

ORDINANCE NO. 840 N.S.

AN ORDINANCE OF THE CITY OF EL PASO DE ROBLES
AMENDING TITLE 21, ZONING, OF THE MUNICIPAL CODE
CONDITIONALLY PERMITTING CHURCHES, MEETING HALLS
AND SUNDAY SCHOOLS IN THE PLANNED INDUSTRIAL ZONE
(CODE AMENDMENT 02-009)

WHEREAS, Table 21.16.200 of the Zoning Ordinance provides for the establishment of Churches, including meeting halls and Sunday schools with a Conditional Use Permit in the AG, RA, R-1, R-2, R-3, R30, R-4, OP, C-1, C-2, C-3, and M zoning districts, but specifically excludes them from the CP, RC, POS, PM, and AP zones; and

WHEREAS, Calvary Chapel of Paso Robles desires to locate a church in an existing building located in the PM zone, and has submitted an application to amend Table 21.16.200 of the Zoning Ordinance to allow churches in the Planned Industrial zone with a Conditional Use Permit, and

WHEREAS, churches have many of the same operating characteristics as other uses currently permitted in the Planned Industrial zone; and

WHEREAS, an Initial Study was completed for the project pursuant to CEQA, and a Negative Declaration has been recommended for adoption on the basis that the project will not have a potentially significant, unmitigated effect on the environment; and

WHEREAS, at its meeting of August 13, 2002, 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 adopt the a Negative Declaration and approve the proposed ordinance.

WHEREAS, at its meeting of September 17, 2002, 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. Considered the recommendation of the Planning Commission regarding this code amendment.
- c. Conducted a public hearing to obtain public testimony on the proposed ordinance.

WHEREAS, at its meeting of September 17, 2002, the City Council considered and adopted the Negative Declaration for the ordinance amendment.

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:

Table 21.16.200 of the Zoning Ordinance is hereby amended to read as shown on Exhibit A of this Ordinance.

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 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 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 September 17, 2002, and passed and adopted by the City Council of the City of El Paso de Robles on October 1, 2002, by the following roll call vote:

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

Frank R. Mecham, Mayor

ATTEST:

Sharilyn Ryan, Deputy City Clerk