



CITY OF SAN JOSÉ, CALIFORNIA

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City Clerk

STATE OF CALIFORNIA)
COUNTY OF SANTA CLARA)
CITY OF SAN JOSE)

I, Toni J. Taber, City Clerk & Ex-Officio Clerk of the Council of and for the City of San Jose, in said County of Santa Clara, and State of California, do hereby certify that "**Ordinance No. 29785**", the original copy of which is attached hereto, was passed for publication of title on the **23rd day of August, 2016**, was published in accordance with the provisions of the Charter of the City of San Jose, and was given final reading and adopted on the **13th day of September, 2016**, by the following vote:

AYES: CARRASCO, HERRERA, JONES, KALRA, KHAMIS, M. NGUYEN, T. NGUYEN, OLIVERIO, PERALEZ, ROCHA; LICCARDO.

NOES: NONE.

ABSENT: NONE.

DISQUALIFIED: NONE.

VACANT: NONE.

Said Ordinance is effective as of **14th day of October, 2016**.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the City of San Jose, this **23rd day of September, 2016**.

(SEAL)

TONI J. TABER, CMC
CITY CLERK & EX-OFFICIO
CLERK OF THE CITY COUNCIL

/rmk

ORDINANCE NO. 29785

AN ORDINANCE OF THE CITY OF SAN JOSE AMENDING SECTIONS 20.100.500, 20.100.630, 20.100.720, 20.100.820, 20.100.940, 20.100.1010, 20.100.1020, 20.100.1030, 20.100.1040, 20.100.1050, 20.100.1080, AND 20.100.1090 OF CHAPTER 20.100 OF TITLE 20, ADDING SECTIONS 20.200.1052 AND 20.200.1054 OF CHAPTER 20.200 OF TITLE 20 AND REPEALING SECTION 23.02.465 OF CHAPTER 23.02 OF TITLE 23 OF THE SAN JOSE MUNICIPAL CODE TO REQUIRE THAT PERMITS BE CONSISTENT WITH THE ENVISION SAN JOSE 2040 GENERAL PLAN GOALS AND POLICIES, ZONING CODE AND CITY COUNCIL-ADOPTED POLICIES, REQUIRE A SINGLE-FAMILY HOUSE PERMIT FOR SINGLE-FAMILY HOUSE DEVELOPMENT IN CONVENTIONAL ZONING DISTRICTS THAT INVOLVE GROUND-DISTURBING ACTIVITY WITHIN 100 FEET OF A RIPARIAN CORRIDOR, ADD DEFINITIONS FOR "RIPARIAN" AND "RIPARIAN CORRIDOR", CORRECT INADVERTENT DELETION OF PREVIOUSLY APPROVED CODE AMENDMENTS AND MAKE OTHER TECHNICAL, FORMATTING OR NON-SUBSTANTIVE CHANGES WITHIN THE ZONING CODE

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SAN JOSE:

SECTION 1. Section 20.100.500 of Chapter 20.100 of Title 20 of the San José Municipal Code is amended to read as follows:

20.100.500 Adjustments

- A. The Director may, at the Director's sole discretion, approve an Adjustment for the following elements of a previously-issued Development Permit, subject to and in accordance with the provisions of this Section:
1. General Extensions. An extension of the term of an approved Development Permit for a period of up to but not exceeding one (1) year;

provided, that no more than two (2) such term extensions may be approved for any Development Permit.

2. Changes to an approved Development Permit, but only for minor modification of architectural elements or landscape details, (including but not limited to minor storefront alterations, relocation of doors, equipment screening, minor landscape furniture and structures benches, small trellises, and planters) which do not affect the use, intensity, general character, architectural style, circulation or other site function of the project.
3. Signs which conform to Title 23, minor changes to approved sign programs, and sign programs that are a condition of a Development Permit.
4. Additions, accessory buildings and minor structures such as trellises, patio covers, swimming pools and decks for one-family residences which were approved and are subject to an existing Planned Development Permit.
5. Building Mounted Wireless Communications Antenna.
6. Tract sales, model homes sales, or leasing offices associated with an approved housing development.
7. Temporary construction or storage yards in connection with the Construction of houses or other buildings in an adjacent subdivision or Lot or Parcel.
8. Solar Photovoltaic Systems.

