

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF FRESNO, CALIFORNIA, UPDATING THE OFFICIAL ZONING MAP AS DESCRIBED BY SECTION 15-108 OF THE FRESNO MUNICIPAL CODE, AND PURSUANT TO THE PROCEDURES SET FORTH IN ARTICLE 58, CHAPTER 15 OF THE FRESNO MUNICIPAL CODE

WHEREAS, Rezone Application No. P19-04890 has been filed by Esteban Pauli of Pauli Engineering, Inc. with the City of Fresno to rezone property as depicted in the attached Exhibit A; and

WHEREAS, pursuant to the provisions of Article 58, Chapter 15, of the Fresno Municipal Code, the Planning Commission of the City of Fresno held a public hearing on the 4th day of March 2020, to consider Rezone Application No. P19-04890, Development Permit Application No. P19-02898, and related Environmental Assessment No. P19-02898/P19-04890, dated February 7, 2020, during which the Commission considered the environmental assessment and rezone application, and recommended to the Council of the City of Fresno approval, as evidenced in Planning Commission Resolution No. 13639, of the subject environmental assessment and rezone application to amend the Official Zoning Map to rezone the approximately ±0.44 acre subject property from the RM-1/cz (*Residential Multi-Family – Medium High Density/conditions of zoning*) zone district to the RM-1 (*Residential Multi-Family – Medium High Density*) zone district in accordance with Rezone Application No. P19-04890; and

Date Adopted:
Date Approved
Effective Date:

City Attorney Approval:



Ordinance No.

WHEREAS, the Council of the City of Fresno, on the 9th day of April 2020, received the recommendation of the Planning Commission.

NOW, THEREFORE, THE COUNCIL OF THE CITY OF FRESNO DOES ORDAIN AS FOLLOWS:

SECTION 1. Based upon the testimony and information presented at the hearing and upon review and consideration of the environmental documentation provided, the adoption of the proposed rezoning is in the best interest of the City of Fresno. The Council finds in accordance with its own independent judgment that there is no substantial evidence in the record that Rezone Application No. P19-04890 may have additional significant effects on the environment that were not identified in the Fresno General Plan Master Environmental Impact Report SCH No. 2012111015 ("MEIR"); and, that all applicable mitigation measures of the MEIR have been applied to the project, to assure that the project will not cause significant adverse cumulative impacts. In addition, pursuant to Public Resources Code, Section 21157.6 (b) (1), Council finds that no substantial changes have occurred with respect to the circumstances under which the MEIR was certified; and, that no new information, which was not known and not have been known at the time of the MEIR was certified as complete, has become available. Accordingly, the Council adopts the Negative Declaration prepared for Environmental Assessment No. P19-02898/P19-04890 dated February 7, 2020.

SECTION 2. The Council finds the requested RM-1 (*Residential Multi Family – Medium High Density*) zone district is consistent with the Residential – Medium High Density (12-16 dwelling units per acre) planned land use designations of the Fresno General Plan and the Bullard Community Plan.

SECTION 3. The Council finds that the zone district of the real property described hereinbelow, located in the City of Fresno, and shown on the Official Zone Map of the City of Fresno, is reclassified from the RM-1/cz (*Residential Multi-Family – Medium High Density/conditions of zoning*) zone district to the RM-1 (*Residential Multi-Family – Medium High Density*) zone district, as depicted in the attached Exhibit A.

SECTION 4. This ordinance shall become effective and in full force and effect at 12:01 a.m. on the thirty-first day after its passage.

* * * * *

STATE OF CALIFORNIA)
COUNTY OF FRESNO) ss
CITY OF FRESNO)

I, YVONNE SPENCE, City Clerk of the City of Fresno, certify that the foregoing Ordinance was adopted by the Council of the City of Fresno, California, at a regular meeting held on the 9th day of April 2020, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

