCLD will follow all requirements of the Los Altos Municipal Code, and CEQA.

12. What would be the net loss of land if we would move forward on this patio project?

Answer: The final design and size of the project has not yet been determined. Final size will be determined during the Design Review process.

13. What is the front setback needed from San Antonio?

Answer: The Civic Center Property is zoned PCF. The Required Front Yard Setback for the PCF Zone is 40 feet. The approximate existing setback is 75 feet.

14. What specifically are we having sent to the Planning Director for approval?

Answer: The request before the City Council tonight is to send the proposal to the Development Services Director for review and necessary approvals; a Design Review Permit is required based upon the conceptual proposal before the City Council tonight. Once an application package is received staff will be able to determine which approvals are necessary in addition to administrative approval. These approvals may include some or all of the Historical Commission, the Planning Commission, and the City Council.

15. If a plan is approved, can the fountain be relocated?

Answer: The concept before the City Council is not an application, and as such, does not address the fountain. The relocation or incorporation of the fountain in the patio project can be determined as part of the submission and approval process.

16. Please provide us with the new architectural renderings for the 7,700 square feet design of the enclosed patio.

Answer: A New Architectural Rendering would not be provided until this item undergoes Design Review with the Development Services Department. The plan is only conceptual as of today.

Agenda Item 18 (Leaf Blowers):

1. Proposed Section 11.15.040: Why are leaf blowers permitted to be used as early as 7:00 a.m. Monday through Saturday, but not until 10:00 a.m. on Sunday?

Answer: The thought was to have a later timeframe for Sunday's due to specific complaints received about noise violations during the early morning on that day of the week.

2. What are the hours that code enforcement works? Can leaf blower usage be restricted to just those hours so that we are certain that a code enforcement official is available in case someone uses a gas leaf blower?

Answer: 7:30am to 5:30pm

3. Can we setup a buy back program for gas leaf blowers?

Answer: This item is not currently budgeted in the City's Adopted Budget. The City could explore creating an incentive program for this purpose.

4. How has enforcement improved or changed since our new code enforcement officer joined and the function was moved to Development Services?

Answer: In the last three months Code Enforcement has issued more citations and notice of violations than previously issued in the last three years. Code Enforcement under the purview of the Development Services Director has resulted in faster response times, and ultimately voluntary compliance.

Agenda Item 19 (Mechanical Equipment Setbacks):

1. What is the basis for each of the distances proposed by staff? Is this just a mirror of what our peer cities use?

Answer: The Development Services Department has received countless complaints regarding new and existing AC units installed in side yard setbacks, because the Noise Ordinance in and of itself is a

performance measure which requires compliance with the decibel limits it has proven that not having a codified setback or allowing AC units in the side yard setback is creating ongoing enforcement issues. Not allowing the installation of new AC units in the side yard setbacks will allow for the City to maintain privacy and personal enjoyment of space.

2. Why are the interior and exterior side minimum setback requirements in the OA district 10% of width while all other setbacks have a numerical number?

Answer: The OA District as a whole has varying lot sizes which already existing. Some jurisdictions provide setbacks in this format to allow for development to occur more easily and not to impact the feasibility of a site.

3. Why are we proposing setbacks based on distance from the property line as opposed to loudness (decibels) imposed on neighboring properties?

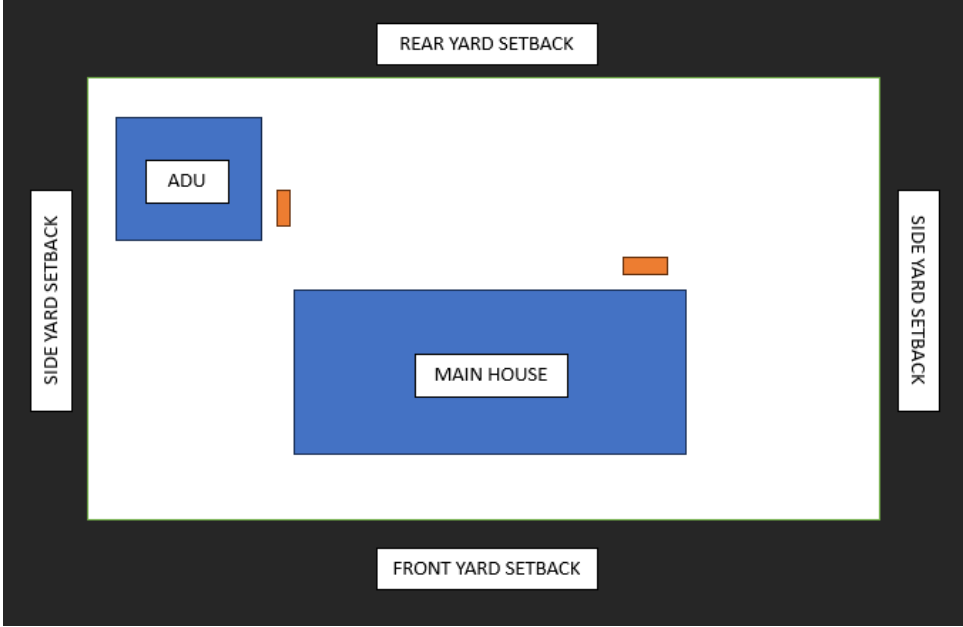
Answer: We are not. We are adding a specific provision for a setback requirement of AC units. The Noise Ordinance will remain fully intact and still act as the performance measure for noise generation.

4. Why are the setbacks crazy-small or nonexistent for properties in the commercial districts?

Answer: This is common in most commercial zoning in all jurisdictions. Residential zoning generally favors increased setbacks for desired privacy.

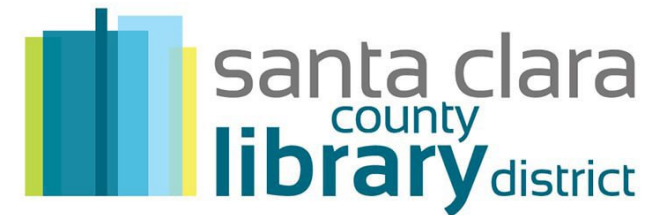
5. Are exceptions made for lots that are split? The proposed setbacks for properties in the R1 neighborhoods might seem appropriate, but what if someone splits their lot under SB 9? Won't the proposed setbacks be unfair or impossible to meet by smaller lots in the R1 neighborhoods?

Answer: No, the proposed ordinance will provide remedy for this by requiring AC units to be installed on the furthest portion of a building away from the property lines. Please see the figure below. The orange color object shows how an AC unit placement can still occur while meeting the requirements of the code as proposed.



Los Altos Library Patio Project Concept

Rose Baiza, Community Librarian
Jennifer Weeks, County Librarian



Los Altos Main Library Needs Assessment

Highlights from 2018 G4 Study

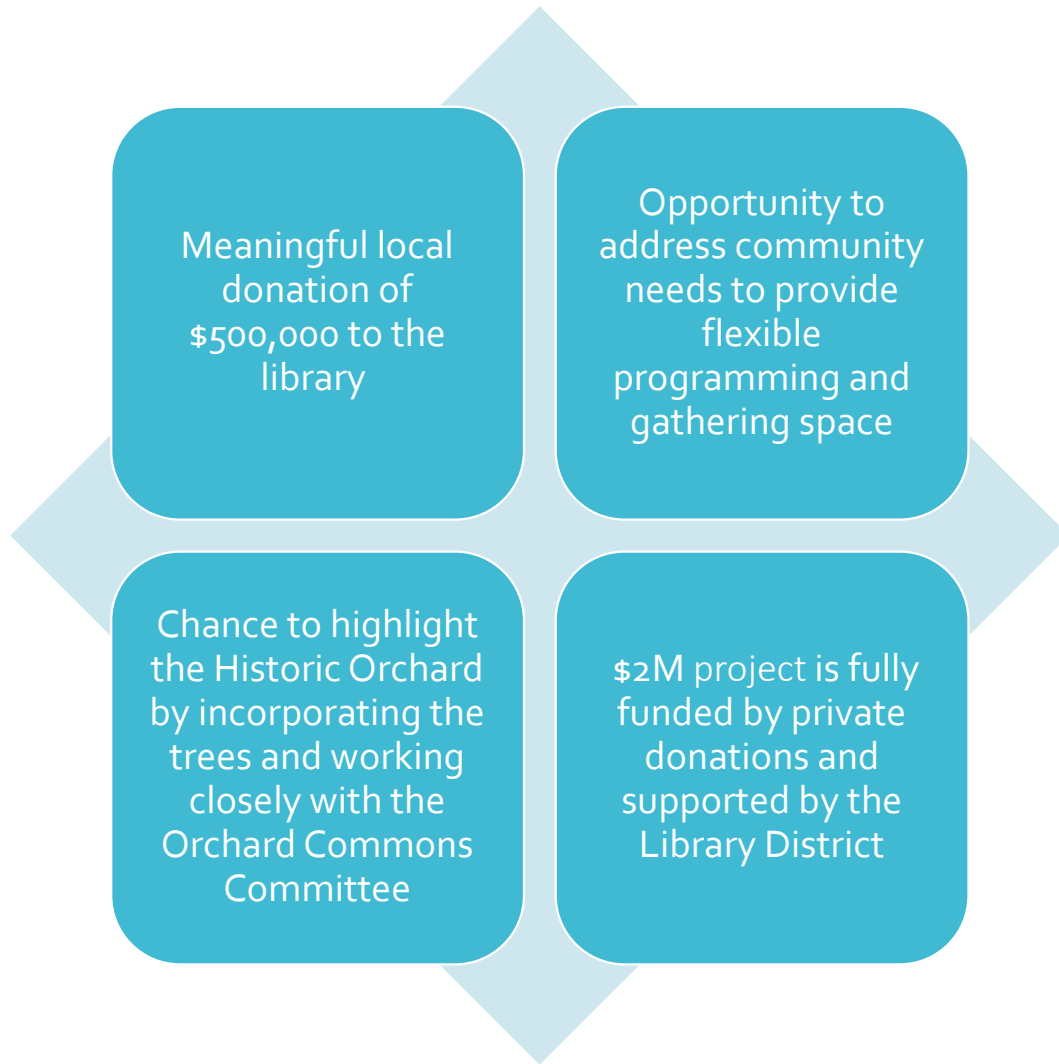
People of all ages come to the library for both solo and collaborative activities

