

ORDINANCE 683 N.S.

**AN ORDINANCE OF THE CITY OF EL PASO DE ROBLES  
ESTABLISHING AND AMENDING CERTAIN LIMITATIONS  
WITH RESPECT TO THE REDEVELOPMENT PLAN FOR THE  
PASO ROBLES REDEVELOPMENT PROJECT AREA**

**WHEREAS**, the City Council of the City of El Paso de Robles, adopted Ordinance No. 540 N.S. on November 30, 1987, approving and adopting the Redevelopment Plan (the "Redevelopment Plan") for the Paso Robles Redevelopment Project Area; and

**WHEREAS**, the El Paso de Robles Redevelopment Agency (the "Agency") has been designated as the official redevelopment agency to carry out in the City of El Paso de Robles the functions and requirements of the Community Redevelopment Law of the State of California (Health and Safety Code Section 33000 *et seq.*) and to implement the Redevelopment Plan; and

**WHEREAS**, Section 33333.6 of the Community Redevelopment Law established certain limitations on the incurring and repaying of indebtedness and the duration of redevelopment plans, which limitations apply to every redevelopment plan adopted on or before December 31, 1993; and

**WHEREAS**, Section 33333.6 further provides that unless a redevelopment plan adopted prior to January 1, 1994, already contains limitations which comply with that Section, the legislative body shall adopt an ordinance on or before December 31, 1994, to amend the redevelopment plan either (1) to amend an existing time limit that exceeds the applicable time limit established by that Section, or (2) to establish time limits that do not exceed the provisions of that Section; and

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF EL PASO DE ROBLES DOES HEREBY ORDAIN AS FOLLOWS:**

**Section 1.** A time limit on the establishing of loans, advances and indebtedness is hereby added to Section 700.80 of the Redevelopment Plan, to read as follows: "The Agency shall not incur loans, advances or indebtedness to finance in whole or in part the Project beyond twenty (20) years from the date of adoption of this Plan by the City Council." Based upon the date of adoption of the Redevelopment Plan, the Agency shall not incur any such loans, advances or indebtedness beyond November 30, 2007.

**Section 2.** The time limit on the effectiveness of the Redevelopment Plan, as set forth in the first sentence of Section 800 of the Redevelopment Plan, shall be amended to read as follows: "Except for the non-discrimination and non-segregation provisions, which shall run in perpetuity, the provisions of this Plan shall be effective and the provisions of other documents formulated pursuant to this Plan may be made effective for forty (40) years from the date of adoption of this Plan by the City Council." Based upon the date of adoption of the Redevelopment Plan, the effectiveness of the Redevelopment Plan shall terminate on November 30, 2027.

**Section 3.** Except for loans and indebtedness approved or incurred prior to December 31, 1993, the Agency shall not pay indebtedness or receive property taxes pursuant to Health and Safety Code Section 33670 after 10 years from the termination of the effectiveness of the Redevelopment Plan, as established in Section 2 of this Ordinance. Based upon the termination date established in Section 2 of this Ordinance, the Agency shall not pay indebtedness or receive property taxes pursuant to Section 33670 after November 30, 2037; provided, however, that any loans and other indebtedness approved or incurred by the Agency prior to December 31, 1993, to finance the Project, including without limitation the Agency's payment obligations set forth in that certain Owner Participation Agreement by and between the Agency and Woodland Plaza II and Richard J. Woodland and Patricia Woodland, dated July 6, 1993, may be repaid in accordance with the Owner Participation Agreement and related Promissory Note and Agreement and bond documents relating to such indebtedness, and the Agency may receive property tax increments after November 30, 3037, to repay such debt accordingly.

**Section 4.** This Ordinance amending the Redevelopment Plan is adopted pursuant to Health and Safety Code Section 33333.6. In addition to the specific limitations established and amended as provided in Sections 1 through 3 of this Ordinance, this Ordinance hereby incorporates by reference those provisions of subsections (g) and (h) of said Section 33333.6.

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**Section 5.** The City Clerk is hereby directed to send a certified copy of this Ordinance to the Agency.

**Section 6. Effective Date.** This Ordinance shall be in full force and in effect thirty (30) days after its passage.

**Section 7. Publication.** The City Clerk is hereby ordered and directed to certify to the passage of this Ordinance and to cause the same to be published once in the Country News, a newspaper of general circulation, published and circulated in the City of El Paso de Robles, California.

**Section 8. Severability.** If any part of this Ordinance is held to be invalid for any reason, such decision shall not affect the validity of the remaining portion of this Ordinance, and this City Council hereby declares that it would have passed the remainder of this Ordinance, if such invalid portion thereof had been deleted.

**PASSED AND ADOPTED** by the City Council of the City of El Paso de Robles, this 17th day of January, 1995, on the following vote:

AYES:	Heggarty, Iversen, Martin, Picanco, and Macklin
NOES:	None
ABSENT:	None
ABSTAIN:	None

*Walter J. Macklin*  
Walter J. Macklin, Mayor

ATTEST:

*Candace Aschle*  
Candace Aschle, Deputy City Clerk

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