



HISTORIC LANDMARKS COMMISSION AGENDA

Regular Meeting

Wednesday, March 2, 2022

Commencing at 6:30 p.m.

Virtual Meeting: <https://sanjoseca.zoom.us/j/94434724194>

Commission Members

Paul Boehm, Chair

Anthony Raynsford, Vice Chair

Harriett Arnold

Steve Nestle

Rachel Royer

Christopher Burton, Director

Department of Planning, Building & Code Enforcement

*** COVID-19 NOTICE ***

Consistent with AB 361 and City of San Jose Resolution Nos. 79485, 80237, 80266, 80290, 80323, 80343 and 80363, this meeting will not be physically open to the public and the Historic Landmarks Commission Members will be teleconferencing from remote locations.

The Historic Landmarks Commission is meeting via teleconference from remote locations in accordance with state and local orders and measures taken as a result of the Covid-19 pandemic.

How to submit written Public Comment before the Historic Landmarks Commission meeting:

Send email to planningsupportstaff@sanjoseca.gov by 1:00 p.m. the day of the meeting. Those emails will be attached to the item on the Agenda. Please identify the Agenda Item Number in the subject line of your email. Public correspondence received after 1:00 p.m. may not be considered by the Commission due to time constraints. Public comments received after 1:00 p.m. should be presented during the hearing.

How to provide spoken Public Comment during the Historic Landmarks Commission Meeting:

1. By Phone: (888) 475 4499. Webinar ID is **944 3472 4194**. Click *9 to raise a hand to speak. Click *6 to unmute when called. Alternative phone numbers are: US: +1 (213) 338-8477 or +1 (408) 638-0968 or (877) 853-5257 (Toll Free)
2. Online at: <https://sanjoseca.zoom.us/j/94434724194>
 - a. Use a current, up-to-date browser: Chrome 30+, Firefox 27+, Microsoft Edge 12+, Safari 7+. Certain functionality may be disabled in older browsers including Internet Explorer. Mute all other audio before speaking. Using multiple devices can cause an audio feedback.
 - b. Enter an email address and name. The name will be visible online and will be used to notify you that it is your turn to speak.
 - c. When the Commission calls for the item on which you wish to speak, click on “raise hand.” Speakers will be notified shortly before they are called to speak.
 - d. When called, please limit your remarks to the time limit allotted.

Before or during the Historic Landmarks Commission meeting, if you have any questions or trouble logging into the Zoom meeting please email PlanningSupportStaff@sanjoseca.gov or call Support Staff at 408-535-3505 for assistance.

NOTE

To request an accommodation for City-sponsored meetings or events or an alternative format for printed materials, please call Support Staff at 408-535-3505 or 1-800-735-2992 (TTY) as soon as possible, but at least three business days before any meeting or event.

NOTICE TO THE PUBLIC

The procedure for public hearings is as follows:

- After the staff report, *applicants may make a five-minute presentation.*
- The meeting technician will connect persons who desire to speak to the commission to the meeting, so they can be heard. *Each speaker will have two minutes.*
- Commissioners may ask questions of the speakers. These questions will not reduce the speaker's time allowance.
- The Commission will then close the public hearing.
- *The Historic Landmarks Commission will take action on the item.*

The procedure for referrals is as follows:

- The meeting technician will connect persons who desire to speak to the commission to the meeting, so they can be heard. *Each speaker will have two minutes.*
- Commissioners may ask questions of the speakers. These questions will not reduce the speaker's time allowance.
- *The Historic Landmarks Commission will comment on the referral item.*

If a Commissioner would like a topic to be addressed under one of the Good and Welfare items, please contact Planning staff in advance of the Commission meeting.

All public records relating to an open session item on this agenda, which are not exempt from disclosure pursuant to the California Public Records Act, that are distributed to a majority of the legislative body will be available for public view by clicking the link associated specifically to documents on this agenda at the same time that the public records are distributed or made available to the legislative body.

AGENDA
ORDER OF BUSINESS

WELCOME

Welcome to the Historic Landmarks Commission Meeting. This meeting is being held via Zoom Conference Call due to the COVID-19 crisis. Members of the public may participate by following the instructions listed on the Agenda.

ROLL CALL

1. DEFERRALS

Any item scheduled for hearing this evening for which deferral is being requested will be taken out of order to be heard first on the matter of deferral. If you want to change any of the deferral dates recommended or speak to the question of deferring these or any other items, please use the ‘raise hand’ feature in Zoom or click *9 to raise a hand to speak.