Program/ meeting space is in high demand

The library is a gathering place





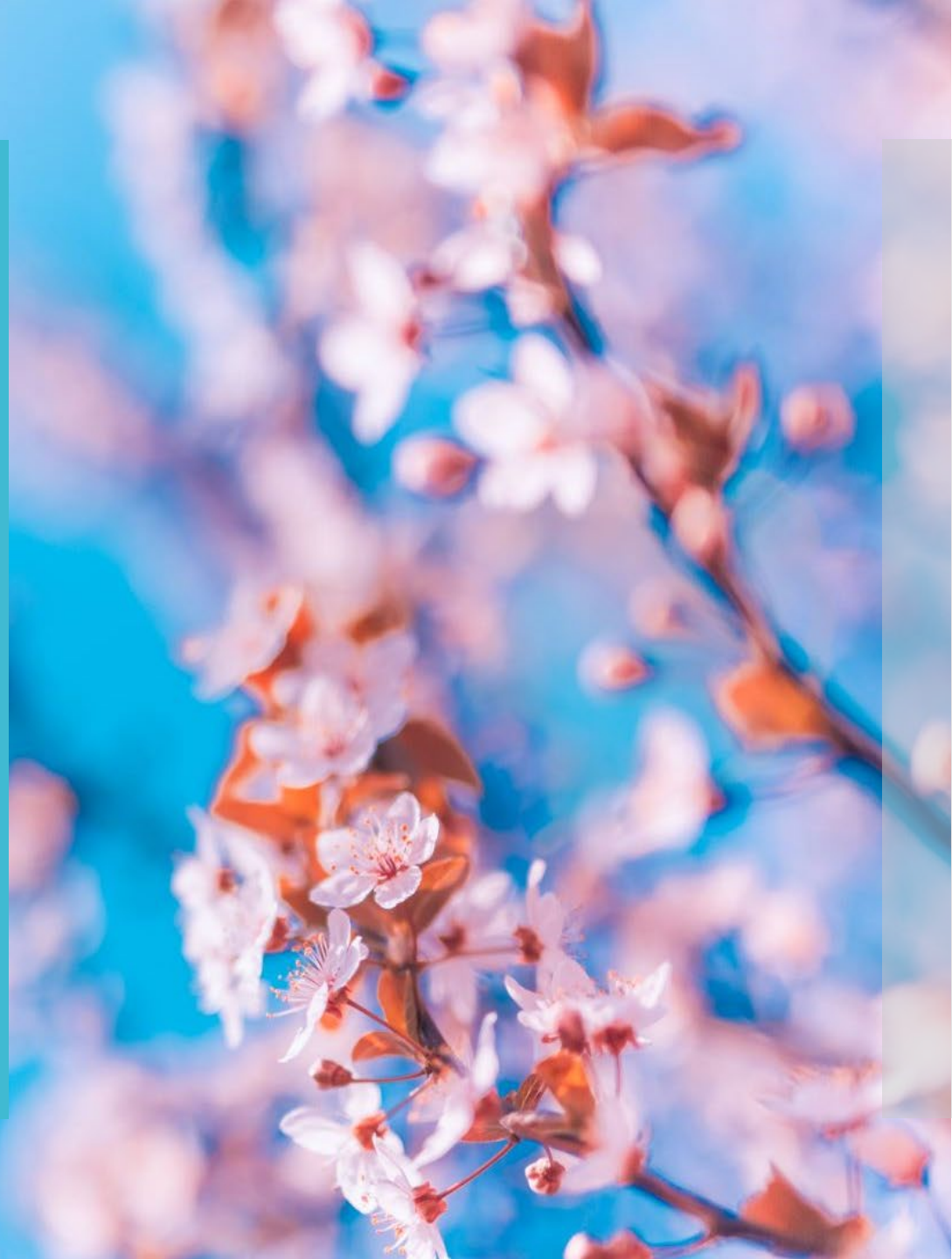


Patio Inspiration

Patio Opportunities

Increases capacity at popular events for all ages with more programming space

- Provides inclusive programs in a safe outdoor space
- Creates flexible space that can be utilized by all members of the community
- Offers new experiences for children and families while highlighting the Historic Orchard
- Aligns with District Strategic Plan

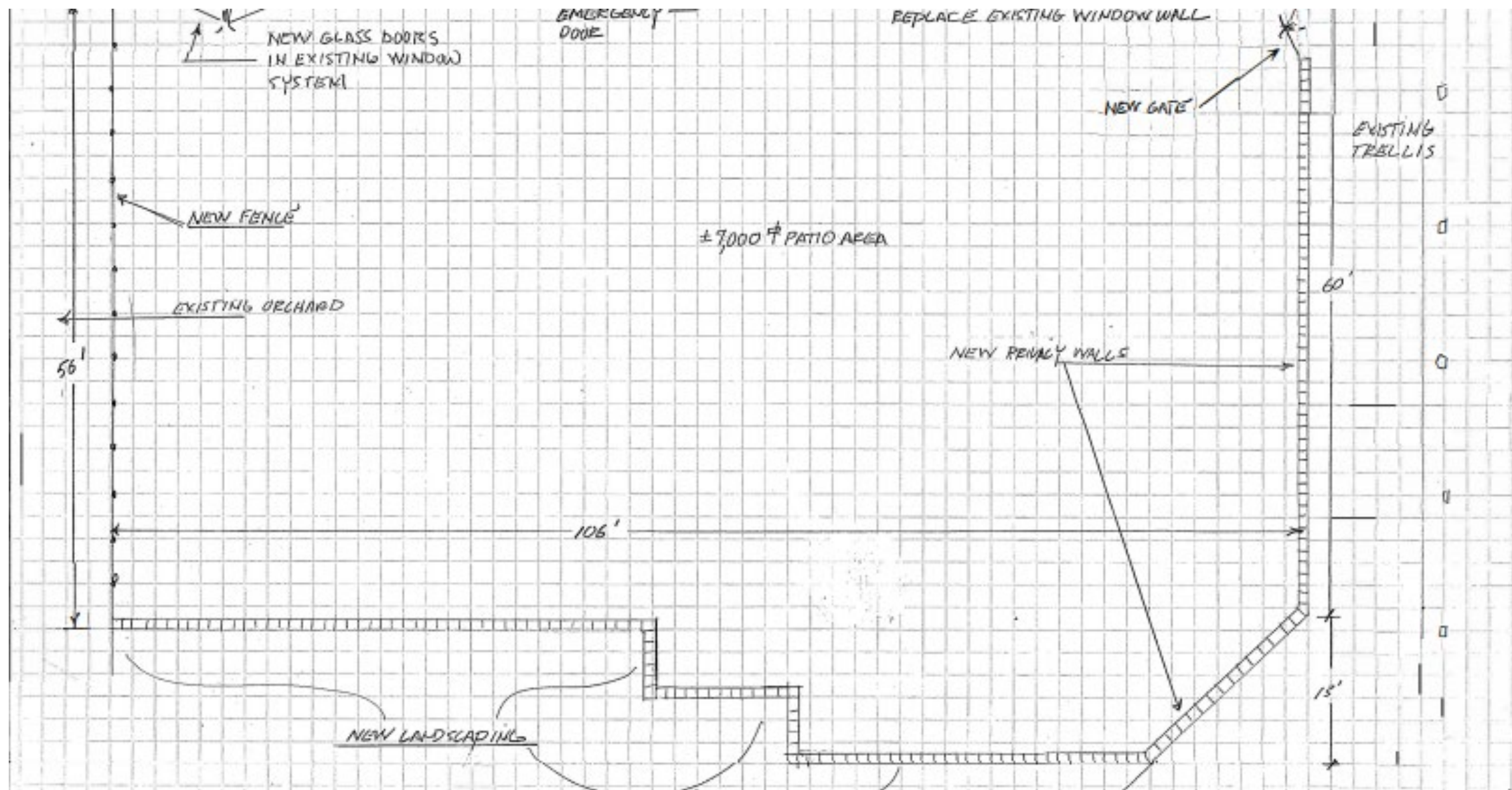


Proposed Library Patio

CONCEPT ONLY

Exact size and design TBD with professionals.





