

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURLINGAME APPROVING AN AGREEMENT BETWEEN THE CITY OF BURLINGAME AND ENTERPRISE RENT-A-CAR COMPANY FOR DEVELOPMENT OF THE PROPERTY AT 778 BURLWAY ROAD, AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT

WHEREAS, ENTERPRISE RENT-A-CAR CO OF SAN FRANCISCO, LLC, (“**Enterprise**”) has used the property located at 778 Burlway Road (“**Property**”) for car rental services uses since 1985; and

WHEREAS, sometime after 1985, the City updated its Zoning Code, and car rental services were prohibited on the Property; and

WHEREAS, the Property is in the Bayfront Commercial Zoning District, which is intended to provide opportunities for research and development and local and tourist commercial uses, including but not limited to restaurants, office, and personal services, and car rental services are currently a legal non-conforming use; and

WHEREAS, an existing Conditional Use Permit (last revised September 2020; “**CUP**”) regulates the existing rental car use on the Property; and the CUP has been modified and extended several times to allow for expansions and modifications to the operation to reflect proposed redevelopment of the Property to a conforming use based on certain timelines, which were delayed based on the need to evaluate alternative development plans, as well as delay caused by the COVID-19 pandemic; and

WHEREAS, the City and Enterprise desire to concurrently amend and restate the CUP, as well as enter into this Agreement establishing the rights and obligations of the Parties with respect to redevelopment of the Property;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BURLINGAME RESOLVES AS FOLLOWS:

Section 1. The foregoing recitals are true and correct and incorporated into this Resolution by this reference.

Section 2. The City Council approves the Agreement, in the form attached hereto, between the City of Burlingame and Enterprise for development of the Property at 778 Burlway Road, and authorizes the City Manager to execute the Agreement

Section 3. The City Manager is authorized to make any minor revisions, amendments, corrections, and modifications to the Agreement, subject to the approval of the City Attorney, deemed necessary to carry out the intent of this Resolution and which do not materially alter the Council’s approval of the Agreement

Section 4. The City Manager is authorized to take any other related actions consistent with the intention of this Resolution.

NOW, THEREFORE, BE IT FURTHER RESOLVED that this Resolution shall become effective immediately upon its passage and adoption.

Mayor

I, Meaghan Hassel Shearer, City Clerk of the City of Burlingame, do hereby certify that the foregoing resolution was adopted at a regular meeting of the City Council held on the 15th day of September 2025, by the following vote:

AYES: Councilmembers:

NOES: Councilmembers:

ABSENT: Councilmembers:

Meaghan Hassel Shearer, City Clerk