



# City of Morgan Hill

## Legislation Text

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## **CITY COUNCIL STAFF REPORT**

### **MEETING DATE: SEPTEMBER 21, 2016**

PREPARED BY: Angie Gonzalez, Council Services Assistant/Administrative Services  
APPROVED BY: City Manager

**ADOPT ORDINANCE 2217, NEW SERIES, AN ORDINANCE OF THE CITY OF MORGAN HILL APPROVING AN AMENDED DEVELOPMENT AGREEMENT FOR THE DUNNE HILL MEADOW SIX LOT RESIDENTIAL DEVELOPMENT LOCATED ON THE NORTHEASTERLY CORNER OF EAST DUNNE AVENUE AND HILL ROAD (ASSESSOR'S PARCEL NUMBER 728-11-026)**

### **RECOMMENDATION(S)**

Waive the reading, adopt Ordinance No. 2217, New Series, and declare that said title, which appears on the agenda, shall be determined to have been read by title and further reading waived.

### **COUNCIL PRIORITIES, GOALS & STRATEGIES:**

#### **Ongoing Priorities**

Protecting the environment  
Maintaining fiscal responsibility

#### **2016 Focus Areas**

Developing Our Community

### **REPORT NARRATIVE:**

On September 7, 2016, the City Council Introduced Ordinance No. 2217 New Series, by the Following Roll Call Vote: AYES: Carr, Constantine, Siebert, Tate; NOES: None; ABSTAIN: Librers; ABSENT: None.

The City Council discussed the public benefit of the project and the Residential Development Control System (RDCS) commitments that had been made. Scott Murray, the developer, explained that he was not the originator of the RDCS application, and that for a small project, the monetary commitments are high. He also explained that if the allotments expire and he is required to compete again, he would not make the same commitments. Site construction is to begin in the Fall. The extension is necessary if there are early rains.

### **COMMUNITY ENGAGEMENT: Inform**

The required public hearing notice was published in the Morgan Hill Times for the minimum 10-day

public noticing period. Property owners within 300 feet of the subject property were notified of the DAA hearing 10-days prior to the public hearing

**ALTERNATIVE ACTIONS:**

None

**PRIOR CITY COUNCIL AND COMMISSION ACTIONS:**

The Planning Commission considered the DAA at its July 26, 2016 meeting. Based on the information presented, the Planning Commission determined that the new owner has not delayed processing of the project since the acquisition. The Planning Commission recommended that the City Council approve an extension to obtaining building permits to January 31, 2017 and the commencement of construction deadline to March 30, 2017. The motion passed (6-0-0-1), with Commissioner Orosco absent

**FISCAL AND RESOURCE IMPACT:**

The applicant has paid application fees applied to the project.

**CEQA (California Environmental Quality Act):**

Categorical Exemption

The project was determined to be exempt from CEQA in accordance Section 15332 of the CEQA Guidelines (In-fill Development Projects). No further environmental analysis is required.

**LINKS/ATTACHMENTS:**

Ordinance 2217