SUBJECT: SECOND READING - ORDINANCE NO. 1623, ZONE CHANGE NO. 3-2002 (SHELDON)

SOURCE: Administrative Services Department/City Clerk Division

COMMENT: Ordinance No. 1623 approved Zone Change No. 3-2002. It was a change of zone from County R-O-43 (Residential Estates) to City RA (Suburban Residential) for that 42.1± acre site located on the northeast corner of Indiana Street and Gibbons Avenue. It was given First Reading on November 5, 2002, and has been printed.

RECOMMENDATION: That Council give Second Reading to Ordinance No. 1623, waive further reading, and adopt said ordinance.

ATTACHMENT: Ordinance No. 1623

Item No. 14
ORDINANCE NO. 1623

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE APPROVING ZONE CHANGE 3-2002 BEING A PRE-ZONING FROM COUNTY R-O-43 (RESIDENTIAL ESTATES) TO CITY RA (SUBURBAN RESIDENTIAL) FOR THAT 42.1± ACRE SITE LOCATED ON THE NORTHEAST CORNER OF INDIANA STREET AND GIBBONS AVENUE

WHEREAS: The City Council of the City of Porterville at its regularly scheduled meeting of November 5, 2002, conducted a public hearing to consider Zone Change 3-2002 (Pre-zoning), being a change of zone (pre-zoning) for a 42.1± acre site of undeveloped land that has been utilized for agricultural purposes from County R-O-43 (Residential Estates) to City RA (Suburban Residential) and Annexation 449 for that site located on the northeast corner of Indiana Street and Gibbons Avenue; and

WHEREAS: The City Council of the City of Porterville, after proceedings duly had and taken, and after due and legal notice having been given, as prescribed by Ordinance 1198 of the City of Porterville, and the laws of the State of California, has determined that the public interest would best be served by approval of the proposed pre-zoning from County R-O-43 (Residential Estates) to City RA (Suburban Residential) for that site located on the northeast corner of Indiana Street and Gibbons Avenue; and

WHEREAS: The City Council made the following findings in support of the approval of Zone Change 3-2002:

1. That the proposed zoning will conform with the land use designation of the General Plan.

2. That a Negative Declaration was approved for this project in accordance with the California Environmental Quality Act.

3. That this zoning designation will allow for the logical establishment for future suburban residential uses as supported by the City of Porterville General Plan Land Use Element for the 42.1± acre site.

4. That this zoning designation will ensure that any future development of the subject site will be in conformance with existing plans and policies and will not adversely impact the surrounding area.
5. That comments addressed by the San Joaquin Valley Air Pollution Control District have been incorporated into the Environmental Initial Study. As to date, no other comments have been received.

NOW, THEREFORE, BE IT ORDAINED: That the City Council of the City of Porterville does ordain as follows:

Section 1: That the following described property in the City of Porterville, County of Tulare, State of California, known as Zone Change 3-2002, is hereby pre-zoned from County R-O-43 (Residential Estates) to City RA (Suburban Residential) for that site located on the northeast corner of Indiana Street And Gibbons Avenue, more particularly shown on the attached map, incorporated herein by this reference as Exhibit “A”.

Section 2: It is further ordained that upon consummation of Annexation No. 449, all records of the City of Porterville, together with the official zoning map of the City of Porterville, shall be changed to show that all of the above described real property is rezoned from County R-O-43 (Residential Estates) to City RA (Suburban Residential) for the subject site.

Section 3: This ordinance shall be in full force and effect thirty (30) days from and after its publication and passage and upon consummation of Annexation No. 449.

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Gordon T. Woods, Mayor

ATTEST:

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John Longley, City Clerk