Community
Support

Library Commission

Los Altos Library Endowment

Friends of the Los Altos Libraries

History Museum/Orchard Commons
Committee

Builds Community Partnerships

History Museum/OCC

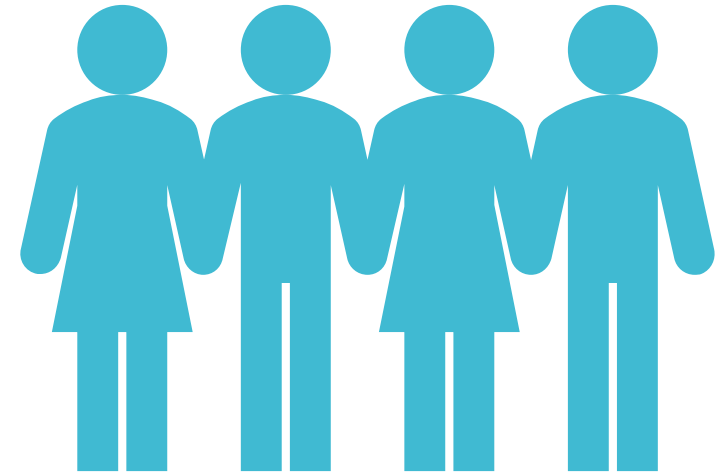
GreenTown Los Altos

Master Gardeners

LASD Living Classrooms

LASD Art Docents

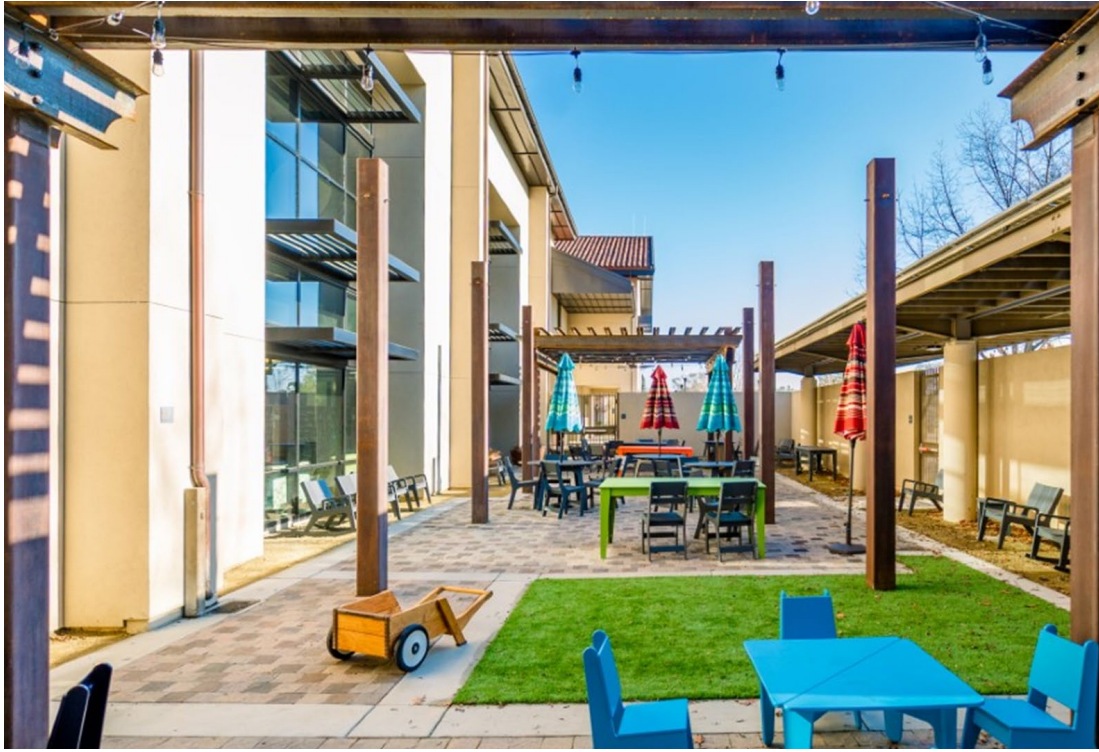
The Garden Club of Los Altos



Outdoor spaces allow for libraries and their partners to invest in the health and wellness of communities, connect residents to library resources, and enhance literacies. Great outdoor spaces provide opportunities for libraries to showcase their capacity to strengthen communities and be true placemakers—inside and out.

Library Journal





Gilroy Library Patio



Cupertino Library Patio

With Approval...

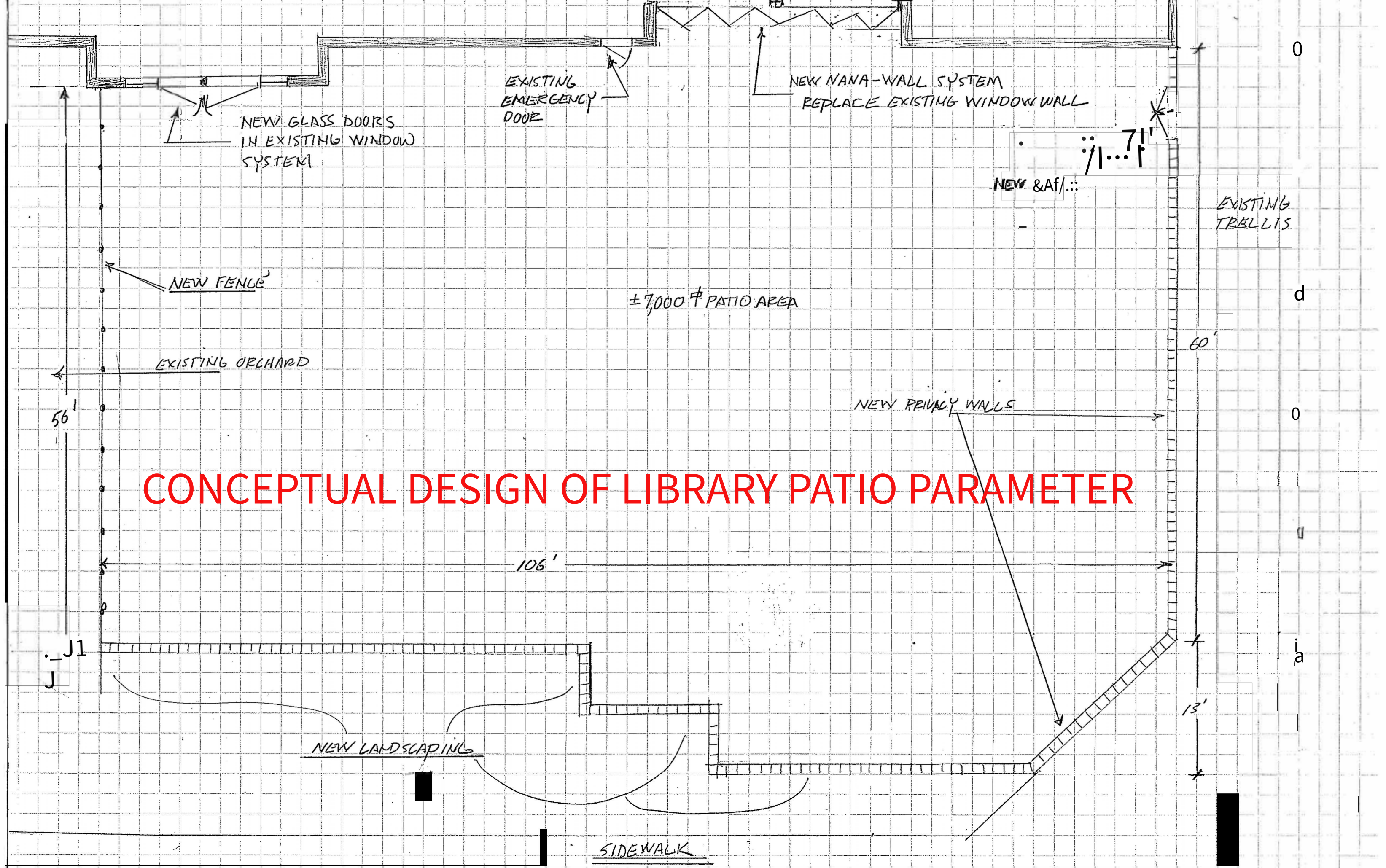
SCCLD TO WORK WITH CITY DEVELOPMENT SERVICES DIRECTOR

SCCLD TO LEAD PUBLIC BID PROCESS AND PROJECT MANAGEMENT

INVOLVE STAKEHOLDERS TO ENSURE PROJECT SUCCESS

CONTINUE TO DEVELOP COMMUNITY PARTNERSHIPS TO MAKE THE PROJECT MOST RELEVANT TO THE COMMUNITY

Thank you



CONCEPTUAL DESIGN OF LIBRARY PATIO PARAMETER

NEW GLASS DOORS
IN EXISTING WINDOW
SYSTEM

EXISTING
EMERGENCY
DOOR

NEW NANA-WALL SYSTEM
REPLACE EXISTING WINDOW WALL

NEW & Af/::

EXISTING
TRELLIS

NEW FENCE

±7,000 sq ft PATIO AREA

EXISTING ORCHARD

NEW PRIVACY WALLS

NEW LANDSCAPING

SIDEWALK

56'

106'

60'

13'