9. The creation, on or above ground through installation, construction, or replacement, of less than one (1) gross acre of impervious surface.
 10. The replacement, repaving, reconfiguration, or re-striping of parking spaces on existing surfaces.
 11. Building additions of less than five thousand (5,000) square feet in area to nonresidential buildings, except that the maximum building addition size for a fast food restaurant, a 24-hour convenience market, or a convenience market with gas pumps shall be one thousand (1,000) square feet in area and the maximum building addition to a bank with a drive through shall be three thousand (3,000) square feet in area.
 12. Generators meeting performance standards for noise and air pollution.
 13. Above-ground storage tanks of two thousand (2,000) gallons or less in zoning districts other than Industrial Zoning Districts and an above-ground storage tank of twenty thousand (20,000) gallons or less in an Industrial Zoning District.
 14. Building additions of less than two hundred (200) square feet in total area or less than ten percent (10%) of the building area prior to the addition, whichever is smaller, to two-family dwellings~ provided that current parking regulations are being met and would continue to be met after the completion of any addition.
- B. Adjustments may be issued only where issuance of the adjustment would be consistent and comply with all applicable local laws in effect at the time of issuance, including without limitation the City's General Plan, the provisions of this Title, and the provisions of Title 21 of this Code.

- C. An application for an Adjustment must be filed on the form provided by the Director on or before the date that is three (3) business days prior to the expiration of the Development Permit proposed for adjustment and accompanied by the fees as set forth in the Schedule of Fees adopted by resolution of the City Council.
- D. The decision to grant, deny or condition an Adjustment is an administrative determination and requires no hearing or notice. The action of the Director shall be final, and nothing herein shall be deemed or construed to confer on an applicant a right to an Adjustment or to require the Director to issue an Adjustment. If the Director denies an Adjustment, nothing herein shall preclude the applicant from thereafter filing an application for an appropriate Development Permit.
- E. Where property was developed prior to the requirement of a Site Development Permit, Adjustments for projects as set forth in Section 20.100.610(A) may be approved without the necessity of the issuance of a full Site Development Permit.
- F. If a Structure or Site is designated on the City of San José Historic Resources Inventory pursuant to Chapter 13.48 of Title 13 of this Code as a City Landmark Structure and/or a Structure located in a City Landmark Historic District, then proposed work that is within the parameters outlined in Section 13.48.340.D of Part 3 of Chapter 13.48 of Title 13 of this Code shall be governed by and considered pursuant to the provisions of Chapter 13.48 that require issuance of a Historic Preservation Permit or Historic Preservation Permit Adjustment. Notwithstanding the provisions of this Section 20.100.500 setting forth the requirements for Development Permit Adjustments, no additional Development Permit Adjustment issued pursuant to Title 20 of this Code shall be required for work performed on a Site or Structure that is designated as a City Landmark Structure, or on a structure located in a City Landmark Historic District, for which

a Historic Preservation Permit or Historic Preservation Permit Adjustment has been issued.

SECTION 2. Section 20.100.630 of Chapter 20.100 of Title 20 of the San José Municipal Code is amended to read as follows:

20.100.630 Findings

A. In addition to any other findings required by any other Section of this Title, the Director, the Planning Commission, or City Council, as set forth in Table 20-260, shall grant the site development permit after review of project design, only if all of the following findings are made:

1. The Site Development Permit, as approved, is consistent with and will further the policies of the General Plan and applicable Specific Plans and Area Development Policies.
2. The Site Development Permit, as approved, conforms with the Zoning Code and all other provisions of the San José Municipal Code applicable to the project.
3. The Site Development Permit, as approved, is consistent with applicable City Council policies, or counterbalancing considerations justify the inconsistency.
4. The interrelationship between the orientation, location, and elevations of proposed Buildings and Structures and other uses on-site are mutually compatible and aesthetically harmonious.
5. The orientation, location and elevation of the proposed Buildings and Structures and other uses on the Site are compatible with and are

aesthetically harmonious with adjacent development or the character of the neighborhood.

6. The environmental impacts of the project, including but not limited to noise, vibration, dust, drainage, erosion, storm water runoff, and odor which, even if insignificant for purposes of the California Environmental Quality Act (CEQA), will not have an unacceptable negative affect on adjacent property or properties.
 7. Landscaping, irrigation systems, walls and Fences, features to conceal outdoor activities, exterior heating, ventilating, plumbing, utility and trash facilities are sufficient to maintain or upgrade the appearance of the neighborhood.
 8. Traffic access, pedestrian access and parking are adequate.
- B. The Director, the Planning Commission, or the City Council, as set forth in Table 20-260, shall deny the application where the information submitted by the applicant or presented at the public hearing fails to satisfactorily substantiate such findings.

