

ORDINANCE NO. \_\_\_\_

Ordinance of the Council of the City of Palo Alto Dedicating the  
Area Commonly Known as the Measure E Site as Parkland

The Council of the City of Palo Alto does ORDAIN as follows:

SECTION 1. Findings and Improvements. The City Council finds and declares that:

(a) Article VIII of the Charter of the City of Palo Alto and section 22.08.004 of the Palo Alto Municipal Code specify that land intended to be used for park purposes can be dedicated for such use by ordinance.

(b) The Measure E site is defined as the area described in Exhibit A-2.1 to this ordinance. It is approximately 10 acres in size. It is bordered by the City's Byxbee Park, Emily Renzel Wetlands, and the Regional Water Quality Control Plant.

(c) The Measure E site was formerly part of Byxbee Park. The site was un-dedicated by a vote of the people in November 2011 pursuant to Resolution 9195 (passed August 1, 2011). The terms of the ballot measure allow the site to be used only for a processing facility for yard trimmings, food waste and other organic materials. The measure allows the site to be re-dedicated after 10 years. No processing facility was ever built.

(d) The City intends to re-dedicate the Measure E site through this ordinance.

(e) Upon adoption of this ordinance, the Measure E site shall become part of Byxbee Park.

SECTION 2. The City Council hereby dedicates the Measure E site pursuant to Article VIII of the Charter of the City of Palo Alto and section 22.08.004 of the Palo Alto Municipal Code.

SECTION 3. Section 22.08.025 is hereby added to Chapter 22.08 (Park dedications) to read as follows:

**22.08.025      Addition to Byxbee Park (former Measure E Site)**

That certain parcel of land as delineated and described in Exhibit A-2.1, formerly known as the Measure E site, is hereby reserved for park, playground, recreation or conservation purposes.

SECTION 4. Exhibit A-2.1 of this ordinance shall be codified as Exhibit A-2.1 to the Exhibits for Title 22.

SECTION 5. The City Council finds that this ordinance is not a project within the meaning of CEQA.

SECTION 6. This ordinance shall be effective on the thirty-first day after the date of its adoption.

INTRODUCED:

PASSED:

AYES:

NOES:

ABSENT:

ABSTENTIONS:

ATTEST:

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City Clerk

APPROVED AS TO FORM:

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Assistant City Attorney

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Mayor

APPROVED:

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City Manager

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Director of Community Services

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Director of Public Works

**Exhibit A-2.1**

Addition to Byxbee Park (former Measure E Site) – Legal Description

All that certain real property situated in the City of Palo Alto, County of Santa Clara, State of California and more particularly described as follows; commencing at a four by four fence post as shown on that Record of Survey filed with the Santa Clara County Recorder in book 258 page 4 and 5 on August 15<sup>th</sup> 1969; thence from said four by four fence post, South 88° 58' 50" East 415.54 feet; to a point on the southerly line of the Sewage Treatment Plant Parkland exclusion as said exclusion is shown on Exhibit A-2 of Section 22.08.020 of the Palo Alto Municipal Code, said point also being the True Point of Beginning for this description; thence from said True Point of Beginning the following four (4) courses and distances; south 36° 42' 20" East 209.06 feet; south 41° 31' 45" East 276.48 feet; south 53° 12' 33" East 180.61 feet; north 50° 22' 18" East 652.20 feet; thence North 41° 35' 41" West 633.72 feet to a point on said southerly line of the Sewage Treatment Plant Parkland exclusion; thence along said Sewage Treatment Plant Parkland exclusion; South 52° 42' 10" West 671.94 feet, to the True Point of Beginning.