

ORDINANCE NO. 719 N.S.

AN ORDINANCE OF THE CITY OF EL PASO DE ROBLES
 AMENDING CHAPTER 21.20 OF THE ZONING CODE (TITLE 21)
 (CODE AMENDMENT 96005 - CITY INITIATED)

WHEREAS, the City has initiated a code amendment to conditionally permit residential uses in commercial zones for the area bounded by 18th Street, 24th Street, the railroad tracks and Highway 101, and

WHEREAS, in August 1991, the City Council of Paso Robles updated the Land Use Element of the General Plan creating policies for the Commercial Service (CS) land use category, and

WHEREAS, Table LU-16 of the General Plan states that within the Commercial Service area east of the railroad and west of Highway 101, between 18th and 24th Streets, Residential Single Family and Multiple Family-Low types and intensities of development may occur as a conditional use, and

WHEREAS, the General Plan land use designation of Commercial Service (CS) and the environmental impacts associated with this land use were evaluated as part of the General Plan Environmental Impact Report (EIR), and

WHEREAS, the City Council finds that no additional environmental review is necessary, beyond what was done for the General Plan EIR, and therefore, is exempt from environmental review in accordance with Section 15061(b)(3) of the California Environmental Quality Act, and

WHEREAS, a public hearing was conducted by the Planning Commission on December 10, 1996 to consider the code amendment application, and

WHEREAS, a public hearing was conducted by the City Council on December 17, 1996 to consider the code amendment application, and

NOW, THEREFORE, BE IT KNOWN that the Paso Robles City Council, based upon the substantial evidence presented at the above referenced public hearing, including oral and written staff reports, finds as follows:

1. The above stated facts of this ordinance are true and correct.
2. This code amendment is consistent with the City's General Plan.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF EL PASO DE ROBLES DOES ORDAIN AS FOLLOWS:

SECTION 1. Section 21.20.215 is hereby added to Title 21 of the Paso Robles Municipal Code to read as follows:

Residential Uses in Commercial Zones

In the Commercial Service area bounded by 18th Street, 24th Street, the railroad tracks and Highway 101, Residential Single Family (R-1) and Multiple Family-Low (R-2) uses may occur subject to approval of a conditional use permit. The development of Residential Single Family (R-1) shall use the development standards as specified in Section 21.16E (R-1 District Regulations). The development of Multiple Family-Low Residential (R-2) shall use the development standards as specified in Section 21.16I (Multiple-Family Residential Districts).

SECTION 2. Publication. The City Clerk shall cause this ordinance to be published once within fifteen (15) days after its passage in a newspaper of general circulation, printed, published and circulated in the City in accordance with Section 36933 of the Government Code.

SECTION 3. Severability. If any section, subsection, sentence, clause, or phrase of the Ordinance is, for any reason, found to be invalid or unconstitutional, such finding shall not affect the

remaining portions of this Ordinance.

The City Council hereby declares that it would have passed this ordinance by section, subsection, sentence, clause, or phrase irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases are declared unconstitutional.

SECTION 4. Inconsistency. To the extent that the terms of provisions of this Ordinance may be inconsistent or in conflict with the terms or conditions of any prior City ordinance(s), motion, resolution, rule, or regulation governing the same subject matter thereof and such inconsistent and conflicting provisions of prior ordinances, motions, resolutions, rules, and regulations are hereby repealed.

SECTION 5. Effective Date. This Ordinance shall go into effect and be in full force and effect at 12:01 a.m. on the 31st day after its passage.

Introduced at a regular meeting of the City Council held on December 17, 1996, and passed and adopted by the City Council of the City of El Paso de Robles on the 7th day of January, 1997, by the following roll call vote, to wit:

ABJ660

AYES: BARON, MACKLIN, SWANSON, AND PICANCO

NOES: NONE

ABSENT: NONE

ABSTAINING: IVERSEN



Duane Picanco, Mayor

ATTEST:



Madelyn Paasch, City Clerk

North Portion

