



USE PERMIT – APPLICATION

Town of Woodside
2955 Woodside Road
Woodside, California 94062
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www.woodsidetown.org

RECEIVED
AUG 05 2022
WOODSIDE TOWN HALL

Property Address: 3044 Woodside Road

APN #: 072-162-360

Property Owner: George S. Roberts Trust

Applicant: Dave Tanner

Owner Address: 3015 Woodside Road, Woodside, Ca

Applicant Address: 7777 Mears Drive, Auburn, Ca 95602

Phone Number: (650) 851-1511

Phone Number: (650) 464-1234

Email: christine@robertsmarket.com

Email: ddmtanner@gmail.com

FINDINGS FOR USE PERMITS

(Section 153.927)

(A) After a public hearing, the Planning Commission may authorize a conditional use in any zoning district in which such use is permitted by the provisions of this chapter provided the facts presented at the public hearing allow the Planning Commission to make all of the following findings:

(1) Explain why the proposed use at such location is necessary or desirable to provide a facility or service which will contribute to the general well being of the neighborhood or community or which needs to be located where proposed due to the operating requirements of a public utility or service:

SEE ATTACHED

(2) Explain why the proposed use at the particular location will be consistent with the intent, purpose, and objectives of this chapter and the General Plan:

SEE ATTACHED

(3) Explain why the proposed use in such location will not be detrimental to the health, safety, or general welfare of persons residing or working in the vicinity of such use or be injurious to property or improvements in the vicinity:

SEE ATTACHED

(4) Provide specific information to show that the site for the proposed use is adequate in size, shape and topography to accommodate the proposed use:

SEE ATTACHED

(5) Provide specific information to show that the site for the proposed use can be served by roads of adequate width and design to accommodate the quantity and type of traffic generated by such use:

SEE ATTACHED

(6) Provide specific information to show that adequate utilities and other services required for such use exists or can be provided:

SEE ATTACHED

I, _____, hereby certify that I have read and understand the provisions of Section 153.920 of the Woodside Municipal Code, pertaining to Conditional Uses as it relates to the property herein under consideration and that the foregoing is true and correct to the best of my knowledge.

Owner's Signature: _____

Date: 08/04/2022

(B) If the facts do not establish that the proposed use meets the findings and qualifications set forth in this section, the Planning Commission shall deny the application for a conditional use.

CONDITIONS REQUIRED (Section 153.928):

(A) When authorizing any use permit, the Planning Commission shall prescribe such conditions, in addition to those specifically required by this chapter, as are, in the opinion of the Planning Commission, necessary to secure the objectives of this chapter and the General Plan. Special conditions which may be required shall include, but not be limited to, the provision of special yards and open spaces, the provision of landscaping and fencing, the surfacing of parking areas, the dedication of easements, and the regulation of signs, noise, odors, hours of operation, and other appropriate elements.

(B) The Planning Commission may also require the applicant or the property owner to provide such guarantees as the Planning Commission deems necessary to ensure compliance with the conditions imposed.

(C) The Planning Commission may also impose a time limitation and/or periodic review requirement for any use permit.

LAPSE OF APPROVAL (Section 153.917):

(A) Any approval by the Planning Director, Architectural and Site Review Administrator, or Planning Commission, given pursuant to the provisions of this Chapter 153 shall lapse and shall become null and void two years following the date on which the approval became effective, unless, prior to the expiration of two years, the approval has been acted upon (i.e., a Building Permit has been issued or the use has commenced). Approvals may be extended for an additional period of one year provided that, prior to the expiration of the initial two year approval period, an application for the renewal of the approval is filed with the Planning Director. The Planning Director may grant an extension for a period not exceeding one year where no change in conditions or requirements has occurred, but an application involving a change deemed to be significant by the Planning Director shall be treated as a new application, subject to all the provisions of this chapter.

(B) Exception. A use permit (excluding those issued under § 153.444) shall lapse and become null and void one year following the date on which the use permit became effective, unless, prior to the expiration of one year, the use has commenced; a Building Permit has been issued; a certificate of occupancy has been issued; or the use permit has been renewed for an additional period not to exceed one year by the Planning Commission upon the filing of a written request by the applicant.

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August 2, 2022

Sent via email: sschaan@woodsidetown.org

Sage Schaan, Principal Planner
Town of Woodside Planning Department
2955 Woodside Road
Woodside, CA 94062

Re: Canada Corners Conditional Use Permit Amendment

RECEIVED

AUG 05 2022

WOODSIDE TOWN HALL

Dear Sage:

This letter is submitted on behalf of property owner Christine Roberts in conjunction with the application for a use permit amendment to add parking to the property commonly known as Canada Corners or Roberts Center. The use permit amendment, in accordance with the recent changes to Woodside Municipal Code Section 153.113, would allow surface parking to accommodate permanent outdoor dining as described more detail in this letter.

Background

Roberts Center is made up of a front lot that that is zoned commercial and contains restaurant and retail uses (APN 072-162-360) and a rear lot that is zoned residential and is mainly open space (APN 072-162-360). Roberts Center is subject to an existing use permit, Use Permit # 80-81, originally approved in January 1979 and amended over the years to modify alcohol service, restaurant hours of operation, number of seats, etc.