SECTION 3. Section 20.100.720 of Chapter 20.100 of Title 20 of the San José Municipal Code is amended to read as follows:

20.100.720 Findings

- A. In addition to any findings required by any other Section of this Title, the Planning Commission, or the City Council, may issue a Conditional Use Permit only after finding that:

1. The Conditional Use Permit, as approved, is consistent with and will further the policies of the General Plan, applicable Specific Plans and Area Development Policies; and
2. The Conditional Use Permit, as approved, conforms with the Zoning Code and all other provisions of the San José Municipal Code applicable to the project; and
3. The Conditional Use Permit, as approved, is consistent with applicable City Council policies, or counterbalancing considerations justify the inconsistency; and
4. The proposed use at the location requested will not:
 - a. Adversely affect the peace, health, safety, morals or welfare of persons residing or working in the surrounding area; or
 - b. Impair the utility or value of property of other persons located in the vicinity of the Site; or
 - c. Be detrimental to public health, safety or general welfare; and
5. The proposed Site is adequate in size and shape to accommodate the yards, walls, Fences, parking and loading facilities, landscaping and other development features prescribed in this Title, or as is otherwise required in order to integrate said use with the uses in the surrounding area; and
6. The proposed Site is adequately served:
 - a. By highways or Streets of sufficient width and improved as necessary to carry the kind and quantity of traffic such use would generate; or by other forms of transit adequate to carry the kind and quantity of individuals such use would generate; and
 - b. By other public or private service facilities as are required.

7. The environmental impacts of the project, including but not limited to noise, vibration, dust, drainage, erosion, storm water runoff, and odor which, even if insignificant for purposes of the California Environmental Quality Act (CEQA), will not have an unacceptable negative affect on adjacent property or properties.
- B. The Planning Commission, or the City Council, shall deny the application where the information submitted by the applicant and/or presented at the public hearing fails to satisfactorily substantiate such findings.

SECTION 4. Section 20.100.820 of Chapter 20.100 of Title 20 of the San José Municipal Code is amended to read as follows:

20.100.820 Findings

- A. In addition to any findings required by any other Section of this Title, the Director, Planning Commission or City Council as appropriate, may issue a Special Use Permit only if all the following findings are made:
1. The Special Use Permit, as approved, is consistent with and will further the policies of the General Plan and applicable Specific Plans and Area Development Policies; and
 2. The Special Use Permit, as approved, conforms with the Zoning Code and all other provisions of the San José Municipal Code applicable to the project; and

3. The Special Use Permit, as approved, is consistent with applicable City Council policies, or counterbalancing considerations justify the inconsistency; and
4. The proposed use at the location requested will not:
 - a. Adversely affect the peace, health, safety, morals or welfare of persons residing or working in the surrounding area; or
 - b. Impair the utility or value of property of other persons located in the vicinity of the Site; or
 - c. Be detrimental to public health, safety, or general welfare; and
5. The proposed Site is adequate in size and shape to accommodate the yards, walls, Fences, parking and loading facilities, landscaping and other development features prescribed in this Title, or as is otherwise required in order to integrate the use with existing and planned uses in the surrounding area; and
6. The proposed Site is adequately served:
 - a. By highways or Streets of sufficient width and improved as necessary to carry the kind and quantity of traffic such use would generate; or by other forms of transit adequate to carry the kind and quantity of individuals such use would generate; and
 - b. By other public or private service facilities as are required.
7. The environmental impacts of the project, including but not limited to noise, vibration, dust, drainage, erosion, storm water runoff, and odor which, even if insignificant for purposes of the California Environmental Quality Act (CEQA), will not have an unacceptable negative affect on adjacent property or properties.

- B. The Director, Planning Commission, or City Council as appropriate, shall deny the application where the information submitted by the applicant and/or presented at the public hearing fails to satisfactorily substantiate such findings.