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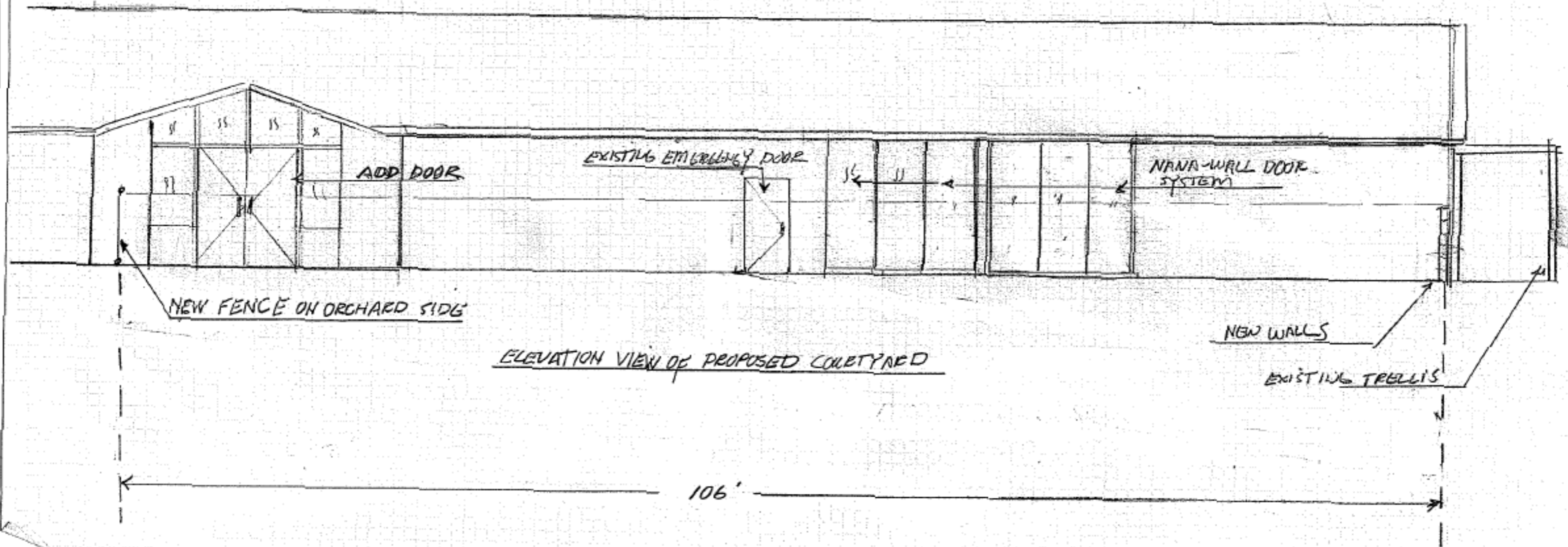
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CONCEPTUAL DESIGN OF LIBRARY PATIO PARAMETER



Los Altos Library Patio Project Concept

Rose Baiza, Community Librarian

Jennifer Weeks, County Librarian



Meaningful local
donation of
\$500,000 to the
library

Opportunity to
address community
needs to provide
flexible
programming and
gathering space

Chance to highlight
the Historic Orchard
by incorporating the
trees and working
closely with the
Orchard Commons
Committee

\$2M project is fully
funded by private
donations and
supported by the
Library District

Patio Inspiration

Los Altos Main Library Needs Assessment

Highlights from 2018 G4 Study

People of all ages come to the library for both solo and collaborative activities

Program/ meeting space is in high demand

The library is a gathering place





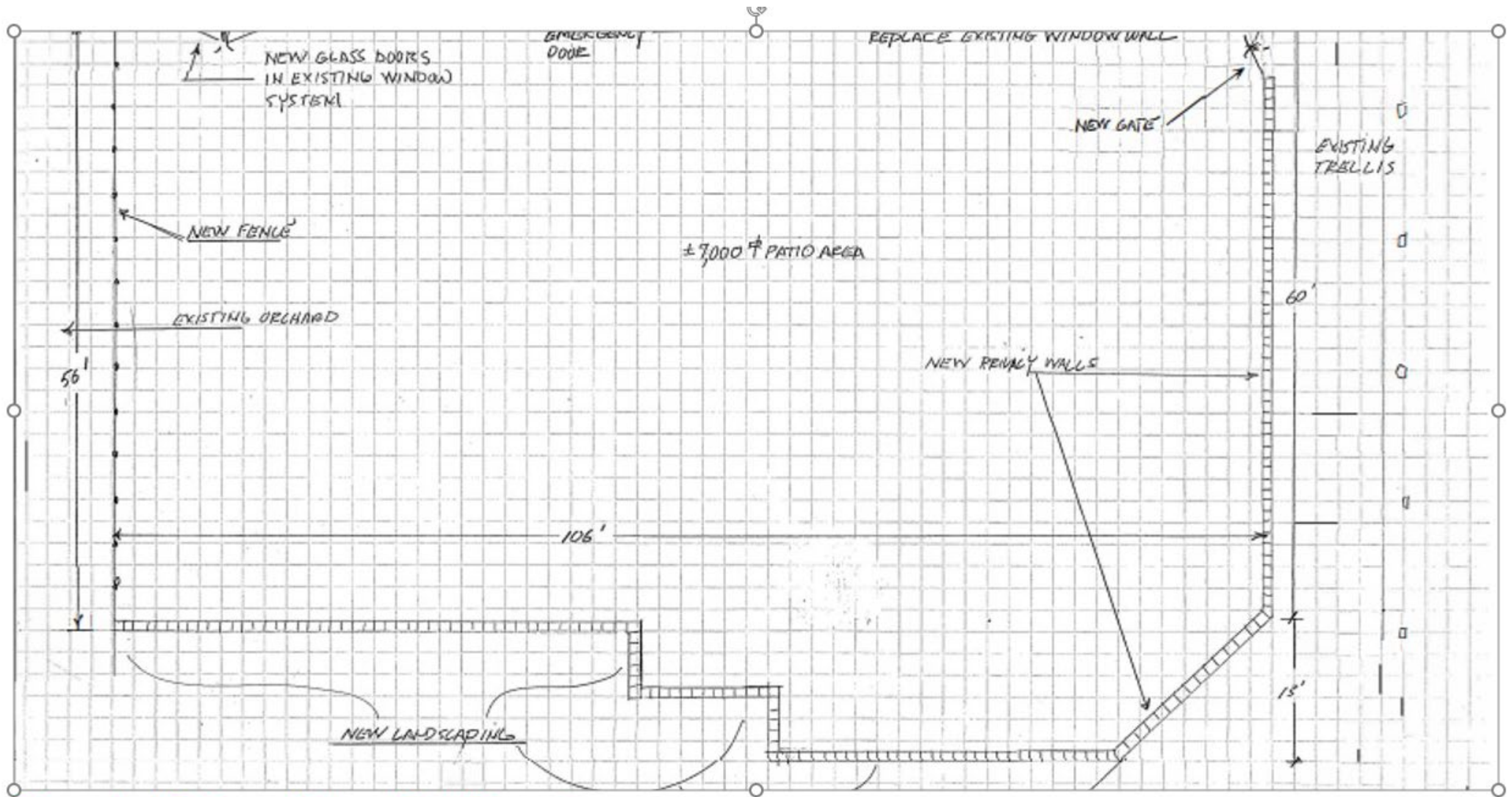
ROOM CAPACITY 100

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Patio Opportunities

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- Aligns with District Strategic Plan





Conceptual Design of Library Patio Parameters

Proposed Library Patio

CONCEPT ONLY

Exact size and design TBD with professionals.



Community Support

- Library Commission
- Los Altos Library Endowment
- Friends of the Los Altos Libraries
- History Museum
- Orchard Commons Committee
- Los Altos Library Patrons

Builds Community Partnerships

History Museum/OCC

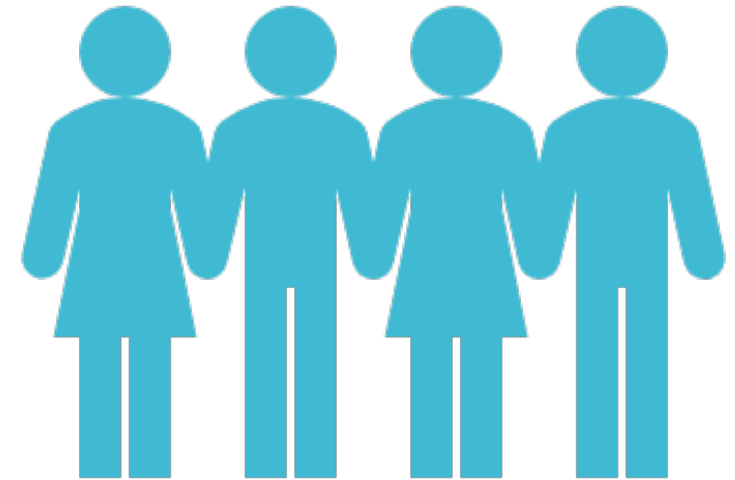
GreenTown Los Altos

Master Gardeners

LASD Living Classrooms

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The Garden Club of Los Altos





Gilroy Library Patio



Cupertino Library Patio



Saratoga Library Patio



Saratoga Library Patio

With Approval...

SCCLD TO WORK WITH CITY DEVELOPMENT SERVICES DIRECTOR

SCCLD TO LEAD PUBLIC BID PROCESS AND PROJECT MANAGEMENT

INVOLVE STAKEHOLDERS TO ENSURE PROJECT SUCCESS

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Outdoor spaces allow for libraries and their partners to invest in the health and wellness of communities, connect residents to library resources, and enhance literacies. Great outdoor spaces provide opportunities for libraries to showcase their capacity to strengthen communities and be true placemakers—inside and out.

Library Journal



Thank you



AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LOS ALTOS AMENDING CHAPTER 5 AND 8 OF TITLE 2 OF THE LOS ALTOS MUNICIPAL CODE RELATING TO THE HISTORICAL COMMISSION AND DESIGNATION AND PRESERVATION OF LANDMARKS AND CULTURAL RESOURCES MANAGEMENT.