YVONNE SPENCE, MMC CRM
City Clerk

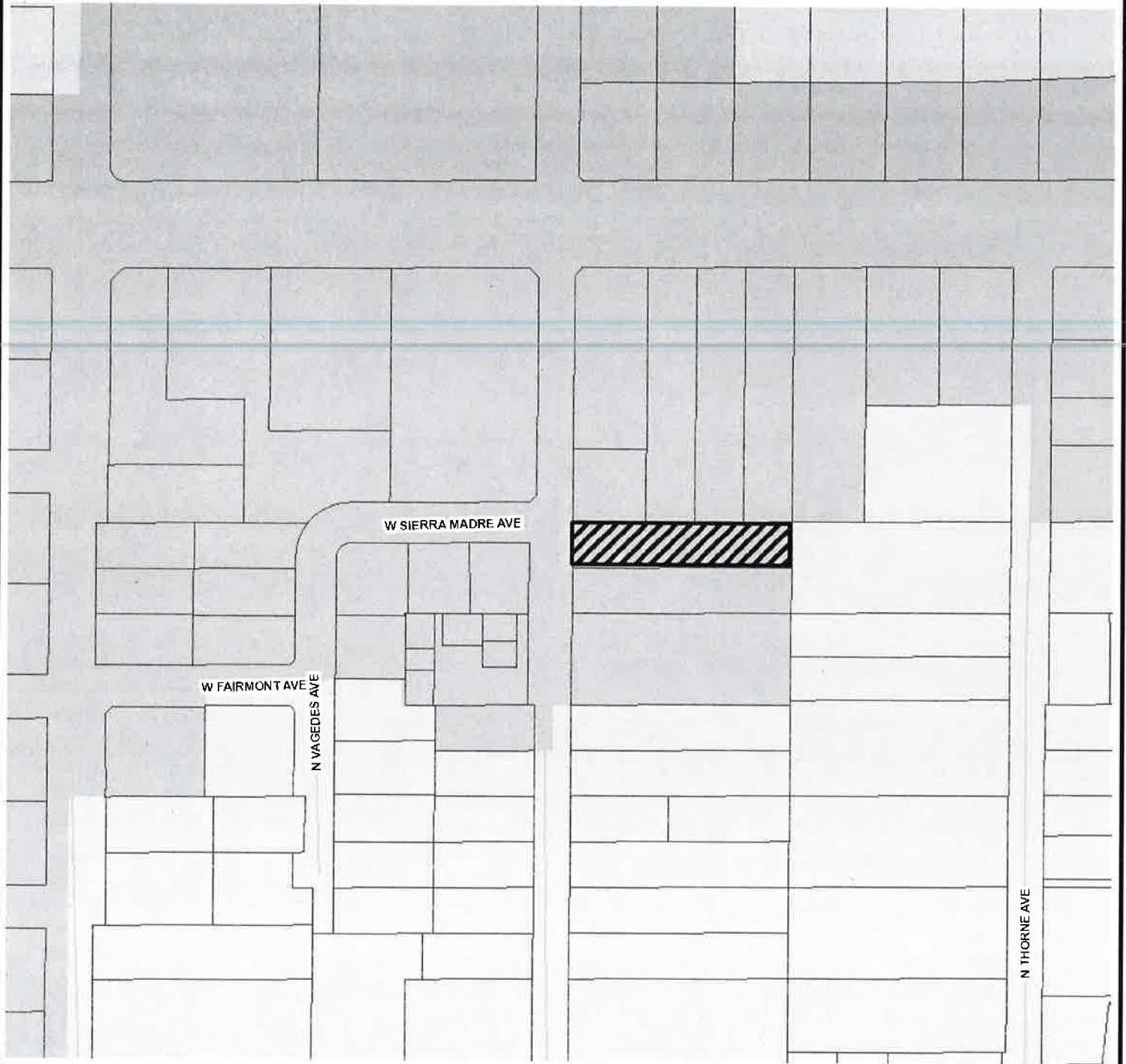
By: _____
Deputy Date

APPROVED AS TO FORM:
DOUGLAS T. SLOAN
City Attorney

By: _____
Rina Gonzales Date
Deputy City Attorney

Attachment: Exhibit A

EXHIBIT A – PROPOSED REZONE



P19-04890
APN: 425-042-15



From RM-1/cz (*Residential Multi-Family – Medium High Density/conditions of zoning*) to RM-1 (*Residential Multi-Family – Medium High Density*)