

ORDINANCE NO. 811 N.S.

AN ORDINANCE OF THE CITY OF EL PASO DE ROBLES
AMENDING ZONING MAP ESTABLISHED BY REFERENCE IN SECTION 21.12.020 OF THE
ZONING CODE (TITLE 21) - REZONE 01-003 - ANNEXATION # 81 (DURAND)

WHEREAS, the City of Paso Robles has initiated Zone Change 2001-003 to consider the appropriate zoning designation (pre-Zone) for property that is to be considered for Annexation to the City of El Paso de Robles; and

WHEREAS, the subject property is located on the west side of Theater Drive, south of the current City boundary; and

WHEREAS, the total property that is subject to the Zone Change is approximately 16 acres; and

WHEREAS, public hearings were conducted by the Planning Commission on April 24, 2001 and by the City Council on May 15, 2001 to consider facts as presented in the staff report and to accept public testimony regarding this proposed Zone Change; and

WHEREAS, the City Council will be considering adoption of a Negative Declaration of environmental impact in conjunction with this Zone Change; and

WHEREAS, at its meeting of May 15, 2001, the City Council gave first reading to this ordinance; and

WHEREAS, at its meeting of June 5, 2001, the City Council gave second reading to this ordinance, and

WHEREAS, this ordinance shall go into effect on July 4, 2001.

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 not inconsistent with the General Plan.

NOW, THEREFORE, the City Council of the City of El Paso de Robles does ordain as follows:

The Zoning Map of the City of El Paso de Robles is hereby amended to pre-zone the subject property as Highway Commercial with a Planned Development overlay (C-2-PD) as contained in 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. 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.

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, such inconsistent and conflicting provisions of prior ordinance, motions, resolutions, rules and regulations are hereby repealed.

SECTION 4. 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 invalid or unconstitutional.

Introduced at a regular meeting of the City Council held on May 15, 2001, and passed and adopted by the City Council of the City of El Paso de Robles on the 5th day of June 2001 by the following vote:

AYES: Finigan, Heggarty, Nemeth, Picanco and Mecham
NOES: None
ABSENT: None
ABSTAIN: None

Frank R. Mecham, Mayor

ATTEST:

Sharilyn M. Ryan, Deputy City Clerk