THE CITY COUNCIL OF THE CITY OF LOS ALTOS DOES ORDAIN AS FOLLOWS:

SECTION 1. FINDINGS: The City Council of the City of Los Altos hereby finds:

- (a) That the City's General Plan Chapter 3 Goals 5 and 6 calls for the preservation and enhancement of the City's historic and cultural resources;
- (b) That the City Council has heard and considered evidence submitted at properly advertised joint City Council/Historical Commission work sessions and Historical Commission, Planning Commission and City Council public meetings, such evidence indicating a distinct need for adoption of an ordinance amending the Municipal Code relative to historical resources;
- (c) That the City Council finds that the adoption of said amendments to the Municipal Code is in the best public interests.

SECTION 2. AMENDMENT OF CODE: Section 2-5.02 and 2-5.09 of Chapter 5, of Title 2 of the Los Altos Municipal Code are hereby amended to read as follows:

Section 2-5.02. Membership.

All voting commissioners shall be residents of the City, except that: a) three (3) voting members of the Library Commission need not be residents; and b) two (2) voting members of the Historical Commission need not be residents provided the criteria of Section 2-8.201 are met.

Section 2-5.09. Powers and Duties of the Historical Commission.

The Historical Commission shall have those powers and duties granted it by Section 2-8.204 of the Los Altos Municipal Code and/or as may be entrusted to it by the Council from time to time and shall submit an annual report to the Council.

SECTION 3. AMENDMENT OF CODE: Sections 2-8.101 through 2-8.203 of the Los Altos Municipal Code are hereby amended, and Sections 2-8.204 through 2-8.504 are hereby added to the Los Altos Municipal Code, as contained in Exhibit A attached hereto and incorporated herein by reference as if set forth in full.

SECTION 4. PUBLICATION: A summary of this ordinance shall be published as required in Government Code Section 36933.

* * * * *

The above and forgoing Ordinance was duly and regularly introduced at a meeting of the City Council of the City of Los Altos on the 27th day of March, and was thereafter, at a regular meeting held on the 10th day of April passed and adopted by the following roll call vote:

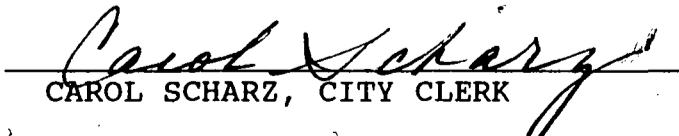
AYES: Mayor Reeder, Councilmembers Bruno, Lave, & Spangler

NOES: None

ABSENT: Councilmember Laliotis



DAVID REEDER, MAYOR



CAROL SCHARZ, CITY CLERK

CHAPTER 8. DESIGNATION AND PRESERVATION
OF LANDMARKS AND CULTURAL RESOURCES MANAGEMENT

Article 1. General Provisions

Sec.2-8.101 Purpose

It is hereby declared as a matter of public policy that the recognition, preservation, enhancement and use of historic resources within the City is required in the interest of health, economic prosperity, cultural enrichment and general welfare of the people. The purpose of this Chapter is to:

(a) Safeguard the heritage of the City by providing for the protection of irreplaceable historic resources representing significant elements of its history;

(b) Enhance the visual character of the City by encouraging the compatibility of architectural styles which reflect established architectural traditions;

(c) Encourage public knowledge, understanding and appreciation of the City's past, and foster civic and neighborhood pride and sense of identity based upon the recognition and use of the City's historic resources;

(d) Stabilize and improve property values within the City and increase the economic and financial benefits to the City and its inhabitants derived from the preservation, rehabilitation, and use of historic resources;

(e) Integrate the conservation of historic resources into the public and private development process and identify as early as possible and resolve conflicts between the preservation of such resources and alternative land uses.

Sec.2-8.102 Definitions

For the purposes of this chapter, the following words and phrases shall have the meanings respectively ascribed to them in this Section, unless the context or the provision clearly requires otherwise:

(a) Alteration means any exterior change or modification of a designated historical landmark or any property within an historic district including, but not limited to, exterior changes to or modifications of structure, architectural details or visual characteristics, grading, surface materials, the addition of new

structures, removal or alteration of natural features, disturbance of archeological sites or areas, and the placement or removal of any exterior objects such as signs, plaques, light fixtures, walls, fences, steps or gates affecting the exterior visual qualities of the property, but does not include painting, ordinary maintenance and landscaping.

(b) **Designated historic district** means a distinct section of the City, specifically defined in terms of geographical boundaries, designated as an historic resource pursuant to this Chapter.

(c) **Designated historic landmark** means a building, improvement, structure, natural feature, site or area of land under single or common ownership, designated as an historic resource pursuant to this Chapter.

(d) **Exterior architectural feature** means the architectural elements embodying style, design, general arrangement and components of all the outer surfaces of an improvement, including but not limited to, the kind, size, shape and texture of building materials and the type and style of windows, doors, lights, signs and other fixtures appurtenant to such improvement.

(e) **Historical Commission** means the historical preservation commission established pursuant to this Chapter and **Commissioner** means a member of the Historical Commission.

(f) **Commission staff** means the Planning Director and her/his authorized representatives.

(g) **Historic resource** means any public or private property designated by the City, pursuant to this Chapter, as an historic landmark or historic district, and those properties listed on the City's Historical Resources Inventory.

(h) **Historic Resources Inventory** means the City's official inventory of the historic resources, as adopted and amended from time to time by resolution of the Historical Commission. A property may be listed on the Historical Resources Inventory without being designated pursuant to this Chapter as an historic landmark or historic district.

(i) **Improvement** means any building, structure, parking facility, fence, gate, wall, work of art or other appurtenance or addition thereto constituting a physical betterment of real property, or any part of such betterment.

(j) **Preservation** means identification, study, protection, restoration, rehabilitation or enhancement of cultural resources.

Article 2. Historical Commission

Sec.2-8.201 Creation; qualification and residency of members

An Historical Commission consisting of seven unpaid members, with the following qualifications, shall be appointed by the City Council:

(a) Two members who, by reason of training and experience, are (1) knowledgeable in the field of construction and structural rehabilitation, such as a licensed architect, engineer or contractor, or (2) social/architectural historian or urban planner. Such members must either reside or have a place of business within the City; provided, however, with the approval of the City Council, any such members who do not maintain an office within the City may reside within the geographic area covered by the 94022 and 94024 U.S. Postal Service zip code.

(b) Five members appointed at large having demonstrated interest in preservation of the historic resources within the City. Such members must be residents of the City.

(c) The original appointment of members of the Commission shall be as provided in Section 2-5.03.

The term of office of members of the Commission shall be as provided in Section 2-5.03.

Sec.2-8.202 Organization

(a) The Commission shall elect annually, on or before January 31st, one of its members to serve in the office of Chairman, and may elect such other officers from among its members as designated in its charter. Should a mid-year vacancy in any office occur, the Commission shall elect a replacement officer at the next regular or noticed special meeting to serve until the next annual election of officers.

(b) The Planning Director or her/his authorized representative shall act as Secretary for the Historical Commission, shall be the custodian of its records, shall conduct official correspondence, and shall generally supervise the clerical and technical work performed at the request or on behalf of the Historical Commission.

(c) The Historical Commission shall meet monthly, or more frequently upon call of the Chairman or Commission staff, as necessary. All meetings shall be open to the public and a public

record shall be kept of all Commission proceedings and actions.

A majority of Commissioners shall constitute a quorum, with the Chairman having a vote. The City Council shall prescribe rules and regulations for the conduct of its business, thereafter, giving the powers and authority to perform the duties hereinafter enumerated.

Sec. 2-8.203 Powers and Duties

The Historical Commission shall be advisory only to the City Council, the Planning Commission and the agencies and departments of the City, and shall establish liaison and work in conjunction with such authorities to implement the purposes of this Chapter. The Historical Commission shall have the following powers and duties:

(a) Conduct, or cause to be conducted, a comprehensive survey of properties within the boundaries of the City for the purpose of establishing the Historic Resources Inventory. To qualify for inclusion in the Historic Resources Inventory, a property must satisfy the criteria listed in this Chapter. The Inventory shall be publicized and periodically updated, and a copy thereof shall be kept on file in the Planning Department.

(b) Recommend to the City Council specific proposals for designation as an historic landmark or historic district.

(c) Recommend to the appropriate City agencies or departments, projects and action programs for the recognition, conservation, enhancement and use of the City's historic resources, including standards to be followed with respect to any applications for permits to construct, change, alter, remodel, remove or otherwise affect such resources.

(d) Review and comment upon existing or proposed ordinances, plans or policies of the City as they relate to historic resources.

(e) Review and comment upon all applications for building demolition or grading permits involving work to be performed upon or within a designated historic landmark or historic district, and all applications for tentative map approval, rezoning, building site approval, use permit, variance approval, design review or other approval pertaining to or significantly affecting any historic resource. The Commission's comments shall be forwarded to the City agency or department processing the application within thirty days after receiving the request for such comments.

(f) Investigate and report to the City Council on the availability of federal, state, county, local or private funding

sources or programs for the rehabilitation and preservation of historic resources.

(g) Cooperate with county, state and federal governments and with private organizations in the pursuit of the objectives of historical preservation.

(h) Provide resource information on the restoration, alteration, decoration, landscaping or maintenance of any cultural resource including the landmark, landmark site, historic district, or neighboring property within public view.

(i) Participate in, promote and conduct public information and educational programs pertaining to historic resources.

(j) Perform such other functions as may be delegated to it by resolution or motion of the City Council.

