

ORDINANCE NO. 887 N.S.

AN ORDINANCE OF THE CITY OF EL PASO DE ROBLES  
AMENDING THE ZONING TITLE OF THE MUNICIPAL CODE  
TO ALLOW VETERINARY OFFICES WITHIN THE GATEWAY CENTER  
AND ALONG THE CRESTON ROAD CORRIDOR IN THE OFFICE PROFESSIONAL  
ZONE (OP), AND ALL AREAS OF THE GENERAL RETAIL (C-1) AND  
NEIGHBORHOOD COMMERCIAL (CP) ZONES SUBJECT TO APPROVAL OF A  
CONDITIONAL USE PERMIT (CODE AMENDMENT 04-006)

WHEREAS, the City of El Paso de Robles has initiated Code Amendment 04-006 to allow animal hospitals and veterinary clinics for small animals as defined in Municipal Code Section 8.04.110 (including overnight boarding as an accessory use) in the Gateway Center and along the Creston Road corridor in the Office Professional (OP) Zone, General Retail Commercial (C-1) and Neighborhood Commercial (CP) zones subject to approval of a Conditional Use Permit; and

WHEREAS, this Code Amendment does not conflict with the General Plan; and

WHEREAS, by providing additional zoning districts where small animal clinics may be permitted with approval of a Conditional Use Permit, additional locations and opportunities to permit this type of business would be provided in the city, and

WHEREAS, by allowing veterinary clinics for small animals in the Gateway Center and along the Creston Road Corridor in the Office Professional (OP) zone, and in the General Commercial Retail (C-1) and Neighborhood Commercial (CP) zoning districts with approval of a Conditional Use Permit would not be detrimental to the character, health, safety and welfare of the community, and

WHEREAS, a resolution was adopted by the City Council approved a Negative Declaration status for this project, and a Negative Declaration was prepared for the proposed Code Amendment application in accordance with the California Environmental Quality Act.

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

**SECTION 1.** *Table 21.16.200.A.1 of the Municipal Code is hereby amended to read as shown on attached Exhibit A*

**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 October 19, 2004, and passed and adopted by the City Council of the City of El Paso de Robles on the 2<sup>nd</sup> day of November 2004 by the following vote:

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

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Frank R. Mecham, Mayor

ATTEST:

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Sharilyn M. Ryan, Deputy City Clerk