SECTION 5. Section 20.100.940 of Chapter 20.100 of Title 20 of the San José Municipal Code is amended to read as follows:

20.100.940 Findings

- A. The Director, the Planning Commission on appeal, or the City Council as appropriate, may issue a Planned Development Permit only if all of the following findings are made:
1. The Planned Development Permit, as issued, is consistent with and furthers the policies of the general plan; and
 2. The Planned Development Permit, as issued, conforms in all respects to the Planned Development Zoning of the property; and
 3. The Planned Development Permit, as approved, is consistent with applicable City Council policies, or counterbalancing considerations justify the inconsistency; and
 4. The interrelationship between the orientation, location, mass and scale of Building volumes, and elevations of proposed Buildings, Structures and other uses on-site are appropriate, compatible and aesthetically harmonious; and
 5. The environmental impacts of the project, including, but not limited to noise, vibration, dust, drainage, erosion, storm water runoff, and odor which, even if insignificant for purposes of the California Environmental

Quality Act (CEQA), will not have an unacceptable negative effect on adjacent property or properties.

- B. The Director, the Planning Commission on appeal, or the City Council as set forth in Table 20-260 shall deny the application where the information submitted by the applicant and/or presented at the public hearing fails to satisfactorily substantiate such findings.

SECTION 6. Section 20.100.1010 of Chapter 20.100 of Title 20 of the San José Municipal Code is amended to read as follows:

20.100.1010 Single-Family House Defined

For purposes of this Part, "Single-Family House" means a Structure designed and/or used as an R-3 occupancy as defined in the Building Code and otherwise designated a One-Family Dwelling elsewhere in this Code.

SECTION 7. Section 20.100.1020 of Chapter 20.100 of Title 20 of the San José Municipal Code is amended to read as follows:

20.100.1020 Floor Area Ratio Defined

For purposes of this Part, "Floor Area Ratio" means the gross floor area of the Single-Family House divided by the total lot area. Garages, Basements and Accessory Structures are not included in the gross floor area for the purposes of this Part. The floor area includes the sum of all the floors in the main Structure measured to the outside surface of the exterior walls. It includes the stairwells at all floors and all areas that are greater than fifty (50) percent enclosed with walls and covered.

SECTION 8. Section 20.100.1030 of Chapter 20.100 of Title 20 of the San José Municipal Code is amended to read as follows:

20.100.1030 Single-Family House Permit Required

- A. A valid Single-Family House Permit issued under this Part is required Prior to the issuance of a Building Permit for a Single Family House that is a Covered Activity, as the terms Building Permit and Covered Activity are defined in Sections 18.40.210 and 18.40.220 of Chapter 18.40 of Title 18 of this Code, if:
1. The Single Family House is located within one-hundred (100) feet of a Riparian Corridor as measured from top of bank or vegetative edge, whichever is greater; and
 2. The Single Family House Site is equal to or greater than one-half (1/2) acre in size. Proof of payment of all applicable fees that are required under Title 18 Chapter 18.40 of this Code must be submitted to the Director prior to issuance of a Building Permit for any project that is subject to payment of fees under Part 3 of Chapter 18.40 of Title 18 of this Code.
- B. A valid Single-Family House Permit issued under this Part is required prior to the issuance of a Building Permit for the following activities, unless specifically exempted by subsection C. below:
- a. Erection, construction, enlargement, placement or installation of a Single-Family House on any Site; or
 - b. Exterior alteration of a Single-Family House
- C. No Single-Family House Permit is required under subsection B. above if any of the following applicable criteria and conditions is met:

1. The issuance of the Building Permit will result in a Single-Family House in any Residential District with a Floor Area Ratio equal to or less than forty-five hundredths (.45) or Height equal to or less than thirty (30) feet and/or equal to or less than two (2) Stories; or the Site is not an Historic Resource listed on the Historic Resources Inventory pursuant to Chapter 13.48 of Title 13 of this Code.
2. The Site is located in a Planned Development Zoning District. All construction in a Planned Development Zoning District shall be governed by the provisions of Part 8 of this Chapter that may require issuance of a Planned Development Permit for the review of any Single-Family House construction, addition, or alteration.
3. The issuance of Buildings Permits is for exterior alterations or maintenance of an existing Single-Family House which alterations or maintenance:
 - a. Would not expand the exterior footprint or increase the overall square footage of the existing Single-Family House or result in Height that is greater than thirty (30) feet and /or greater than two (2) Stories; and
 - b. Meet the development regulations of the R-1-8 Residential Zoning District; and
 - c. If the house is listed as a Historic Resource on the City's Historic Resources Inventory, would solely repair pieces of existing features on a Single-Family House that is a Historic Resource, but is not a City Landmark or located in a City Landmark Historic District, with like materials of the same size, shape, pattern and substance and in a manner that fully conforms to approved design guidelines

4. The Single-Family Houses are approved with a single Site Development Permit issued pursuant to Part 5 of this Chapter. A Site Development Permit may be approved if the Site is located:
 - a. In an R-1 Residential Zoning District; and
 - b. Includes construction of more than five (5) new Single-Family Houses.

