

**RESOLUTION NO. 21- \_\_\_\_**

**Resolution Of The City Council Of The City Of Emeryville Setting A Public Hearing Date of October 5, 2021 To Consider An Appeal Of The Planning Commission's June 24, 2021 Denial Of An Amendment To A Conditional Use Permit And Design Review Permit For The Redevelopment Of The Existing 30,000 Square Foot Vacant Building Located At 4060 Hollis Street As An Arts And Cultural Center, And Two Signs (APN: 49-618-4)**

**WHEREAS**, On August 27, 2020, the Planning Commission adopted Resolution CPC No. UPDR18-006, approving a Conditional Use Permit and Design Review permit for an adaptive reuse proposal that will involve renovation of an existing, 30,000 square foot vacant building at 4060 Hollis Street to accommodate an arts and cultural center ("Project"); and

**WHEREAS**, the applicant, Orton Development, submitted a set of modifications to the Project as a result of construction cost escalation and re-evaluation of operational efficiency of the Center; and

**WHEREAS**, on June 24, 2021, the Planning Commission considered and unanimously denied this request; and

**WHEREAS**, on July 6, 2021, the City Council called for review the Planning Commission's denial of the application to modify the Project; and

**WHEREAS**, Section 9-7.1405(b) of the Emeryville Municipal Code stipulates that the City Council shall either (1) affirm the decision of the Commission and dismiss the appeal, (2) set a date for hearing the appeal, or (3) remand the matter to the Commission to reconsider the application; and

**WHEREAS**, the City Council wishes to hear the appeal; now therefore, be it

**RESOLVED** that the City Council sets the date to hear the appeal for October 5, 2021.

Resolution No 21-\_\_\_\_  
Set Appeal Date for Emeryville Center for the Arts Modifications  
City Council Meeting | September 13, 2021  
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**APPROVED** by the Emeryville City Council at a regular meeting held on Monday, September 13, 2021, by the following vote:

AYES: \_\_\_\_\_  
NOES: \_\_\_\_\_  
ABSTAIN: \_\_\_\_\_  
ABSENT: \_\_\_\_\_

ATTEST:

\_\_\_\_\_  
CITY CLERK

\_\_\_\_\_  
MAYOR

APPROVED AS TO FORM:

DocuSigned by:

*Andrea Visveshwara*

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INTERIM CITY ATTORNEY