



## District 8 Community Round Table – D8CRT

### *Meeting Minutes - DRAFT*

### *January 13, 2022 @ 7:00 PM – 9:00PM*

### *Virtual Meeting via Zoom*

The Meeting was called to order by President Pat Waite at 7:00 p.m.

#### **Land Use:**

Robert Reese gave update: Application for general plan change across from EV Square for potential condominiums (near pond). Asked Nancy Le of Council Member Arenas' office to follow up on requests from neighborhood meeting in September and also mentioned a medical building permit/plan near Eastridge was being questioned by nearby neighbors as to why there was no public meetings/input.

Cortese's office assisted in getting \$1M allocated from state funding - to assist ideas to move forward on the twenty-seven acres on the EVC site. Daniel Reyes to give a future report on how the \$1 million may be spent.

#### **Senate Bills SB9 and SB10:**

##### **Senator Dave Cortese, co-author of SB9, spoke on SB9 & SB10:**

The senator's colleagues asked him to provide input on SB9, because of his land use experience and background (i.e., amendments: assistance to entities with surplus lands (like EVC), Inputs on floor area ratio, parking, etc).

Explanation of SB9. The state of California has mandated: An individual can take a Single Family House (SFH) lot and by right, split the lot and potentially construct two units on both of the resulting lots. Neighborhoods not affected by SB9 are: Environmentally sensitive, high fire zone areas, and historically designated neighborhoods.

SB 10 – is an opt-in program. It is not mandated on local cities or counties. Senator Cortese looks forward to returning at future D8CRT meetings. Email for Senator Cortese is: [dave.cortese@sen.ca.gov](mailto:dave.cortese@sen.ca.gov)

##### **Pierluigi Oliverio, Former San Jose Council Member**

Announced a ballot initiative to give back local planning control to cities, which SB9 has taken away. More info on the petition can be found at: [www.ourneighborhoodvoices.com](http://www.ourneighborhoodvoices.com) and [www.familieshomessj.org](http://www.familieshomessj.org)

Mr. Oliverio further explained the details of SB9:

- A SFH owner can split a lot to 40% & 60% (leaving no less than 1200 square feet for either lot).
- An owner can split a lot into 2 duplexes (and each duplex can have 2 + 1 mini ADU's per duplex).
- No community process required.
- No requirement that owner must live on the property. There is no ability to enforce who purchases the property, then later splits & develops the lot.
- SB9 reduces setbacks to just four feet.
- Ninety percent of trees are on private property. The tree canopy would be reduced, by lot splitting.
- Neither garages nor driveways are required with SB9. Meaning more will be parking on the streets.
- SB9 does not over-ride Covenant/HOA neighborhoods, but can over-ride a neighborhood's CC&R's.

##### **Martina Davis – San Jose City Dept of Planning, Building and Code Enforcement**

Martina was tasked with drafting an Emergency Ordinance prior to the passage of SB9. An in depth presentation, was made on 12/8/2021, and later adopted by the City Council, and can be found at: <https://www.youtube.com/watch?v=uB8rL9KuNIE>

Martina stated that there will be more changes coming:

- Develop good/better design standards, with good community outreach
- It is difficult to build a duplex in R2 neighborhoods.
- Historic properties are excluded for SB9 developments. SJC Planning to study and evaluate development in some historic zones, but keep to certain restrictive standards
- SB 9 allows for up to ten units if subdivided: SJC Planning Urgency Ordinance limits it to four units.
- If someone is ready to file an application to subdivide their property under SB 9, they can find the application forms and instructions here: <https://www.sanjoseca.gov/your-government/departments/public-works/development-services/public-works-applications>

For more information of the city's plan and progress on SB 9 implementation:

<https://www.sanjoseca.gov/your-government/departments-offices/planning-building-code-enforcement/planning-division/start-a-new-project-or-use/sb-9-duplex-project-or-subdivision>

Further D8CRT discussion about SB9 & SB10 included: Looking forward, to be watchful regarding a relaxation of local requirements and ensure neighborhoods do not lose their basic look and feel. Perhaps develop some type of task force to visit and revise the zoning standards/objectives.