 5. The issuance of Building Permits will result in a Single-Family House in any Residential Zoning District with a Floor Area Ratio equal to or less than forty-five hundredths (0.45) and a Height greater than thirty (30) feet and/or two (2) stories, provided that all of the following additional criteria or conditions are met:
 - a. The proposed house will be located on a Site within a flood zone with a one hundred (100) year flood depth that requires elevation of the first finished floor of the proposed house to a Height of at least five (5) feet above grade; and
 - b. The Height of the proposed house will be equal to or less than thirty (30) feet plus the required one-hundred-year-flood depth elevation or the maximum height of the Residential Zoning District in which the proposed house will be located, whichever Height is less; and
 - c. The Site is not an Historic Resource listed on the Historic Resources inventory pursuant to Chapter 13.48 of Title 13 of this Code.

 6. The issuance of Building Permits is for a solar photovoltaic system mounted on the surface of a Single-Family House in a manner that conforms with the provisions of this Title.
- D. If the Site is a Historic Resource listed on the Historic Resources Inventory of the City pursuant to Chapter 13.48 of Title 13 of this Code and the Site is a City

Landmark House and/or a house located in a City Landmark Historic District, then all work performed on a City Landmark or in a City Landmark Historic District shall be governed by the provisions of Chapter 13.48 of Part 3 of Title 13 of this Code that require issuance of a Historic Preservation Permit. No Single-Family House Permit shall approve work performed on a City Landmark House or a house located in a City Landmark Historic District.

SECTION 9. Section 20.100.1040 of Chapter 20.100 of Title 20 of the San José Municipal Code is amended to read as follows:

20.100.1040 Additional Development Requiring a Single-Family House Permit

- A. Issuance of a Single-Family House Permit is subject to the administrative procedures set forth in this Part, if the issuance of a Building Permit will result in a Single-Family House that is a Historic Resource, but is not a City Landmark or located in a City Landmark Historic District, with a Floor Area Ratio equal to or less than forty-five hundredths (0.45), and the issuance of a Building Permit is for minor modifications involving incidental enlargement, reconstruction, replacement, repair, remodeling, rehabilitation, restoration and/or exterior alteration of a historic resource, fully conforms to approved design guidelines, and does not affect the historic significance or character, use, intensity, architectural style, circulation or other site function of the property.
- B. Any application which in the determination of the Director of Planning would not meet the requirements and criteria of Subsection 20.100.1040.A. above shall be subject to the Director public hearing procedures set forth in this Part.
- C. Issuance of a Single-Family House Permit is subject to the administrative procedures set forth in this Part, if the issuance of the Building Permit will result in a Single-Family House with a Floor Area Ratio greater than forty-five

hundredths (0.45) but equal to or less than sixty-five hundredths (0.65), and all of the following applicable criteria are met:

1. Building Permit does not authorize removal of more than fifty (50) percent of the exterior walls of an existing house;
 2. Building Permit is for an addition to an existing house and the addition is for either one or both of the following:
 - a. A single Story and ground floor addition; and/or
 - b. A second-Story addition which results in a second Story which is no larger than sixty (60) percent of existing first floor area and which is set back ten (10) feet from the required Front Setback;
 3. Building Permit does not authorize the enclosure or net loss of ten (10) percent or more of an existing porch;
 4. Building Permits authorizes an attached garage only if the houses on each side of the subject lot have existing attached garages;
 5. Building Permit requires the roofline, materials, trim and decoration details of the new construction to be the same as that on the existing house;
 6. Building Permit authorizes alteration to a Single-Family House that is a Historic Resource, but is not a City Landmark or located in a City Landmark Historic District, which alterations fully conform to or exceed approved Design Guidelines.
- C. Subject to the provisions of Section 20.100.1030, if the issuance of a Building Permit will result in a Single-Family House with a Floor Area Ratio greater than forty-five hundredths (0.45) and all the applicable criteria of either Subsection 20.100.1040.A. or 20.100.1040.B are not met, issuance of a Single-Family

House permit shall be subject to the Director public hearing procedures set forth in this Part.

