

RESOLUTION NO. 2008-11

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRISBANE
APPROVING GENERAL PLAN TEXT AMENDMENT GP-2-05 PERTAINING TO THE
SIERRA POINT COMMERCIAL-SP-C/R/O GENERAL PLAN SUBAREA**

WHEREAS an application was submitted by HCP LS Brisbane to develop an biotech office complex totaling approximately 540,185 square feet in 5 buildings 15,000 square feet of retail and a 5 level, 961-space parking structure and 840 surface parking spaces on approximately 22.8 vacant acres southerly of Sierra Point Parkway and easterly of Shore Line Court, in the Sierra Point Commercial- SP-CRO District (“the Project”); and

WHEREAS the Project includes a request to amend the General Plan to permit research and development uses (“R &D”) in the SP-CRO Designation (General Plan Text Amendment GPA-2-05); and

WHEREAS, the Planning Commission on January 24, 2008 adopted Resolution GPA-2-05 recommending that the City Council approve General Plan Text Amendment GPA-2-05; and

WHEREAS, the Brisbane City Council has adopted Resolution 2008-10 certifying a Final EIR and making the required CEQA findings; and

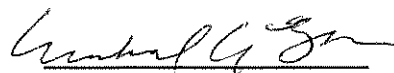
WHEREAS, on March 3, March 17, and May 12, 2008 the Brisbane City Council conducted a public hearings of the applications, at which time any person interested in the matter was given an opportunity to be heard; and

WHEREAS, the Brisbane City Council reviewed and considered the staff memoranda relating to said applications, the plans and photographs, the written and oral evidence presented to the City Council in support of and in opposition to the applications; and

WHEREAS, the City Council determines that research and development uses are compatible with other existing and planned uses at Sierra Point and diversifies land uses at Sierra Point, consistent with General Plan Policy #14 to “Establish a mix of uses with a diversified economic base to maintain and increase tax revenues and contribute to the City’s ability to provide services.”

NOW, THEREFORE BE IT RESOLVED, that the City Council hereby amends Chapter V.2 of the General Plan as follows:

“Sierra Point Commercial/Retail/Office (SPCRO) represents a subarea devoted to commercial enterprises, encompassing a wide range of uses, as outlined in the Development Agreement for Sierra Point. Such uses may include, but not be limited to, retail uses, personal services, medical, professional and administrative offices, corporate headquarters, **research and development**, hotels, conference centers and cultural facilities...”

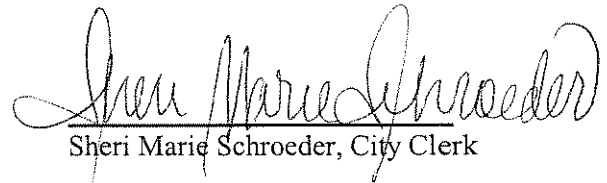

Michael G. Barnes, Mayor

I hereby certify that the foregoing Resolution 2008-11 was duly and regularly adopted at a special meeting of the Brisbane City Council on May 12, 2008.

AYES: Councilmembers Bologoff, Conway, Richardson, Waldo, and Mayor Barnes

NOES: None

ABSENT: None



Sheri Marie Schroeder, City Clerk