SUBJECT: SECOND READING - ORDINANCE NO. 1674 ZONE CHANGE NO. 8-2005 (Annexation 458)

SOURCE: Administrative Services Department/City Clerk Division

COMMENT: Ordinance No. 1674 approved Zone Change 08-2005 (Pre-zoning) changing the existing County R-1, R-2, C-1, A-1, and R-1-217 Zone to City R-1, R-2, and C-1 (D) for the area located south of Morton Avenue and west of Prospect Street, in the westerly portion of the community. The ordinance was given a First Reading on August 2, 2005, and has been printed.

RECOMMENDATION: That Council give Second Reading to Ordinance No. 1674, waive further reading, and adopt said ordinance.

ATTACHMENT: Ordinance No. 1674

Item No. _____
ORDINANCE NO. 1674

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE
APPROVING ZONE CHANGE 08-2005 (PRE-ZONING) ) TWO
UNINCORPORATED ISLANDS CONSISTING OF 62.8± ACRES AND
APPROXIMATELY 193 PARCELS AND 86.2± ACRES AND APPROXIMATELY
289 PARCELS, LOCATED SOUTH OF MORTON AVENUE AND WEST OF
PROSPECT STREET, IN THE WESTERLY PORTION OF THE COMMUNITY

WHEREAS: The City Council of the City of Porterville at its regularly scheduled meeting of August
2, 2005, conducted a public hearing to consider Zone Change 08-2005 (Pre-Zoning), to change the existing
County R-1, R-2, C-1, A-1, and R-1-217 Zone to City R-1, R-2, and C-1 (D) for the area located south of
Morton Avenue and west of Prospect Street, in the westerly portion of the community; and

WHEREAS: In conjunction with Zone Change 08-2005, Annexation 458 proposes to annex two
annexation areas generally located south of Morton Avenue and west of Prospect Street, in the westerly
portion of the community.

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 prezoning from County R-1, R-2, C-1, A-1, and R-1-217 Zone to City R-1, R-2,
and C-1 (D) for the area located south of Morton Avenue and west of Prospect Street, in the westerly portion
of the community (62.8± and 86.2± acre areas); and

WHEREAS: The City Council made the following findings in support of the approval of Zone Change 08-2005.

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

2. That a Negative Declaration was approved for this project in accordance with the
California Environmental Quality Act based on findings of the environmental studies
indicating that the Project will not have a negative impact on the environment; and

3. That the Negative Declaration prepared for this project was originally made available
for public review and comment; and

4. That this zoning designation will allow for the logical establishment for future Low
Density Residential, Medium Density Residential and Neighborhood Commercial uses
as supported by the City of Porterville General Plan Land Use Element for the 62.8± and
86.2± acre areas; and

5. 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.

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 08-2005, is hereby prezoned from County R-1, R-2, C-1, A-1, and R-1-217 Zone to City R-1, R-2, and C-1 (D) for the area located south of Morton Avenue and west of Prospect Street, in the westerly portion of the community (62.8± and 86.2± acre areas) more particularly shown on the attached map, incorporated herein by this reference as Exhibit “A” and Exhibit “B”.

Section 2: It is further ordained that upon consummation of Annexation No. 458, 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-1, R-2, C-1, A-1, and R-1-217 Zone to City R-1, R-2, and C-1 (D) for the area located south of Morton Avenue and west of Prospect Street, in the westerly portion of the community.

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. 458.

_________________________________
Kelly West, Mayor

ATTEST:
John Longley, City Clerk

By ________________________________
Georgia Hawley, Deputy