

## INSTRUCTIONS FOR FILING A ZONING PROTEST

Protests to proposed rezonings are regulated by Section 20.120.400 of the San Jose Municipal Code. Each protest petition shall:

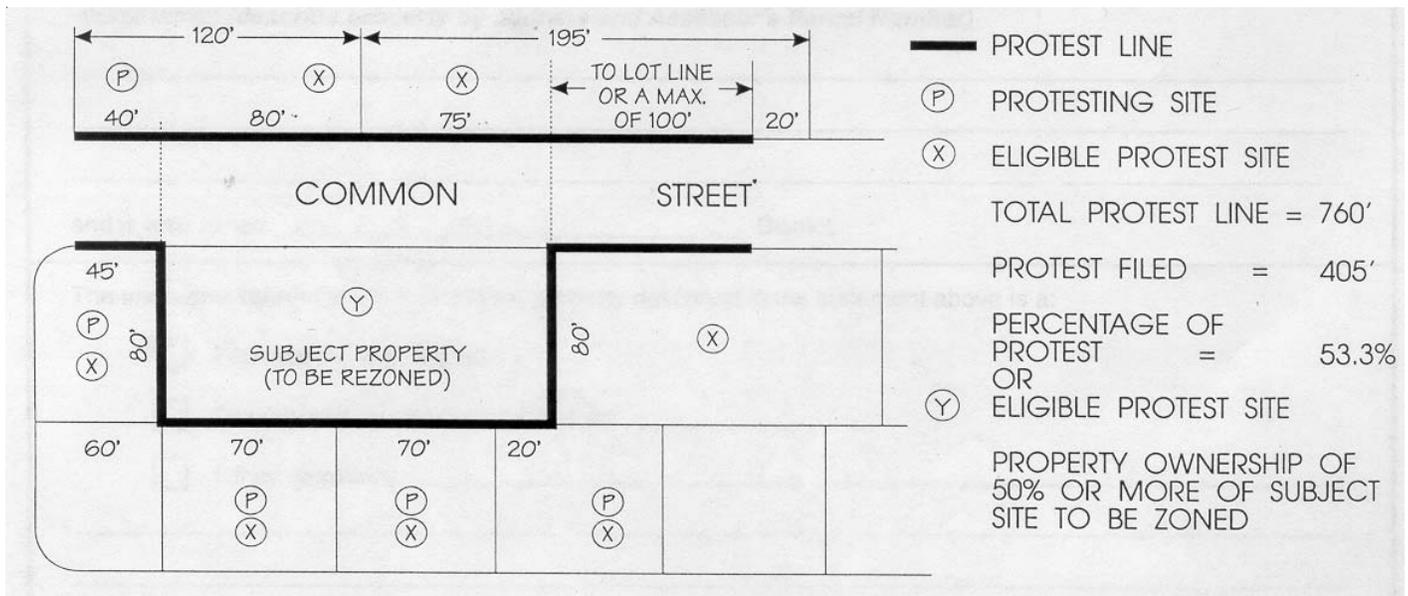
- Be submitted on a form furnished by the Director of Planning for that purpose. (A separate protest petition shall be filed for each protesting site.)
- Set forth all information requested.
- Have the signature(s) acknowledged before a Notary Public.
- Must be submitted in person on the 1st floor with the Planning Permit Center or by appointment with the planning project manager assigned to the zoning application.

The Director of Planning in making his investigation of the protest, shall not be limited to the information contained in the protest petition, but may request additional information from the protestant. Failure of the protestant to provide the additional information within the time prescribed by the Director of Planning, or inability of the Director to make a determination regarding the protest petition, despite the additional information, shall void the protest and it shall not be considered.

Please Note: Eight (8) votes from the City Council would be required to overrule the protest.

Any questions regarding zoning protest procedures can be directed to the Department of Planning, Building and Code Enforcement at the above address, (408) 535-3555 or contact the planning project manager assigned to the zoning application.

### EXAMPLE



Please submit this application to the Planning Permit Center, 1<sup>st</sup> floor of City Hall. The Planning Permit Center Counter hours are posted on our website at <http://www.sanjoseca.gov/planning/>. For assistance, call (408) 535-3555.

## ZONING PROTEST APPLICATION

TO BE COMPLETED BY PLANNING STAFF			
FILE NUMBER		COUNCIL DISTRICT	
QUAD #	ZONING	GENERAL PLAN	DATE _____
REZONING FILE NUMBER			BY _____

TO BE COMPLETED BY APPLICANT (PLEASE PRINT OR TYPE)
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ADDRESS OF PROPERTY BEING PROTESTED \_\_\_\_\_

ASSESSOR'S PARCEL NUMBER(S) \_\_\_\_\_

REASON OF PROTEST

I protest the proposed rezoning because \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Use separate sheet if necessary

The property in which I own an undivided interest of at least 51%, and on behalf of which this protest is being filed, is situated at: ***(describe property by address and Assessor's Parcel Number)***

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

and is now zoned \_\_\_\_\_ District.

The undivided interest which I own in the property described in the statement above is a:

Fee Interest (ownership)

Leasehold interest which expires on \_\_\_\_\_

Other: ***(explain)*** \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

# ZONING PROTEST APPLICATION

SIGNATURE(S) OF PROTESTANT(S)			
This form must be signed by <b>ONE</b> or more owners of an undivided interest of at least 51% in the lot or parcel for which such protest is filed, such interest being not merely an easement. A tenant under a lease which has a remaining term of ten years or longer shall be deemed an "owner" for purposes of this protest. When the owner of an eligible protest site is a legal entity other than a person or persons, the protest petition shall be signed by the duly authorized officer(s) of such legal entity. When such legal entity is a homeowner's association, the protest petition shall be signed by the duly authorized officer(s) of such association, or, in lieu thereof, by 51% of the members of the association.			
<b>PRINT NAME</b>	DAYTIME TELEPHONE #		
ADDRESS	CITY	STATE	ZIP CODE
SIGNATURE (Notarized)			DATE
<b>PRINT NAME</b>	DAYTIME TELEPHONE #		
ADDRESS	CITY	STATE	ZIP CODE
SIGNATURE (Notarized)			DATE
<b>PRINT NAME</b>	DAYTIME TELEPHONE #		
ADDRESS	CITY	STATE	ZIP CODE
SIGNATURE (Notarized)			DATE
<b>PRINT NAME</b>	DAYTIME TELEPHONE #		
ADDRESS	CITY	STATE	ZIP CODE
SIGNATURE (Notarized)			DATE
<b>PRINT NAME</b>	DAYTIME TELEPHONE #		
ADDRESS	CITY	STATE	ZIP CODE
SIGNATURE (Notarized)			DATE
Use separate sheet if necessary			

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