

ORDINANCE NO. 759 N.S.

**AN ORDINANCE OF THE CITY OF EL PASO DE ROBLES
AMENDING THE ZONING CODE (ZONING MAP)
(REZONE 98-005 - BLACK RANCH)**

WHEREAS, on May 15, 1998, RRM Design Group, representing the owners of property known as the Black Ranch, filed a request for a Re-Zone (Pre-zone) in conjunction with a 775 acre annexation area; and

WHEREAS, the requested Re-Zone is from Agriculture in the County of San Luis Obispo to the following categories in the City of Paso Robles: 315 acres to Parks & Open Space; 460 acres to Agriculture; and

WHEREAS, at its meeting of November 24, 1998 the Planning Commission took the following actions regarding this ordinance:

- a. Considered the facts and analysis, as presented in the staff report prepared for this project;
- b. Conducted a public hearing to obtain public testimony on the proposed ordinance;
- c. Recommended that the City Council approve the proposed ordinance; and

WHEREAS, at its meeting of December 15, 1998, the City Council took the following actions regarding this ordinance:

- a. Considered the facts and analysis, as presented in the staff report prepared for this project;
- b. Conducted a public hearing to obtain public testimony on the proposed ordinance;
- c. Based on the information contained in the Initial Study, the City Council found that there would not be a significant impact on the environment as a result of the proposed Re-Zone, contingent upon implementation of the identified mitigation measures, and adopted a Negative Declaration in accordance with the California Environmental Quality Act; and
- d. Considered the Commission's recommendation from the Planning Commission's November 24, 1998, public meeting;
- e. Introduced said ordinance for first reading; and

WHEREAS, on January 5, 1999, the City Council held second reading of said ordinance.

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 would be consistent with the City's General Plan if the accompanying General Plan Amendment is approved on December 15, 1998.

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

The Zoning Code (Zoning Map) is hereby amended to establish the Parks & Open Space and Agriculture Zoning categories for properties proposed to be annexed to the City of Paso Robles, in accordance with the attached Exhibit A.

SECTION 1. 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 2. 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.

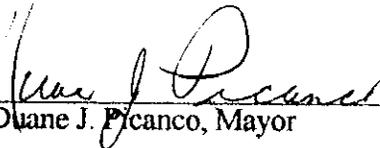
The City Council hereby declares that it would have passed this ordinance by section, subsection, sentence, clause, or phrase irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases are declared unconstitutional

SECTION 3. Inconsistency. To the extent that the terms or 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 4. 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 15, 1998, and passed and adopted by the City Council of the City of El Paso de Robles on the 5th day of January, 1999, by the following roll call vote, to wit:

AYES: Baron, Macklin, Mecham, Swanson, and Picanco
NOES: None
ABSENT: None
ABSTAIN: None



Duane J. Picanco, Mayor

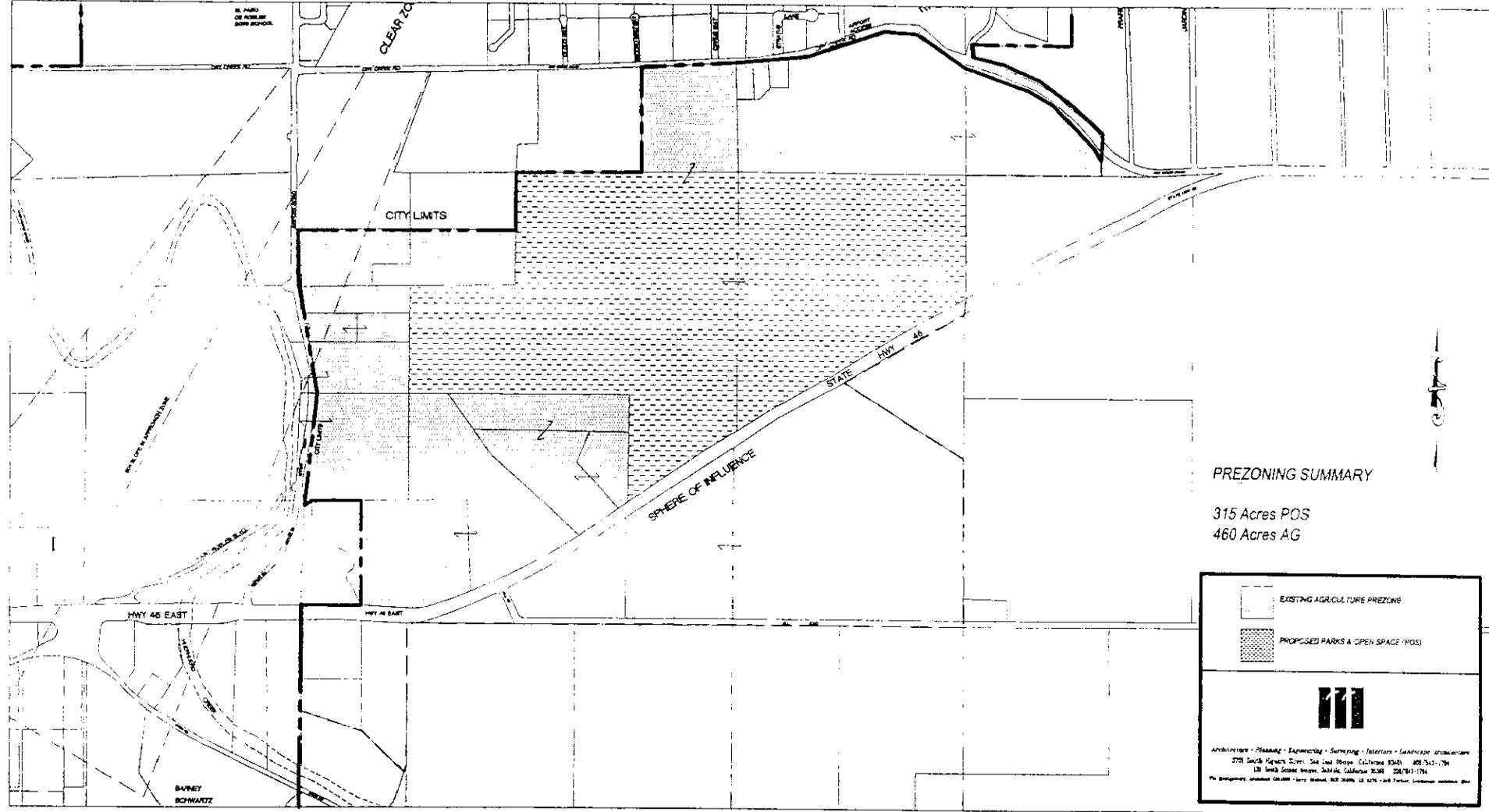
ATTEST:



Madelyn Paasch, City Clerk

ABJ657

Black Ranch



PREZONING SUMMARY

315 Acres POS
460 Acres AG

	EXISTING AGRICULTURE PREZONING
	PROPOSED PARKS & OPEN SPACE (POS)
<small>Architecture • Planning • Engineering • Surveying • Interiors • Landscape Architecture 2721 South Highway 20, Suite 100, Orange, California 92668 714/941-1700 128 South Orange Avenue, Suite 200, California 92606 714/941-1700 For a complete list of services, visit our website at www.bayneyschwartz.com</small>	

May 15, 1998

Rezoning and General Plan Designations

EXHIBIT A

**REZONE 98005
CHANGE FROM AGRICULTURE TO
PARKS AND OPEN SPACE**