SB 9 Language can be found at: [https://leginfo.legislature.ca.gov/faces/billTextClient.xhtml?bill\\_id=202120220SB9](https://leginfo.legislature.ca.gov/faces/billTextClient.xhtml?bill_id=202120220SB9)

SB 10 Language can be found at: [https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill\\_id=202120220SB10](https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=202120220SB10)

### **Safety Updates: Captain Todd Trayer-Foothill Division**

Calls for service:

- Rash of barricades: King/Ocala a man barricaded himself in an area. Later taken into custody, with nobody hurt.
- Smash & Grabs: At Aborn/Capitol and at Story/King.
- Purse Snatching: At Aborn/White (criminal was caught) and happening at Eastridge.
- Car Thefts: If warming up your car, stay inside it & lock your doors.

In efforts to reduce crime, Trayer formed a group with security companies from the major shopping centers.

SJPD took eight guns off our streets in the last month and arrests were made.

Janet Holt mentioned a recent SJPD announcement about Oxycontin cut with fentanyl causing many fatalities (especially youth). Cptn. Trayer explained that just one tiny grain of fentanyl can lead to an overdose.

### **Carol Ashman Award: Presented by Pat Waite**

Pat announced that the 2021 Carol Ashman Memorial Volunteer of the Year Award is presented to Pastor John Goldstein for his outstanding work in and for our Evergreen Community.

### **Redistricting Update: Bonnie Mace**

Redistricting Completed. City: Approved Councilmember Cohen's version of the map. Dove Hill area is coming back to District 8 (Since 2012 in SJC District 7). County: Evergreen moved from District 3 (Otto Lee's) to District 1 (Mike Wasserman). The Western portion moved to District 2. (ie: Eastridge & everything west of Cap Exp).

### **Charter Review Commission Review: Jeremy Barousse**

Last time charter was reviewed was 1986! They made seventeen recommendations to SJCC including:

- Maintain City Council-City Manager type of government structure.
- Move the Mayoral elections to Presidential election years.
- Increase council districts from the current 10 to 14.
- Adding more gender-neutral language into the charter.
- Add Police commission to the charter.

Charter Review Commission Report and Recommendations can be found at:

<https://sanjose.legistar.com/LegislationDetail.aspx?ID=5361149&GUID=D0AFF07C-C573-4D72-8574-53CB5A0E8216&Options=&Search>

### **City of San Jose District 8 Council Update: Nancy Le, Chief of Staff**

Council member Arenas got from the Federal allocations from the American Rescue Plan Act funds increased from \$1 million to \$10 million for children and families to support emotional needs for staff & students. San Jose Libraries will be closing indoor activities and Eviction Help Services due to the pandemic surge and low staffing. Servicing the community will be virtually for the time being.

**MPSD Update: Derrick Grasty:** Derrick spoke of covid issues & staffing. Announced a program to highlight various months (i.e.: Black history, Women history, Indigenous people... etc.) that will be incorporated into their regular curriculum.

**EVC Update:** Sandra Randles stated that a meeting will be coming up to discuss underserved students.

**Presidents Report:** Pat Waite announced the annual dues of \$20 is currently due.

Potential D8CRT involvement with the Evergreen mural-walk project with local artist Lila Gemellos  
Discussed potential added value to membership – raffle prize at each meeting to one paid member  
Ask around to local businesses to see if they would like to donate raffle prizes.

### **Upcoming meetings:**

2/10 (Thursday) @ 7pm D8CRT Community Meeting: (Mayor Liccardo – tentative)

2/12 D8CRT Steering Committee 9 am-everyone invited

3/3 (Thursday) @ Grace Church D8CRT sponsored Mayoral and Supervisor Candidate Forum (time TBD)