

ORDINANCE NO. 824 N.S.

AN ORDINANCE OF THE CITY OF EL PASO DE ROBLES
AMENDING THE BORKEY AREA SPECIFIC PLAN
TO REVISE THE STREET CLASSIFICATION FOR CLUBHOUSE DRIVE,
MODIFY DESIGN REQUIREMENTS FOR A PORTION OF BUENA VISTA ROAD AND
PROVIDE FOR AN ADDITIONAL INDUSTRIAL STREET
(APPLICANT – CITY OF EL PASO DE ROBLES/ESTRELLA ASSOCIATES)
SPECIFIC PLAN AMENDMENT 01-002

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.

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 areas north of Highway 46 East and east of North River Road; and

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

WHEREAS, the City of El Paso de Robles has filed a request to modify the design standards for a portion of Buena Vista Drive and establish a new road location to serve the industrial area located within Subarea E; and,

WHEREAS, Estrella Associates has requested a reclassification and associated design modifications of the standards for Clubhouse Drive, within Subarea B; and,

WHEREAS, in consideration of the changes brought about by the rezoning of Subarea A from residential to agriculture, the North County Campus' desire to preclude on street parking, and the City of Paso Robles' policy to encourage new industrial development within Subarea E of the BASP; and,

WHEREAS, the Planning Commission conducted a noticed public hearing on March 12, 2002 to consider making a recommendation with regards to the proposed amendments to the BASP and took the following action 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; and
- c. Recommended that the City Council approve an Ordinance amending the Borkey Area Specific Plan and related document text and graphics; and

WHEREAS, at its meeting of April 2, 2002, the City Council held a public hearing on these subjects and the City Council took the following actions regarding this ordinance:

- a. Considered the facts and analysis, as presented in the staff reports prepared for this project;
- b. Conducted a public hearing to obtain public testimony on the proposed ordinance and Resolutions;
- c. Considered the recommendation from the Planning Commission's March 12, 2002 public meeting; and
- d. Introduced the Ordinance for first reading.

WHEREAS, on April 9, 2002, the City Council held a second reading of said ordinance.

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

The Borkey Area Specific Plan text and diagrams are amended to read as presented in Exhibits A, B, and C (diagrams), and D (text) attached hereto and/or on file in the 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. 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.

SECTION 4. 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 invalid or unconstitutional.

Introduced at a regular meeting of the City Council held on April 2, 2002, and passed and adopted by the City Council of the City of El Paso de Robles on the 16th day of April 2002 by the following roll call vote, to wit:

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

Frank R. Mecham, Mayor

ATTEST:

Sharilyn M. Ryan, Deputy City Clerk