ORDINANCE NO. ____ N.S.

AN ORDINANCE OF THE CITY OF EL PASO DE ROBLES
AMENDING TITLE 21 OF THE CITY'S ZONING CODE
REGARDING RESORT / LODGING ZONING OVERLAY
(CODE AMENDMENT 02-014; CITY INITIATED)

WHEREAS, in conjunction with General Plan Amendment 02-03 (Part 1 of a 2 part General Plan Amendment), it has been proposed that provisions be made to allow for a Resort/Lodging (R/L) Zoning Overlay; and

WHEREAS, Code Amendment 02-014 has been initiated to consider making provisions in the City's Zoning Code as an implementation of General Plan Amendment 02-003 (Part 1); and

WHEREAS, at its meeting of November 26, 2002, the Planning Commission took the following actions:

  a. Considered the facts and analysis, as presented in the staff report prepared for this project (General Plan Amendment and Zoning Code Amendment);

  b. Conducted a public hearing to obtain public testimony on the proposed project;

  c. Recommended that the City Council approve the proposed General Plan Amendment and Zoning Code Amendment; and

WHEREAS, at its meeting of December 17, 2002, the City Council took the following actions:

  a. Considered the facts and analysis, as presented in the staff report prepared for this project;

  b. Considered the recommendation of the Planning Commission;

  c. Conducted a public hearing to obtain public testimony on the proposed project;

  d. Based on the information contained in the Initial Study prepared for this project, found that there was no substantial evidence that this project would have significant adverse effects on the environment and recommended that the City Council approve a Negative Declaration;

  e. Adopted a resolution to approve General Plan Amendment 02-03, of which this application is the Part 1 component, which enables Code Amendment 02-014 to be in conformance with the General Plan;

NOW, THEREFORE, BE IT KNOWN that the Paso Robles City Council, based upon the substantial evidence presented at the above referenced public hearings, including oral and written staff reports, finds as follows:

1.   The above stated facts of this ordinance are true and correct.

2.   This rezone 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:

SECTION 1.   Title 21 of the City's Zoning Code is hereby amended as shown on the 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 of the City of El Paso de Robles held on December 17, 2002, and passed and adopted on the 7th day of January 2003 by the following roll call vote:

AYES:
NOES:
ABSTAIN:
ABSENT:

_____
Frank R. Mecham, Mayor

ATTEST:

_____
Sharilyn M. Ryan, Deputy City Clerk

Zone Change 02-009

Exhibit Map to be Attached to Ordinance

(See folder behind desk)