Article 3. Designation of Historical Resources

Sec.2-8.301 Criteria

The Historical Commission may recommend to the City Council the designation of a proposed historic landmark or historic district if it satisfies one part from each of the three criteria listed below:

- (a) It should have achieved its significance more than fifty years ago. (Exceptions are made to this rule if the building(s) or site(s) is/are truly remarkable for some reason -- such as being associated with an outstanding architect, personage, usage or event.)
- (b) It should fit into at least one of the following categories:
 - (1) It has character, interest, or value as part of the development of, and/or its exemplification of, the cultural, educational, economic, agricultural, social or historical heritage of the City;
 - (2) It is identified with persons or events significant in local, State, or National history;
 - (3) It embodies distinctive characteristics of a style, type, period, or method of architecture or construction, or is a valuable example of the use of indigenous materials or craftsmanship;
 - (4) It is representative of a notable work of a builder, designer, or architect;
 - (5) It has a unique location or singular physical characteristics, whether man-made or natural, representing an established or familiar visual feature of a neighborhood, community, or the City of Los Altos; or it has a relationship to any other landmark, and its preservation is essential to the integrity of that landmark;
 - (6) The property has the potential for yielding archeological information.
 - (7) It embodies or contributes to a unique natural setting or environment constituting a distinct area or district within the City having special character or special historical, architectural or aesthetic interest or value.
- (c) It should not be altered significantly, so that its integrity is not compromised.

Sec.2-8.302 Applications

(a) Applications for designation as an historic landmark or historic district may be submitted to the Historical Commission by any of the following:

(1) The owner or owners of a building, improvement, structure, natural feature, site or area of land, requesting designation of their property as an historic landmark;

(2) The owners of at least twenty-five percent of the frontage of all recorded lots abutting a specific geographic section of the City, requesting designation as an historic district;

(3) The owners of at least twenty-five percent of the area of all recorded lots within a specific geographic section of the City, requesting designation of the entire section as an historic district.

(b) The City Council or the Planning Commission may also, by resolution or motion, refer a proposed designation to the Historical Commission for its recommendation and the Historical Commission may consider a proposed designation upon its own initiative.

Sec.2-8.303 Historic Landmark Designation

(a) The Historical Commission shall conduct a study of the proposed designation, based upon such information or documentation as it may require from the applicant, the Commission staff, or from other available sources. The Commission may, in its discretion, receive written or verbal comments from any persons having an interest in the proposal or any information relevant thereto.

(b) The Commission shall conduct a public hearing on the proposal. Notice of the time, place, and purpose of the hearing shall be given at least ten (10) days prior to the date of the hearing by publication at least once in a newspaper of general circulation within the City and by mail to the applicant, to the owner or owners of the property, and to the owners of abutting properties. Such written notice shall contain a complete description of the proposed designation and shall advise the property owners that written objections to the proposal may be filed with the Historical Commission in addition to oral comments at the hearing.

(c) Based on its findings to the following issues, the Commission shall render a written report of its recommendation to the City Council within a reasonable time:

(1) That the proposed landmark has significant historical, architectural, cultural, or aesthetic interest or value; and

(2) That the approval or modified approval of the application is consistent with the purposes and criteria of this chapter.

The report shall be accompanied by all of the relevant information and documentation and either shall recommend the designation as originally proposed, recommend a modified designation, or recommend that the proposed designation be rejected. The report shall set forth in detail the reasons for the Historical Commission's decision and the information and documentation relied upon in support thereof. A copy of the report shall be sent to the property owner or owners.

(d) The City Council shall consider the report at its next available regular meeting and determine whether or not to accept the Historical Commission's recommendations. The City Council shall by resolution either approve the proposed designation, in whole or in part or as modified, or shall, by motion, disapprove the proposal in its entirety.

(e) The City must notify the owner and all adjacent property owners of the date on which the City Council will consider this report.

(f) In the event a designating resolution is adopted by the City Council, such resolution shall become effective immediately following adoption thereof and the designated property shall thereafter be subject to the regulations set forth in this Chapter and to such further restrictions or controls as may be specified in the designating resolution. After approval of a designating resolution, the secretary of the Commission shall notify the property owner by mail, outlining the basis for the designation and the regulations which result from such designation. The secretary shall also cause such resolution to be recorded in the office of the County Recorder.

(g) Adoption of a designating resolution shall be based upon a finding by the City Council that the designated property has special historical, cultural, archeological, scientific, architectural or aesthetic interest or value as part of the heritage or history of the City, the County, the State or the Nation, and satisfies the criteria set forth in this article.

(h) Until final action has been taken by the City Council on the proposed designation as an historic landmark no building, alteration, grading, demolition or tree removal permit shall be issued for any work to be performed upon or within the property which is the subject of the proposed designation, unless approved by the Historical Commission or the City Council. This

restriction shall become effective as of the time the study is initiated, and shall extend until the designating resolution becomes effective.

Sec. 2-8.304 Historic District Designation

(a) Following the same procedures set forth in Section 2-8.303 (a), (b), and (c), the Historical Commission shall conduct a study of, and hold a public hearing on any proposed historic district and forward to the City Council and to the Planning Commission a report and recommendations, together with the information and documentation pertaining thereto.

(b) The Planning Commission shall conduct a public hearing on the proposed designation within sixty days after receipt of the Historical Commission's report. Notice of the public hearing shall be given in the manner provided in this chapter.

(c) The Planning Commission either shall recommend approval of the designation as originally proposed, or approval of the designation as modified by the Historical Commission or the Planning Commission, or both, or recommend that the proposed designation be rejected. If the Planning Commission recommends approval or modified approval of the designation, it shall instruct the Commission staff to prepare, and shall approve, a proposed form of ordinance for adoption by the City Council, designating the historic district and establishing a zoning overlay for such district. The proposed ordinance may include such regulations or controls over the designated property as the Planning Commission deems reasonably necessary for the conservation, enhancement and preservation thereof.

(d) The recommendations of the Planning Commission, together with the report and recommendations of the Historical Commission and the information and documentation pertaining thereto, and the proposed ordinance, if any, shall be transmitted to the City Council and considered at its next available regular meeting.

(e) The City Council shall determine whether the proposed historic district should be considered for designation as an historic resource, and adopt a resolution initiating final designation proceedings. Such resolution shall schedule a public hearing on the proposed designation to be conducted within sixty days. Notice of the public hearing shall be given in the manner provided in this Chapter. The resolution may further provide that during the pendency of the final designation proceedings, no building, alteration, grading, demolition or tree removal permit shall be issued for any work to be performed upon or within the properties which are the subject of the proposed designation, or may be issued only upon specified conditions or under specified circumstances.

(f) At the conclusion of the public hearing, but in no event later than sixty days from the date set in the resolution for the initial public hearing, the City Council either shall adopt an ordinance designating the historic district, in whole or in part, or as modified, or shall, by motion, disapprove the proposal in its entirety.

(g) In the event a designating ordinance is adopted by the City Council, such ordinance shall become effective thirty days following adoption thereof and the designated property shall thereafter be subject to the regulations set forth in this chapter and such further regulations or controls as may be specified in the designating ordinance.

(h) Adoption of a designating ordinance shall be based upon a finding by the City Council that the designated property has special historical, cultural, archeological, scientific, architectural or aesthetic interest or value as part of the heritage or history of the City, the County, the State or the nation, and satisfies one or more of the criteria set forth in this Chapter.

Sec 2-8.305 Notice of Public Hearings

(a) Notice of the time, place and purpose of public hearings conducted by the City Council, the Planning Commission, and the Historical Commission pursuant to this Chapter shall be given not less than ten days nor more than thirty days prior to the date of the hearing by mailing such notice as follows:

(1) In the case of a proposed historic landmark, notice shall be given as set forth in Section 2-8.303 (b) of this chapter.

(2) In the case of a proposed historic district, notice shall be mailed to all persons shown on the latest available equalized assessed roll of the County as owning any property within the boundaries of the proposed district. Notice of the public hearing shall also be published once in a newspaper having general circulation in the City not later than ten days prior to the date of the hearing.

(b) Failure to send any notice by mail to any property owner whose name and address is not a matter of public record shall not invalidate any proceedings in connection with a proposed designation. The City Council, Planning Commission or Historical Commission may, but shall not be obligated to, give such other notices as they deem appropriate or desirable.

Sec. 2-8.306 Notice of Designation

(a) Following adoption by the City Council of an ordinance designating a historic landmark or historic district, the Commission staff shall send notice of the designation, together with a copy of the ordinance, to the owner or owners of the designated historic landmark, or to the owners of all property within a designated historic district. The notice shall inform such owners that the designated property will be added to the Los Altos Historical Resources Inventory and may be eligible for certain privileges and benefits under local, state or federal law. The notice shall include a statement of the regulations and restrictions upon the designated property. The City Council also shall send notice of the designation to:

- (1) The Historical Commission;
- (2) The Planning Commission;
- (3) Any agency or department of the City requesting such notice or affected by the designation;
- (4) The Santa Clara County Historical Heritage Commission;
- (5) The California State Historic Preservation Officer;
- (6) The Los Altos Town Crier

(b) Notice of the designation and the complete legal description of the designated property shall be recorded in the office of the Recorder for the County.

Sec. 2-8.307 Termination of Designation

The only legitimate reason for terminating the designation is when the resource no longer meets the criteria due to loss of integrity. When a landmark is terminated, the Building Department shall be notified, and the appropriate cancellation notice of previously recorded notice of designation shall be recorded in the office of the County Recorder.