No Items

2. CONSENT CALENDAR

Notice to the public: There will be no separate discussion of individual Consent Calendar items as they are considered to be routine and will be adopted by one motion. If a member of the Commission requests debate, separate vote or recusal on a particular item, that item may be removed from the Consent Calendar by the Chair and considered separately. The public may comment on the entire Consent Calendar and any items removed from the Consent Calendar by the Chair. Staff will provide an update on the consent calendar. If you wish to speak on one of these items individually, please use the ‘raise hand’ feature in Zoom or click *9 to raise a hand to speak.

No Items

3. PUBLIC HEARINGS

Generally, the Public Hearing items are considered by the Historic Landmarks Commission in the order in which they appear on the agenda. However, please be advised that the Commission may take items out of order to facilitate the agenda, such as to accommodate significant public testimony, or may defer discussion of items to later agendas for public hearing time management purposes. If you wish to speak on one of these items individually, please use the ‘raise hand’ feature in Zoom or click *9 to raise a hand to speak.

No Items

4. PLANNING REFERRALS

- a. **H17-004**: Application for a Site Development Permit on a 0.52-gross acre site at 439 South 4th Street and 451 South 4th Street to allow the:
- demolition of the existing house and apartment building on site;
 - construction of a 24-story, 210-unit residential building with a maximum height of 274 feet;
 - 20% parking reduction to provide 168 vehicle parking spaces with one level of below ground parking and three levels of above ground parking; and
 - removal of five ordinance-size trees.

PROJECT MANAGERS, ALEC ATIENZA AND REEMA MAHAMOOD

Staff Recommendation: Provide comments on the proposed project located at 439 South 4th Street and 451 South 4th Street (File No. H17-004) under Municipal Code Section 20.70.110(c).

5. GENERAL BUSINESS

- a. **Additions to the Historic Resources Inventory**

Staff Recommendations:

1. Staff recommends that the Historic Landmarks Commission add the following qualifying properties to the City of San José Historic Resources Inventory as Candidate City Landmarks:
 - a. 990 North 1st Street (235-08-001)
 - b. 852 North 1st Street (249-02-069)
 - c. 798 North 1st Street (249-01-066)
 - d. 692 North 1st Street (249-42-069)

- e. 625 North 1st Street (259-18-053)
- f. 556 North 1st Street (249-43-083)
- g. 540 North 1st Street (249-43-045)
- h. 515 North 1st Street (259-19-104)
- i. 481 North 1st Street (259-19-087)

2. Staff recommends that the Historic Landmarks Commission change the classification of the following qualifying properties already listed in the City of San José Historic Resources Inventory from Contributing Structure to Candidate City Landmark:

- a. 651 North 1st Street (259-18-032)
- b. 628-630 North 1st Street (249-42-057)
- c. 629 North 1st Street (259-18-0520)
- d. 619 North 1st Street (259-18-055)
- e. 607 North 1st Street (259-18-064)
- f. 601 North 1st Street (259-18-057)
- g. 568 North 1st Street (249-43-048)
- h. 576 North 1st Street (249-43-049)
- i. 567 and 575 North 2nd Street (249-43-084)
- j. 560 North 1st Street (249-43-047)
- k. 15 Hawthorn Way (259-19-062)
- l. 475 North 1st Street (259-20-013)
- m. 444 North 1st Street (249-44-045)

b. [Notice of Availability of a Draft Environmental Impact Report \(EIR\) and Public Comment Period for the 1065 South Winchester Boulevard Mixed-Use Project](#)

Staff Recommendation: Provide comments on the Cultural Resources, Mitigation Measures and Alternatives sections of the Draft EIR addressing the proposed demolition of all existing buildings on-the property which has been determined to be eligible for listing in the San Jose Historic Resources Inventory as a Candidate City Landmark.

c. [Reports by Commissioners on 2022 Annual Workplan Goals:](#)

- Financial Incentives for Historic Preservation (Royer/Boehm)
- Recognition of Culturally Diverse Properties (Arnold)
- Community Engagement (Nestle)
- Code Enforcement Monitoring for Historic Properties (Raynsford/Boehm)

Staff Recommendation: Accept Commissioner reports on research contributing to the accomplishment of annual workplan goals and discuss steps for goal advancement.

d. **National Historic Preservation Month**

Staff Recommendation: Establish Standing Committee to encourage participation in annual events to celebrate National Historic Preservation Month.

6. REFERRALS FROM CITY COUNCIL, BOARDS, COMMISSIONS, OR OTHER AGENCIES

No Items

7. OPEN FORUM

Members of the public are invited to speak on any item that does not appear on today's Agenda and that is within the subject matter jurisdiction of the Commission. The Commission cannot engage in any substantive discussion or take any formal action in response to the public comment. The Commission can only ask questions or respond to statements to the extent necessary to determine whether to: (1) refer the matter to staff for follow-up; (2) request staff to report back on a matter at a subsequent meeting; or (3) direct staff to place the item on a future agenda. If anyone wishes to speak, please use the 'raise hand' feature in Zoom or click *9 to raise a hand to speak.

