



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

Memorandum

DATE: December 31, 2022

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 (10/1/22-12/31/22)

This Report is submitted in conformance with “Additional Condition b.” of PDC17-051, 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 October 1, 2022 to December 31, 2022:

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.

VENDOR STATUS:

Relocated: None.

Displaced: None.

Terminated: 1 vendor terminated for violation of License Agreement paragraphs 36, 37, and 52 (Counterfeit Goods Prohibited).