Article 4. Permits

Sec.2-8.401 Permit required

It is unlawful for any person to alter, demolish, remove, relocate or otherwise change in any manner any exterior architectural feature or natural feature of a designated historic landmark or to construct, alter, demolish, remove or relocate any building, improvement, other structure or natural feature upon any property located within a designated historic district, or to place, erect, alter or relocate any sign upon or within a designated historic landmark or historic district, without first obtaining a written permit to do so in the manner provided in this Article. Approval shall be based upon conformance with the Secretary of the Interior's Standards for Preservation Projects, the State Historic Building Code, and the designating ordinance.

Sec.2-8.402 Applications

Applications for permits, on forms prescribed by the Historical Commission, shall be submitted to the Planning Director, who shall forward the application to the Historical Commission for review and comment.

Sec.2-8.403 Supporting Data

The application shall include the following data:

- (a) Documentation establishing ownership of the designated property by the applicant for the permit;
- (b) A clear statement of the proposed work;
- (c) A site plan showing all existing buildings, structures, trees over six inches in diameter, property lines, easements and the proposed work;
- (d) Detailed plans showing both the existing and proposed exterior elevations, materials and grading;
- (e) Specifications describing all materials to be used and all processes that would affect the appearance or nature of the materials.
- (f) Notes indicating any deviation from the Secretary of the Interior's Standards for Historic Rehabilitation.
- (g) Where the application is for demolition, a detailed statement of the necessity for demolition together with photographs of the structure to be demolished;

(h) Such other information or documents as may be requested by the Historical Commission.

Sec.2-8.404 Historical Commission action

The Historical Commission shall complete its review and issue a recommendation to the Planning Director within forty-five days after receipt of the application and all supporting data. Unless legally required, there shall be no notice, posting or publication requirements for action on the application, but all decisions shall be made at regular or noticed special meetings of the Historical Commission. The Historical Commission's recommendation shall be in writing and shall state the reasons relied upon in support thereof. Upon receipt of the Historical Commission's recommendations, the Planning Director shall forward a copy thereof to the applicant.

Sec.2-8.405 Issuance of permit

If the Historical Commission recommends issuance of the permit requested in the application, or issuance of such permit subject to conditions, the Planning Director shall proceed to issue the permit in accordance with the recommendation after the expiration of ten days from the date the recommendation is delivered to the Planning Director, provided that no appeal has been filed during such time and provided further, that no other approval under this Code is required for issuance of such permit. In the event the Historical Commission recommends denial of the application, the Planning Director shall notify the applicant that the requested permit will not be granted.

Sec.2-8.406 Appeal

(a) Any recommendation issued by the Historical Commission with respect to the granting or denial of a permit may be appealed by the applicant or any interested person to the Planning Commission. The appeal shall be taken by filing with the Secretary of the Planning Commission a written notice thereof within ten days from the date the Historical Commission delivers its recommendation to the Planning Director. The notice of appeal shall be signed by the appellant and shall set forth all the grounds for the appeal and shall be accompanied by a fee to cover the administrative cost of handling the appeal as set by the Council by resolution. Upon receipt of the notice of appeal and filing fee, the Secretary of the Planning Commission shall set the appeal for hearing at the next available regular meeting of the Planning Commission. The Planning Commission shall conduct a hearing de novo on the appeal and may adopt, reject or modify the recommendations of the Historical Commission. Only the grounds specified in the notice of appeal shall be considered.

(b) The decision of the Planning Commission may be further appealed to the City Council by either the applicant or any interested person, in accordance with the procedure set forth in Title 1, Section 1-4.01, of the Los Altos Municipal Code.

Sec.2-8.407 Criteria

The Planning Director, on the recommendation of the Historical Commission, or Planning Commission or City Council on appeal, shall authorize issuance of a permit, or a conditional permit, if and only if, it is determined that:

- (a) The proposed work is consistent with the purposes and objectives of this Chapter; or
- (b) The proposed work does not adversely affect the character or integrity of the designated historic landmark or historic district; or
- (c) In the case of construction of a new building, structure or other improvement upon or within a designated historic landmark or historic district, the exterior of such improvement will not adversely affect and will be compatible with the external appearance of the existing landmark or district.

Sec.2-8.408 Hardship

Notwithstanding the criteria of Article 4 of this Chapter, the Planning Director, on the recommendation of the Historical Commission, or the Planning Commission or City Council on appeal, may approve an application for a permit to conduct any proposed work upon or within a designated historic landmark or property located within a designated historic district, if the applicant presents clear and convincing evidence demonstrating that a disapproval of the application will work immediate and substantial hardship on the applicant because of conditions peculiar to the person seeking to carry out the proposed work or because of conditions peculiar to the particular improvement, building, structure, topography or other feature involved. If a hardship is found to exist under this Section, the Historical Commission or the Planning Commission or City Council shall make a written finding to that effect, and shall specify the facts and reasons relied upon in making such finding.

Article 5. MISCELLANEOUS PROVISIONS

Sec.2-8.501 Fees

(a) No fee shall be charged for the filing, processing or public noticing of any application for designation.

(b) The City Council shall by resolution adopt a schedule of fees to be charged for any application for termination of a designation, for the filing and processing of applications for any permit required under this Chapter, and for appeals to the Planning Commission and City Council pursuant to this Chapter.

Sec.2-8.502 Ordinary maintenance and repair

Nothing in this Chapter shall be construed to prevent the ordinary maintenance, painting, landscaping or repair of any exterior feature in or upon any designated historic landmark or property located within a designated historic district that does not involve a change in design, material or the external appearance thereof, nor does this Chapter prevent the construction, reconstruction, alteration, restoration, demolition or removal of any designated historic landmark or property located within any designated historic district which has been certified by the City building inspector, or fire chief, or other code enforcement officer as being in unsafe or dangerous condition which cannot be rectified through the use of the California State Historic Building Code.

Sec.2-8.503 Duty to keep in good repair

The owner, occupant, or the person in actual charge of a designated historic landmark or property located within a designated historic district shall keep and maintain in good condition and repair all exterior portions thereof, all interior portions thereof when subject to special regulation or control as specified in the designating ordinance or permit, and all interior portions thereof whose maintenance is necessary to prevent deterioration and decay of any exterior architectural feature or natural feature.

It shall be the duty of the Building Official to enforce this section.

Sec.2-8.504 Enforcement

The violation of any provision contained in this Chapter is hereby declared to be unlawful and shall constitute a misdemeanor, subject to the penalties as prescribed in Title 1, Chapter 2 of this Code.

RESOLUTION NO. 81-23

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALTOS
DESIGNATING A HISTORICAL LANDMARK

WHEREAS, by virtue of its adoption of Ordinance No. 78-16, the City Council of the City of Los Altos did establish a procedure for the designation and preservation of historical landmarks within the City of Los Altos; and

WHEREAS, in accordance with that Ordinance, the Historical Commission has made positive findings under Section 2-8.104(c) with regard to a portion of the property at One North San Antonio Road known as the Civic Center Apricot Orchard (a portion of APN 170-42-29), as described in Exhibit "A", attached hereto and incorporated herein by reference; and

WHEREAS, the City Council concurs with the decision of the Historical Commission in this regard;

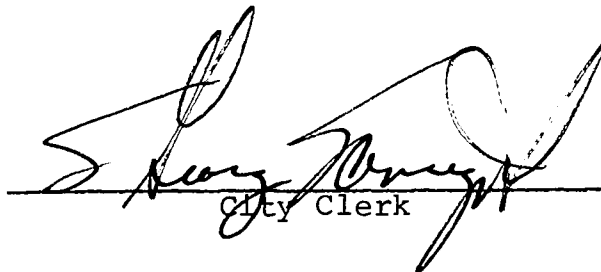
NOW, THEREFORE, BE IT HEREBY RESOLVED that the City Council of the City of Los Altos does hereby determine that the subject property is designated as a historical landmark and is subject to the terms and conditions outlined in Ordinance No. 78-16;

I HEREBY CERTIFY that the foregoing is a true copy of a Resolution duly passed and adopted by the City Council of the City of Los Altos on the 12th day of May, 1981, by the following roll call vote:


AYES: Mayor pro tem Reed, Councilmen Kallshian and Lave

NOES: None

ABSENT: Mayor Eng and Councilman Grimm



City Clerk



Mayor

EXHIBIT "A"

RESOLUTION NO. 81-23

Historical designation to include one (1) structure referred to as History House or J. Gilbert Smith residence, the surrounding garden, and the Apricot Orchard on the land described below.

All other structures on the land, as well as a presently undefined portion of the orchard necessary to accommodate the future Council Chambers, are specifically excluded.

