

ORDINANCE NO. 911 N.S.

AN ORDINANCE OF THE CITY OF EL PASO DE ROBLES  
AMENDING THE BORKEY AREA SPECIFIC PLAN TO INCLUDE A RURAL  
LOCAL STREET STANDARD IN SUBAREA D, FOR THE EAST SIDE OF EXPERIMENTAL  
STATION ROAD WITH A RIGHT OF WAY OF 50 FEET, AND A PAVED  
WIDTH OF 24 FEET (APPLICANT: WITTSTROM)

WHEREAS, the Land Use Element of the City's General Plan establishes the need for preparation of Specific Plans for certain geographic areas of the City, including, but not limited to, areas north of Highway 46 East and east of North River Road; and

WHEREAS, pursuant to Ordinance 588 N.S., the Borkey Area Specific Plan (BASP) text, plan diagram, and fee schedule were established on January 8, 1990 for the area north of Highway 46 East and east of North River Road; and

WHEREAS, the BASP established the road design and locations for the roadways anticipated to serve the Specific Plan area; and

WHEREAS, the applicant has requested an amendment to the standard road requirements for Experimental Station Road in Subarea D to allow a rural local road standard of a 50 foot right of way, with a paved width of 24 feet; and

WHEREAS, the proposed rural local road standard has been reviewed by the City Engineer and Chief of Emergency Services and it has been determined that it would adequately serve properties on Experimental Station Road in Subarea D; and

WHEREAS, at its meeting of November 22, 2005, 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 amending the Borkey Area Specific Plan and related exhibit based on a 32 foot rural road standard; and

WHEREAS, at its meeting of December 20, 2005, 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. Considered the recommendation from the Planning Commission's meeting on November 22, 2005; and
- d. Introduced the Ordinance for first reading.

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

The Borkey Area Specific Plan amendment is established as shown in Exhibit A attached hereto and on file in Community Development Department and made a part hereof.

**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. 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.

SECTION 4. 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 ordinances, motions, resolutions, rules, and regulations are hereby repealed.

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.

Introduced at a regular meeting of the City Council held on December 20, 2005, and passed and adopted by the City Council of the City of El Paso de Robles on the 3rd day of January 2006 by the following vote:

AYES: Nemeth, Picanco, Strong, and Mecham  
NOES:  
ABSTAIN:  
ABSENT: Heggarty

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Frank R. Mecham, Mayor

ATTEST:

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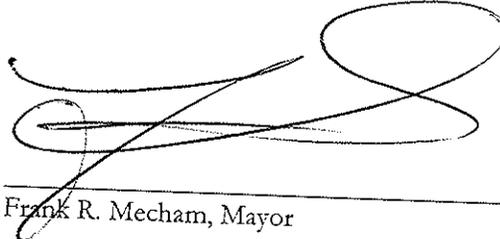
Cathy M. David, Deputy City Clerk

SECTION 4. 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 ordinances, motions, resolutions, rules, and regulations are hereby repealed.

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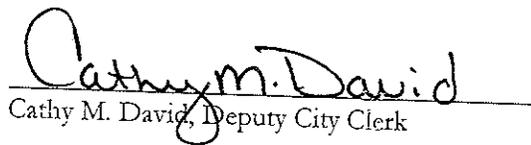
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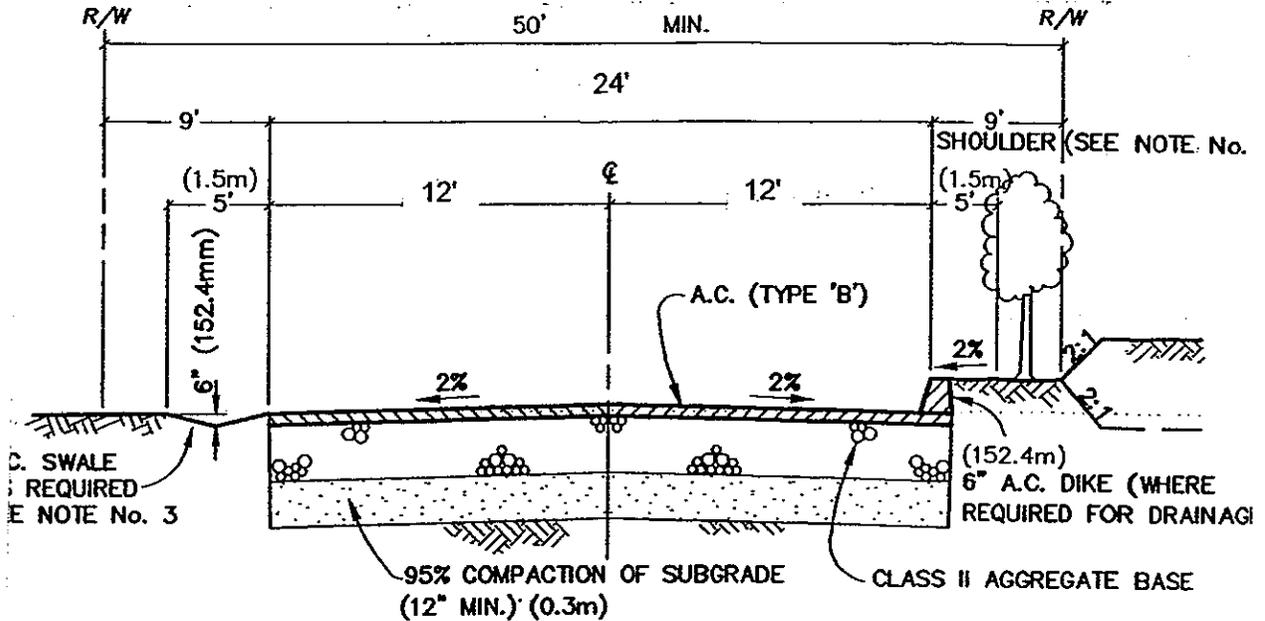
AYES: Nemeth, Picanco, Strong, and Mecham  
NOES:  
ABSTAIN:  
ABSENT: Heggarty



Frank R. Mecham, Mayor

ATTEST:

  
Cathy M. David, Deputy City Clerk



## LOCAL RURAL STREET

TRAFFIC INDEX: 5.0  
 DESIGN SPEED: 25.0 MPH (40.3km per hour)

### NOTES

1. COLLECTOR AND ARTERIAL STREETS IN RURAL AREAS SHALL BE CONSTRUCTED TO THE SAME STANDARDS AS OTHER AREAS IN THE CITY.
2. USE OF THIS STANDARD IN RURAL AREAS MUST BE APPROVED BY THE PLANNING COMMISSION, AND/OR THE CITY COUNCIL. TYPICALLY ONLY THOSE AREAS WHICH ARE ZONED R1, B3, B4, OR B5 R-A WILL BE ALLOWED TO USE THIS SECTION. WALKWAYS MAY BE REQUIRED.
3. A STORM DRAIN SHALL BE CONSTRUCTED WHEN LONGITUDINAL FLOW EXCEEDS CAPACITY OF THE MAXIMUM DITCH WHICH CAN BE CONSTRUCTED ENTIRELY WITHIN THE STREET RIGHT-OF-WAY.
4. 9 FOOT SHOULDER AREA MUST BE AGGREGATE BASE COMPACTED 95%.

Exhibit A Attachment   
 To Resolution No. \_\_\_\_\_  
 To Ordinance No. 911 N.S  
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