

ORDINANCE 1044 N.S.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EL PASO DE ROBLES  
TO REZONE 0.8 ACRES ON DELANY COURT FROM BUSINESS PARK TO  
COMMERCIAL SERVICES (RZ 16-002)  
APPLICANT – MICHAEL MULLAHEY / APN: 025-423-005 AND 023

WHEREAS, North Coast Engineering, on behalf of Michael Mullahey, has filed an application requesting consideration of the following land use changes and entitlements in connection with the Mullahey Chrysler Dealership General Plan Amendment (the “Project”):

- Rezone 16-002: to change the existing zoning designations as follows (See Rezone Exhibit, Attachment 4):
  - Parcel 1 (PR 16-0231): PM (Planned Industrial) to C3 (Commercial/Light Industrial)
  - Parcel 2 (PR 16-0231): no change, remains PM (Planned Industrial); and

WHEREAS, the rezone is necessary to provide zoning map consistency with a concurrent request for a General Plan Land Use Element Diagram Amendment (GPA 16-001); and

WHEREAS, the Planning Commission has reviewed and recommended the City Council approve the Negative Declaration prepared for the Project; and

WHEREAS, the Planning Commission has reviewed and recommended the City Council approve GPA 16-001;

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

Section 1. All of the above recitals are true and correct and incorporated herein by reference.

Section 2. Based on the facts and analysis presented to it, including all written and oral testimony, the Planning Commission hereby makes following findings regarding Rezone 16-002:

- a. The rezone is necessary to provide zoning map consistency with a concurrent request for a General Plan Land Use Element Diagram Amendment (GPA 16-001).
- b. Rezone 16-002 would provide for orderly development within the City.

Section 3. Based on all of the foregoing, the City Council of the City of El Paso de approves Rezone 16-002 and adopts an ordinance to amend Section 21.12.020 of the Municipal Code (Zoning Map) as shown on the Exhibit A., attached hereto and incorporated herein by reference.

Section 4. CEQA. Based on its independent judgment, found that there was no substantial evidence that the General Plan Amendment would have significant adverse effects on the environment and approved the Negative Declaration for this General Plan Amendment in accordance with CEQA.

Section 5. Severability. If any section, subsection, sentence, clause, phrase, or portion of this ordinance is for any reason held invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance.

Section 6. Effective Date. This Ordinance shall be in full force and effect 30 days after its passage and adoption as provided by Government Code section 36397.

Section 7. Publication. The City Clerk shall certify to the passage of this Ordinance by the City Council of the City of El Paso de Robles, California, and cause the Ordinance to be published once within 15 days after passage in a newspaper of general circulation published and circulated in the City in accordance with Government Code section 36933.

INTRODUCED at a regular meeting of the City Council held on October 3, 2017, for first reading by the City Council of the City of El Paso de Robles, and adopted on the 7<sup>th</sup> day of November, 2017, by the following vote:

AYES: Gregory, Strong, Hamon, Reed, Martin  
NOES:  
ABSENT:  
ABSTAIN:

  
Steven W. Martin, Mayor

Attest:  
  
Kristen L. Buxkemper, Deputy City Clerk

