



1590 Berryessa Road, San Jose, CA 95133—1003 • (408) 453—1110 Fax (408) 437—9011

Memorandum

DATE: October 17, 2023

TO: PBCE Director Chris Burton & Community and Economic Development Committee

FROM: Royce Suba - General Counsel, The Flea Market, Inc.

SUBJECT: PDC17-051-Quarterly Status Report of Construction Activities (7/1/23 -9/30/23)

This Report is submitted in conformance with "Additional Condition b." of PDC 17-051, which requires a summary of construction planning and permitting activities that may result in construction impacts to the existing Flea Market operations. The Report will specify whether any Flea Market vendors have been displaced, relocated, or terminated. This Report covers the period of July 1, 2023 to September 30, 2023:

PLANNING & PERMITTING FOR FUTURE DEVELOPMENT:

Planning Entitlements: The land owner has submitted applications to the Planning Department for a Master Planned Development Permit (PD21-018) and a Tentative Map (T21-041). These applications are still under review by the City. The purpose of these entitlements are to plan the details and establish the layout of future public roadways, public parks site, creek trails setbacks, plazas sites and development blocks for a future development. These entitlements in and of themselves do not authorize the construction of any buildings or infrastructure. Future processes will need to be completed before any construction can occur.

Building Permits: Nothing filed. Nothing pending.

Grading: Nothing filed. Nothing pending.

Demolition: Nothing filed. Nothing pending.

Utilities & Roadways: Nothing filed. Nothing pending.

Soil Remediation: Nothing filed. Nothing pending.

EARLIEST DATE TO ISSUE 1-YEAR CLOSURE NOTIFICATION TO VENDORS:

01/01/2024

VENDOR STATUS:

Relocated: None.

Displaced: None.

Terminated: 3 Total. 2 vendors terminated for violation of License Agreement paragraphs 36, 37, and 52 (Counterfeit Goods Prohibited). 1 vendor terminated for violation of License Agreement paragraph 6 (Failure to pay License Fee).