8. GOOD AND WELFARE

a. **Report from Secretary, Planning Commission, and City Council**

- i. Future Agenda Items: **No items**
- ii. Summary of communications received by the Historic Landmarks Commission.

b. **Report from Committees**

- i. Design Review Subcommittee: No meeting held on February 17, 2022. Next meeting on Thursday, March 17, 2022 at 11:00 a.m.

c. **Approval of Action Minutes**

- i. **Recommendation:** Approval of Action Minutes for the Historic Landmarks Commission Meeting of [February 2, 2022](#).

d. **Status of Circulating Environmental Documents**

No items

ADJOURNMENT

CITY OF SAN JOSÉ CODE OF CONDUCT FOR PUBLIC MEETINGS IN THE COUNCIL CHAMBERS AND COMMITTEE ROOMS

The Code of Conduct is intended to promote open meetings that welcome debate of public policy issues being discussed by the City Council, Redevelopment Agency Board, their Committees, and City Boards and Commissions in an atmosphere of fairness, courtesy, and respect for differing points of view.

1. Public Meeting Decorum:

- a) Persons in the audience will refrain from behavior which will disrupt the public meeting. This will include making loud noises, clapping, shouting, booing, hissing or engaging in any other activity in a manner that disturbs, disrupts or impedes the orderly conduct of the meeting.
- b) Persons in the audience will refrain from creating, provoking or participating in any type of disturbance involving unwelcome physical contact.
- c) Persons in the audience will refrain from using cellular phones and/or pagers while the meeting is in session.
- d) Appropriate attire, including shoes and shirts are required in the Council Chambers and Committee Rooms at all times.
- e) Persons in the audience will not place their feet on the seats in front of them.
- f) No food, drink (other than bottled water with a cap), or chewing gum will be allowed in the Council Chambers and Committee Rooms, except as otherwise pre-approved by City staff.
- g) All persons entering the Council Chambers and Committee Rooms, including their bags, purses, briefcases and similar belongings, may be subject to search for weapons and other dangerous materials.

2. Signs, Objects or Symbolic Material:

- a) Objects and symbolic materials, such as signs or banners, will be allowed in the Council Chambers and Committee Rooms, with the following restrictions:
 - No objects will be larger than 2 feet by 3 feet.
 - No sticks, posts, poles or other such items will be attached to the signs or other symbolic materials.
 - The items cannot create a building maintenance problem or a fire or safety hazard.
- b) Persons with objects and symbolic materials such as signs must remain seated when displaying them and must not raise the items above shoulder level, obstruct the view or passage of other attendees, or otherwise disturb the business of the meeting.
- c) Objects that are deemed a threat to persons at the meeting or the facility infrastructure are not allowed. City staff is authorized to remove items and/or individuals from the Council Chambers and Committee Rooms if a threat exists or is perceived to exist. Prohibited items include, but are not limited to: firearms (including replicas and antiques), toy guns, explosive material, and ammunition; knives and other edged weapons; illegal drugs and drug paraphernalia; laser pointers, scissors, razors, scalpels, box cutting knives, and other cutting tools; letter openers, corkscrews, can openers with points, knitting needles, and hooks; hairspray, pepper spray, and aerosol containers; tools; glass containers; and large backpacks and suitcases that contain items unrelated to the meeting.

CITY OF SAN JOSÉ CODE OF CONDUCT FOR PUBLIC MEETINGS IN THE COUNCIL CHAMBERS AND COMMITTEE ROOMS (CONT'D)

3. Addressing the Council, Redevelopment Agency Board, Committee, Board or Commission:
- a) Persons wishing to speak on an agenda item or during open forum are requested to complete a speaker card and submit the card to the City Clerk or other administrative staff at the meeting.
 - b) Meeting attendees are usually given two (2) minutes to speak on any agenda item and/or during open forum; the time limit is in the discretion of the Chair of the meeting and may be limited when appropriate. Applicants and appellants in land use matters are usually given more time to speak.
 - c) Speakers should discuss topics related to City business on the agenda, unless they are speaking during open forum.
 - d) Speakers' comments should be addressed to the full body. Requests to engage the Mayor, Council Members, Board Members, Commissioners or Staff in conversation will not be honored. Abusive language is inappropriate.
 - e) Speakers will not bring to the podium any items other than a prepared written statement, writing materials, or objects that have been inspected by security staff.
 - f) If an individual wishes to submit written information, he or she may give it to the City Clerk or other administrative staff at the meeting.
 - g) Speakers and any other members of the public will not approach the dais at any time without prior consent from the Chair of the meeting.

Failure to comply with this Code of Conduct which will disturb, disrupt or impede the orderly conduct of the meeting may result in removal from the meeting and/or possible arrest.