

CITY OF MOUNTAIN VIEW
RESOLUTION NO.
SERIES 2020

A RESOLUTION AMENDING RESOLUTION NO. 18470 AND RESOLUTION NO. 18489 TEMPORARILY SUSPENDING AND DESIGNATING PARKING RESTRICTIONS AND PROHIBITIONS PURSUANT TO MOUNTAIN VIEW CITY CODE CHAPTER 19 AND TEMPORARILY CLOSING THE 100, 200, 300, AND 400 BLOCKS OF CASTRO STREET PURSUANT TO CALIFORNIA VEHICLE CODE SECTION 21101 TO FACILITATE OUTDOOR DINING

WHEREAS, the Mountain View City Council adopted Resolution 18470 on June 9, 2020 and an amendment to Resolution No. 18470 on August 25, 2020 to temporarily close the 100, 200, 300, and 400 blocks of Castro Street, from West Evelyn Avenue to Mercy Street, to motor vehicle traffic, bicycle, electric bicycle, motorized scooter, or transportation device, with continued access across Castro Street at each of the side streets (“Castro Street Closure”) to facilitate the Outdoor Dining Program “Castro Summer StrEATs;” and

WHEREAS, on March 16, 2020, March 31, 2020, April 29, 2020, May 18, 2020, and July 2, 2020, the Health Officer of the County of Santa Clara issued subsequent orders directing all individuals living in the County to continue to shelter in their place of residence, subject to certain exceptions, and closing the indoor operations of nonessential businesses with limited exceptions, thus impacting the revenue and economic stability of many Mountain View businesses; and

WHEREAS, on July 14, 2020, the County of Santa Clara issued a mandatory directive that allows for outdoor operations of gyms and fitness facilities; and

WHEREAS, on July 29, 2020, the California Department of Public Health released guidance for outdoor operations of personal care services, hair salons, and barber shops; and

WHEREAS, on August 28, 2020, the California Department of Public Health issued a new Statewide Public Health Officer Order that establishes a four-tier system for counties to reopen specific business sectors and, as of August 31, 2020, the County of Santa Clara is in Tier One, Widespread, which will allow hair salons and barber shops limited indoor operations, but restricts all other personal care services to outdoor-only operations; and

WHEREAS, the “Castro Summer StrEATs” Outdoor Dining Program has been successful in facilitating the recovery of downtown businesses, and a majority of the participating businesses support extending the Castro Street Closure through December 31, 2020; and

WHEREAS, the City received requests from other businesses along Castro Street to allow outdoor operation within the Castro Street Closure pursuant to the State and County guidelines; and

WHEREAS, in an effort to support the businesses in downtown Mountain View, the City desires to expand the Castro Street Closure to include outdoor operation of other businesses located within the 100, 200, 300, and 400 blocks of Castro Street, as allowed under the County of Santa Clara Public Health Order and the State’s guidelines, and shall be allowed to operate pursuant to, and in accordance with, the Citywide Outdoor Business Operations Program ; and

WHEREAS, declarations of states of emergency are still in effect and, in an effort to continue to support businesses in downtown Mountain View as they recover from the COVID-19 pandemic, and operate under the County of Santa Clara Public Health Order and the State’s guidelines, the City desires to extend the Castro Street Closure through December 31, 2020; and

WHEREAS, California Vehicle Code Section 21101 permits local authorities, by resolution, to temporarily close a portion of any street for celebrations, parades, local special events, or other purposes when the closing is necessary for the safety and protection of persons who are to use that portion of the street during the temporary closing;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Mountain View hereby amends the first resolved clause as amended by Resolution No. 18489 to read as follows:

“NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Mountain View that the 100, 200, 300, and 400 blocks of Castro Street, which are located between Evelyn Avenue and Villa Street, Villa Street and Dana Street, Dana Street and California Street, and California Street and Mercy Street, are hereby closed to any and all vehicular, bicycle, electric bicycle, motorized scooter, and transportation device traffic, with children 10 years and under exempt, and with continued access by said devices across Castro Street at each of the side streets, in accordance with California Vehicle Code Section 21101(e), to facilitate the temporary Outdoor Dining Program and outdoor business operations, in accordance with the Citywide Outdoor Business Program;” and

BE IT FURTHER RESOLVED that the City Council hereby amends Resolution No. 18470 to remain in effect until December 31, 2020, unless extended by City Council; and

BE IT FURTHER RESOLVED that the City Council hereby amends the title of Resolution No. 18470 to read as follows:

“A Resolution Temporarily Suspending and Designating Parking Restrictions and Prohibitions Pursuant to Mountain View City Code Chapter 19 and Temporarily Closing the 100, 200, 300, and 400 blocks of Castro Street Pursuant to California Vehicle Code Section 21101 to Facilitate Outdoor Dining and Outdoor Business Operations.”

BE IT FURTHER RESOLVED, the City Council finds this Resolution is statutorily exempt from environmental review under the California Environmental Quality Act (CEQA) pursuant to Public Resources Code Section 20180(b)(4), as the specific action is necessary to mitigate an emergency, and is categorically exempt under the CEQA Guidelines Sections 15301 (“Existing Facilities”), due to the temporary use of existing improved land for existing businesses with negligible temporary expansion, and 15304 (“Minor Alterations to Land”), due to minor temporary use of land having negligible or no permanent effect on the environment.

Except as amended set forth herein, Resolution Nos. 18470 and 18489 shall remain in full force and effect.

AB-RHL/TS/4/RESO
903-09-08-20r