LEGAL DESCRIPTION

PARCEL NO. 1: Beginning at an underground wooden monument standing in the center line of San Antonio Avenue, formerly Griffin Road, at the Southwest corner of that certain 59.75 acre parcel of land conveyed by George D. Wise to George D. Newhall by Deed dated October 2, 1894 and recorded December 28, 1894 in Book 177 of Deeds, page 140, Santa Clara County Records, from which monument the common corner of Sections 19, 20, 29 and 30 Township 6 S.R. 2 W., M.D.M., bears N. 0° 01' W. 39.81 chains distant; said point of beginning also being point of intersection of said center line of San Antonio Avenue with the Southerly line of that certain 6.75 acre parcel of land conveyed by Margaret Hill Smith, et al, to Margaret Hill Smith, et vir, by Deed dated July 31, 1943 and recorded August 4, 1943 in Book 1151 of Official Records, page 526, Santa Clara County Records; running thence along said center line of San Antonio Road, N. 0° 01' W. 300.00 feet to the intersection thereof with the Northerly line of said 6.75 acre parcel of land; thence leaving said center line and running along said Northerly line of the 6.75 acre parcel of land N. 89° 46' E. 755.00 feet; thence leaving said Northerly line and running Southerly in a direct line 300.0 feet to a point on the Southerly line of the said 59.75 acre parcel of land, said point also being on the Southerly line of the said 6.75 acre parcel of land, that bears, N. 89° 46' E. 755.0 feet from the point of beginning; running thence along said Southerly line of the 59.75 acre parcel of land being also the Southerly line of the said 6.75 acre parcel of land S. 89° 46' W. 755.0 feet to the point of beginning, and being a portion of the 59.75 acre parcel of land of Geo. D. Newhall, as shown on that certain Map entitled, "Map of

the portion of the Newhall & Wise Tract, being a part of S. 29, T. 6 S.R. 2 W., Santa Clara Co., Calif., " filed for record December 28, 1894 in Book "H" of Maps, page 103, Santa Clara County Records.

PARCEL NO. 2: Beginning at the point of intersection of the center line of San Antonio Avenue, formerly Griffin Road with the Northerly line of Lot 4, as shown on the Map hereinafter referred to; running thence Easterly along said Northerly line, 480.0 feet; thence leaving said Northerly line and running Southerly and parallel with said center line of San Antonio Avenue, 330.0 feet to a point on the Southerly line of said Lot 4; running thence Westerly along said Southerly line 480.0 feet to a point in said center line of San Antonio Avenue; running thence Northerly along said center line 330.0 feet to the point of beginning, and being a portion of Lot 4, as shown on that certain Map entitled, "Map of 301.20 for 320 acres of School Land included in Certificate of Purchase No. 117 dated Sacramento June 27th, 1862 located under the Act of the Legislature of the State of California, passed April 22, 1861, issued in the name of Leonard S. Clark, location No. 68 in San Francisco, to wit, the fractional North West and South West quarters of Section 32 and the South West quarter of Section 29, in T. 6 S.R. 2 W., of Mt. Diablo Meridian," which said Map was filed for record in the office of the Recorder of the County of Santa Clara, State of California, on July 28, 1864 in Book "A" of Maps, at pages 70 and 71, and a copy thereof was recorded in said Office on May 26, 1877 in Book "A" of Maps, at page 19, and being commonly known as the Map of the Leonard S. Clark Subdivision.

PARCEL NO. 3: Beginning at a point on the Northerly line of Lot 4, distant Easterly thereon 480.0 feet from the intersection thereof with the center line of San Antonio Avenue, formerly Griffin Road, as said lot and center line are shown on the Map hereinafter referred to; running thence Easterly along said Northerly line 180.0 feet to the Northeast-erly corner of said Lot 4, as shown on said Map; running thence South-erly along the Easterly line of said Lot 4 a distance of 330.0 feet to the Southeast-erly corner thereof; running thence Westerly along the Southerly line of said Lot 4, a distance of 180.0 feet; thence leaving said Southerly line and running Northerly and parallel with said center line of San Antonio Avenue, 330.0 feet to the point of beginning and being a portion of Lot 4, as shown on that certain Map entitled, "Map of 301.20 for 320 acres of School Land included in Certificate of Purchase No. 117 dated Sacramento June 27th, 1862, located under the Act of the Legislature of the State of California, passed April 22, 1861, issued in the name of Leonard S. Clark, location No. 68 in San Francisco, to wit, the fractional North West and South West quarters of Section 32 and the South West quarter of Section 29, in T. 6 S.R. 2 W., of Mt. Diablo Meridian," which said Map was filed for record in the office of the Recorder of the County of Santa Clara, State of California, on July 28, 1864 in Book "A" of Maps, at pages 70 and 71, and a copy thereof was recorded in said Office on May 26, 1877 in Book "A" of Maps, at page 19, and being commonly known as the Map of the Leonard S. Clark Subdivision.

RESOLUTION NO. 91- 31

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALTOS
MODIFYING AN APRICOT ORCHARD AS A HISTORICAL LANDMARK

WHEREAS, by virtue of its adoption of Ordinance No. 78-16 and 90-225, the City Council of the City of Los Altos did establish a procedure for the designation and preservation of historical landmarks within the City of Los Altos; and

WHEREAS, by virtue of its adoption of Resolution 81-23, the City Council of the City of Los Altos did designate a portion of APN 170-42-029 known as the Civic Center Apricot Orchard a historical landmark; and

WHEREAS, by designation of this property as a historical landmark it is subject to the terms and conditions outlined in Ordinance 90-225; and

WHEREAS, in accordance with that Ordinance Section 2-8.404, the Historical Commission has reviewed and recommends modifying the limits of the Civic Center Apricot Orchard as shown on Exhibit A, as located on APN Nos. 170-42-029 and 170-43-001; and

WHEREAS, the City Council concurs with the recommendation of the Historical Commission in this regard;

NOW, THEREFORE, BE IT HEREBY RESOLVED that the City Council of the City of Los Altos does hereby determine that the subject property is designated as a historical landmark and is subject to the terms and conditions outlined in Ordinance 90-225;

I HEREBY CERTIFY that the foregoing is a true copy of a Resolution duly passed and adopted by the City Council of the City of Los Altos on the 8th day of October, 1991, by the following roll call vote:

* * * * *

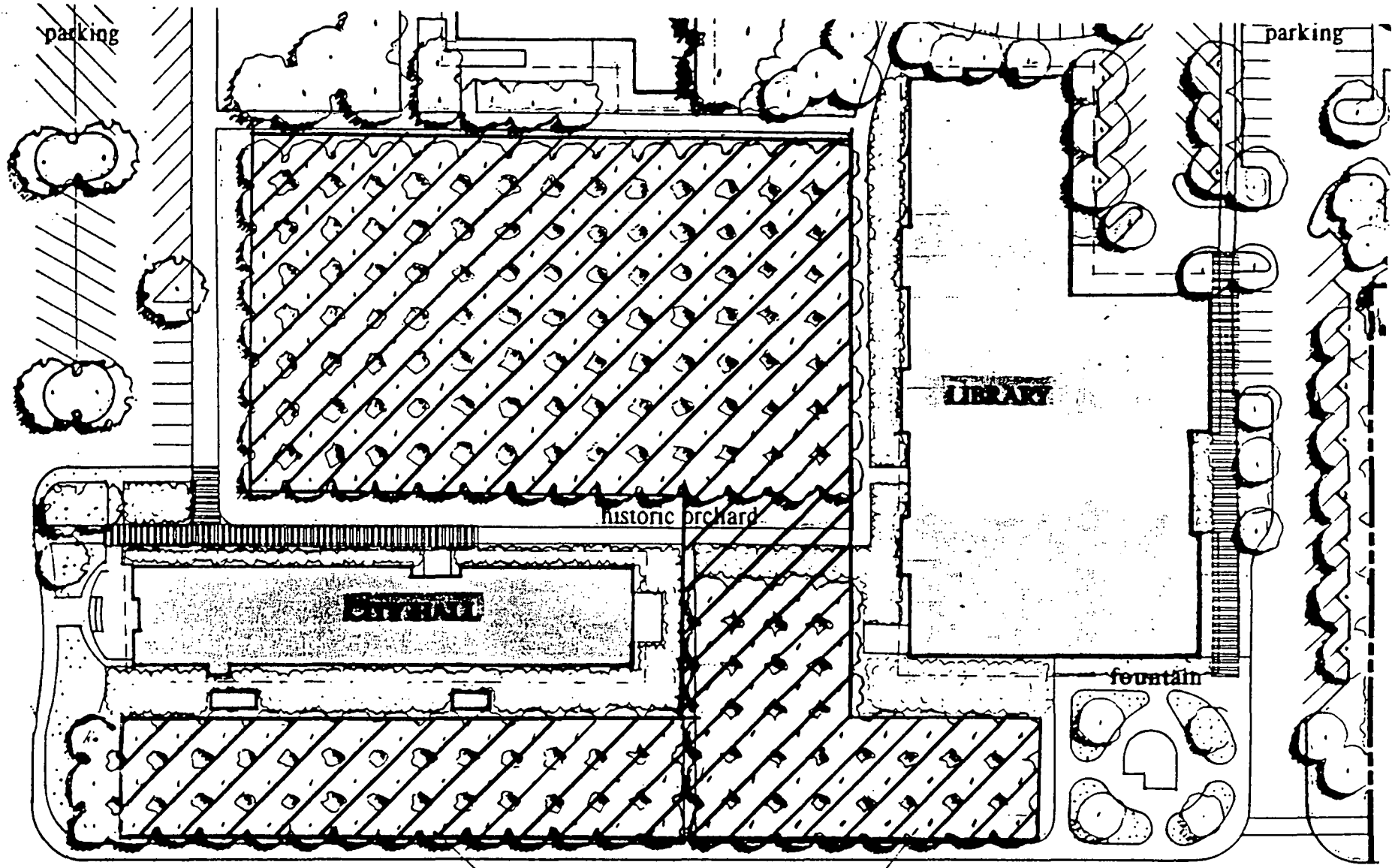
AYES: Mayor Spangler, Councilmembers Bruno, Laliotis, Lave, & Reeder
NOES: None
ABSENT: None



Mayor



City Clerk



"EXHIBIT A"

SAN ANTONIO ROAD

LEGEND

 HISTORIC ORCHARD