When originally approved Use Permit #80-81 required a portion of the rear lot to be placed within an open space and conservation easement and required a conservation easement along the western property line. It further required that any modification to the paved area on the rear lot return for an amendment to the use permit. The recorded open space easement allows the Town of Woodside to undertake proceedings for abandonment of the open space easement in accordance with the requirements and subject to the conditions contained in Section 51061 of the Government Code.

Subsequently, in 1988, the Town passed Measure J prohibiting the use of the rear lot to facilitate or support the adjacent commercial use, including parking or access unless a use permit was granted prior to June 1, 1988. Measure J effectively limited the rear lot to the

uses and facilities existing at the time Measure J was approved. Over 30 years later, during the pandemic, for the health, safety and comfort of the community, outdoor dining became an important offering at Roberts Center. As a result, Woodside residents introduced an initiative, Measure A, that would allow the rear lot to be outfitted with surface parking subject to obtaining a conditional use permit (or in this case because there is an existing use permit, an amendment). In November 2021, Measure A was approved by the voters and Woodside Municipal Code Section 153.113 now allows APN 072-162-350, or the rear lot, to be improved with surface parking.

Project Description

Roberts Center currently has 159 parking spaces. Based on existing uses, the Center should have a minimum of 166 spaces -- it is currently under-parked. In addition, the project would remove a number of parking spaces on the front lot to allow for outdoor dining. While the exact number of seats each restaurant will utilize has not yet been determined, it is anticipated that this outdoor dining would need another approximately 20 parking spaces. To address the current shortfall, as well as provide parking for the new outdoor dining space, the project would add 35 net new parking spaces.

Understanding that the open space look and feel of the rear lot is important to the community, in right-sizing the parking lot, effort has been taken to ensure that the conservation and trail easements along the edge of the property will be maintained and not require any modification. The only existing easement that would be modified is the open space easement. While the area will be reduced, there will still be significant open space between the parking lot and the edge of the property such that the overall look and feel of Roberts Center will remain natural.

Findings

As explained herein, the Planning Commission can make the findings necessary to approve the requested amendment to the conditional use permit for the Roberts Center to allow right-sized parking and a modified open space easement.

- 1. The project is necessary and desirable and will contribute to the well-being of the community.**

During the height of the pandemic, the well-being of the community was improved by the opportunity for outdoor dining. To ensure that community benefit continued, the voters approved the desirability of outdoor dining and additional parking when they approved Measure A and specifically allowed the rear lot behind Roberts Center to be used for parking. Furthermore, as discussed below, the additional parking would alleviate known traffic and parking congestion in the area, contributing to the well-being of the community.

- 2. The project is consistent with the intent, purpose and objectives of the General Plan and zoning.**

The Town's General Plan acknowledges that this area has problems with traffic, circulation, and parking, in part due to the popularity of the restaurants, bars and markets at Roberts Center. The problem is exacerbated by recreational users who drive to town and leave their car for the duration of their recreational outing in the limited number of available parking

spaces. The General Plan indicates that residents expressed a strong, continued desire to address circulation issues and encourage commercial services that meet their day-to-day needs. Adding parking to accommodate the existing commercial uses in Roberts Center and to accommodate new outdoor dining would help to alleviate the parking and circulation issues and meet the day-to-day needs of residents more efficiently and effectively.

Additional parking is consistent with General Plan Policy CL1.3 which encourages development of measures that mitigate the impacts of recreational traffic on neighborhood tranquility. It is also consistent with Policy CL1.4 to improve circulation, traffic flow and parking in the Town Center, an area which the General Plan acknowledges has problems and limited parking. Providing adequate on-site parking for existing buildings complies with Policy LU1.6. Increasing the parking is also compatible with the rural character of the town because the edges and of the rear lot will continue to remain natural and open. For all of the foregoing reasons, the project is consistent with the intent, purpose and objectives of the General Plan.

Additional parking is also consistent with the zoning. Woodside Municipal Code Section 153.113 now specifically allows APN 072-162-350, the rear lot of Roberts Center, to be improved with surface parking.

3. The project will not be detrimental to the health, safety or general welfare in the vicinity.

As discussed above, additional parking will improve the traffic, circulation and parking in this area which will be a benefit to the health, safety and welfare of residents and property in the vicinity.

4. The project is adequate in size, shape and topography to accommodate the proposed use.

The project would right-size the parking for existing uses and the new outdoor dining. As described in more detail above, Roberts Center is currently under-parked, and a number of spaces would be eliminated to accommodate outdoor dining. Adding 35 net new spaces would be adequate to accommodate the existing and proposed use.

5. The proposed use can be served by roads of adequate width and design to accommodate the quantity and type of traffic generated by the use.

The proposed use can be served by existing roads. The project would formally add outdoor dining that has been in use during the pandemic and would add parking to better accommodate the existing uses, reduce traffic and meet the day-to-day needs of residents.

6. Adequate utilities or other services required for such use exist.

Adequate utilities or other services required for the project exist. It should be noted that as part of the project the location of the sewer easement should be updated to reflect the existing condition.

Sage Schaan, Principal Planner
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For all of the foregoing reasons, we respectfully request that the amendment to Use Permit #80-81 be approved to allow outdoor dining and additional parking at Roberts Center.

Sincerely,

Leigh Prince

Leigh F. Prince

cc: Jean Savaree, Town Attorney (jbs@adcl.com)