

Exhibit I
Ordinance Bill Approving Plan Amendment Application
No. A-16-010

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF FRESNO, CALIFORNIA, REPEALING THE FULTON/LOWELL SPECIFIC PLAN (PLAN AMENDMENT APPLICATION NO. A-16-010).

WHEREAS, on December 18, 2014, by Resolution No. 2014-226, the City Council adopted the Fresno General Plan, and;

WHEREAS, on December 3, 2015, by Ordinance 2015-39, the City Council adopted the Citywide Development Code to implement the Fresno General Plan, reserving Article 15 for future inclusion of Downtown Districts; and,

WHEREAS, the City of Fresno Development and Resource Management Department Director has filed Plan Amendment Application No. A-16-011 to adopt the Downtown Neighborhoods Community Plan, Plan Amendment Application No. A-16-012 to adopt the Fulton Corridor Specific Plan, and Text Amendment Application No. TA-16-002 to incorporate the Downtown Development Code into the existing Citywide Development Code; and,

WHEREAS Fresno Municipal Code Article VI Section 600 (e) states that no ordinance changing the land use zoning district of property shall be adopted in conflict with any specific plan adopted by ordinance; and,

WHEREAS, the Fresno City Council, on the 23rd of January, 1996, adopted the Fulton/Lowell Specific Plan by Ordinance 96-7, which both overlaps with and is

Date Adopted:

Date Approved

Effective Date:

City Attorney Approval: 

Ordinance No.

inconsistent with the proposed Fulton Corridor Specific Plan and Downtown Neighborhoods Community Plan; and,

WHEREAS, pursuant to the provisions of 15-5809 of the Fresno Municipal Code, the Planning Commission of the City of Fresno held a public hearing on October, 12, 2016, to consider Plan Amendment Application A-16-011, A-16-012, TA-16-002, and the associated Final Program EIR, and took action, as evidenced in Planning Commission Resolution No.13414 to recommend approval of Plan Amendment Application A-16-010; and,

WHEREAS, prior to taking action on this project, Council certified the Final Program EIR (SCH No. 2012041009) for the Downtown Neighborhoods Community Plan, the Fulton Corridor Specific Plan and the Downtown Development Code, adopting a Mitigation Monitoring and Reporting Program and a Statement of Overriding Considerations, and determining that it was prepared in compliance with the California Environmental Quality Act.

THE COUNCIL OF THE CITY OF FRESNO DOES ORDAIN AS FOLLOWS:

SECTION 1. The following section of the Fresno Municipal Code, Appendix A, is hereby repealed in its entirety:

Ordinance 96-7- the Fulton/Lowell Specific Plan.

SECTION 2. This ordinance shall become effective and in full force and effect at 12:01 a.m. on the thirty-first day after its final 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 ____ day of _____, 2016, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

Mayor Approval: _____, 2016
Mayor Approval/No Return: _____, 2016
Mayor Veto: _____, 2016
Council Override Vote: _____, 2016

YVONNE SPENCE, CMC
City Clerk

BY: _____
Deputy

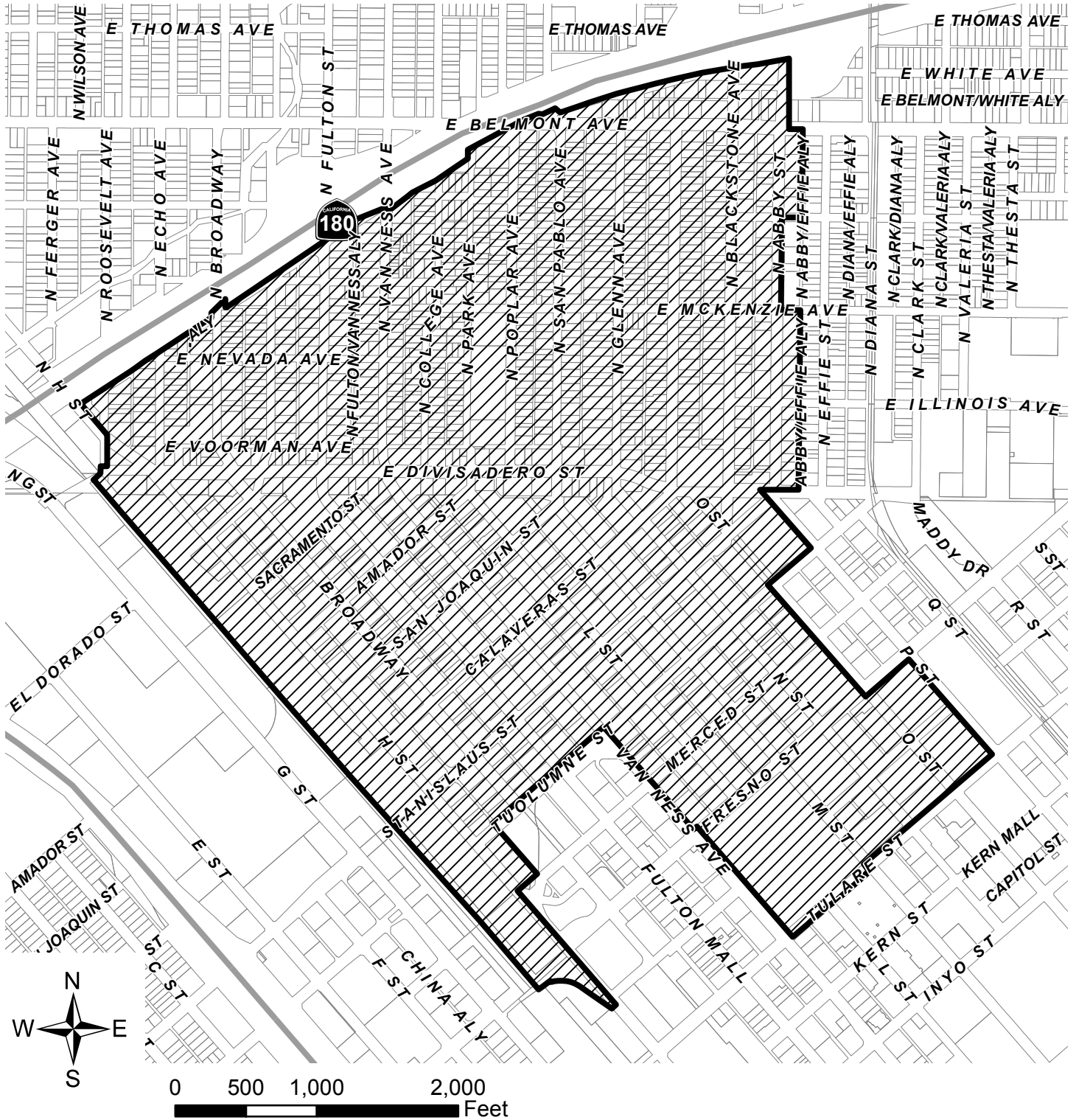
APPROVED AS TO FORM:
DOUGLAS T. SLOAN,
City Attorney

BY: _____
TALIA KOLLURI-BARBICK
Supervising Deputy City Attorney

TKB/dy [72719dy/tkb] 10/14/16

Attachment

EXHIBIT A



Fulton-Lowell Specific Plan Location Map

Plan Proposed to be Repealed

 Fulton/Lowell Specific Plan