SECTION 10. Section 20.100.1050 of Chapter 20.100 of Title 20 of the San José Municipal Code is amended to read as follows:

20.100.1050 Houses Greater Than Thirty Feet High and/or Two Stories Tall

Subject to the provisions of Section 20.100.1030.A.5., if the issuance of a building permit will authorize new construction greater than thirty (30) feet high and/or two (2) stories tall, the Single-Family House Permit is subject to the Director public hearing procedures set forth in this Part.

SECTION 11. Section 20.100.1080 of Chapter 20.100 of Title 20 of the San José Municipal Code is amended to read as follows:

20.100.1080 Appeal of Director Approval

Any action taken by the Director under this Part may be appealed to the Planning Commission by filing with the Director a written notice of appeal within ten (10) calendar days after a copy of the decision of the Director has been placed in the mail to the applicant. The applicant or any property owner or tenant of property within three hundred (300) feet of the subject Site may file such a notice of appeal. When such notice has been accepted by the Director for filing:

1. The Director shall set a date for the public hearing before the Planning Commission.
2. The Director shall cause notice of the time and place, at which all persons may appear before the Director and be heard, to be given in accordance with Section 20.100.190.

3. The decision of the Planning Commission shall be mailed to the applicant, at the address shown on the application, and to all persons eligible to appeal who have requested such notice pursuant to Section 20.100.200.

SECTION 12. Section 20.100.1090 of Chapter 100 of Title 20 of the San José Municipal Code is amended to read as follows:

20.100.1090 Findings

- A. The Director, or Planning Commission on appeal, shall grant the Single-Family House Permit only after making the following applicable findings:
 1. The interrelationship between the orientation, location, and elevations of proposed buildings and Structures and other uses on-site are mutually compatible and aesthetically harmonious.
 2. The orientation, location and elevation of the proposed buildings and structures and other uses on the site are compatible with and are aesthetically harmonious with adjacent development or the character of the neighborhood.
 3. The environmental impacts of the project, including but not limited to noise, vibration, dust, drainage, erosion, and odor which, even if insignificant for purposes of the California Environmental Quality Act (CEQA), will not have an unacceptable negative effect on adjacent property or properties.
 4. For projects that require a Single Family House Permit under Section 20.100.1030.A of this Part, the Director, or the Planning Commission, as set forth in Table 20-260, shall grant the Single Family House Permit after

review of project design, only if the Director or the Planning Commission finds that the project complies with Title 18, Chapter 18.40 of this Code.

- B. The Director, or Planning Commission on appeal shall deny the application where the information submitted by the applicant and/or presented at the public hearing fails to satisfactorily substantiate such findings.

SECTION 13. Chapter 20.200 of Title 20 of the San José Municipal Code is amended to add new Section 20.200.1052 to be entitled and read as follows:

20.200.1052 Riparian

“Riparian” means pertaining to the bank and other adjacent terrestrial (as opposed to aquatic) environs or freshwater bodies, watercourses, estuaries, and surface-emergent aquifers (springs, seeps, oases), whose transported freshwaters provide soil moisture sufficiently in excess of that otherwise available through local precipitation to potentially support growth of mesic vegetation.

SECTION 14. Chapter 20.200 of Title 20 of the San José Municipal Code is amended to add new Section 20.200.1054 to be entitled and read as follows:

20.200.1054 Riparian Corridor

“Riparian Corridor” means any defined stream channel, including the area up to the bank full-flow line, as well as all characteristic streamside vegetation in contiguous adjacent uplands. Stream channels include perennial and intermittent streams shown as a solid or dashed blue line on USGS topographic maps.

SECTION 15. Section 23.02.465 of Chapter 23.02 of Title 23 of the San José Municipal Code is hereby deleted.

PASSED FOR PUBLICATION of title this 23rd day of August, 2016, by the following vote:

AYES: CARRASCO, HERRERA, JONES, KALRA, KHAMIS, M.
NGUYEN, T. NGUYEN, OLIVERIO, PERALEZ, ROCHA;
LICCARDO.

NOES: NONE.

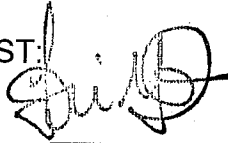
ABSENT: NONE.

DISQUALIFIED: NONE.



SAM LICCARDO
Mayor

ATTEST:



TONI J. TABER, CMC
City Clerk