

ORDINANCE NO. 1481

An Ordinance of the City Council of the City of Arcata Amending Arcata Municipal Code Title IX – Land Use Code, Section 9.12.020, *Zoning Map*, to add the Planned Development Combining Zone to the DeBeni Property, 1695 Heindon Road, Assessor’s Parcel Number 507-291-062

The City Council of the City of Arcata does hereby ordain as follows:

SECTION 1. Zoning Map Amendment. Arcata Municipal Code Title IX – Land Use Code (LUC), Section 9.12.020, *Zoning Map*, is hereby amended in conformance with LUC Section 9.92.050, *Findings for Zoning Map and Land Use Code Text Amendments*, as follows:

The project area on Exhibit 1, attached hereto and incorporated herein, is hereby amended by adding the Planned Development Combining Zone to the Commercial - Visitor Serving base zone.

SECTION 2. Findings of Approval

Based upon the whole record, information received in public hearings, comments from responsible agencies, and the Arcata Planning Commission recommendation dated November 17, 2016, the following findings are hereby adopted:

1. The proposed amendment is consistent with the General Plan;
2. The proposed amendment would not be detrimental to the public interest, health, safety, convenience, or welfare of the City; and
3. The affected site is physically suitable (including absence of physical restraints, access, and compatibility with adjoining land uses, and provision of utilities) for the requested zoning designation and proposed or anticipated uses and/or development.

SECTION 3. California Environmental Quality Act (CEQA) Determination

This Ordinance is subject to a CEQA Categorical Exemption adopted by the Arcata City Council pursuant to Resolution No. 167-21 on December 7, 2016.

SECTION 4. Severability

If any provision of this ordinance is invalidated by any court of competent jurisdiction, the remaining provisions shall not be affected and shall continue in full force and effect.

SECTION 5. Limitation of Actions

Any action to challenge the validity or legality of any provision of this ordinance on any grounds shall be brought by court action commenced within thirty (30) days of the date of adoption of this ordinance.

SECTION 6. Effective Date

This ordinance shall take effect 30 days after adoption.

Attachment: Exhibit 1

DATED: December 21, 2016

ATTEST:

APPROVED:

/s/ Bridget Dory
City Clerk, City of Arcata

/s/ Susan Ornelas
Mayor, City of Arcata

CLERK'S CERTIFICATE

I hereby certify that the foregoing is a true and correct copy of Ordinance No. 1481, passed and adopted at a regular meeting of the City Council of the City of Arcata, County of Humboldt, State of California, on the 21st day of December, 2016, by the following vote:

AYES: **ORNELAS, PEREIRA, PITINO, WHEETLEY, WINKLER**

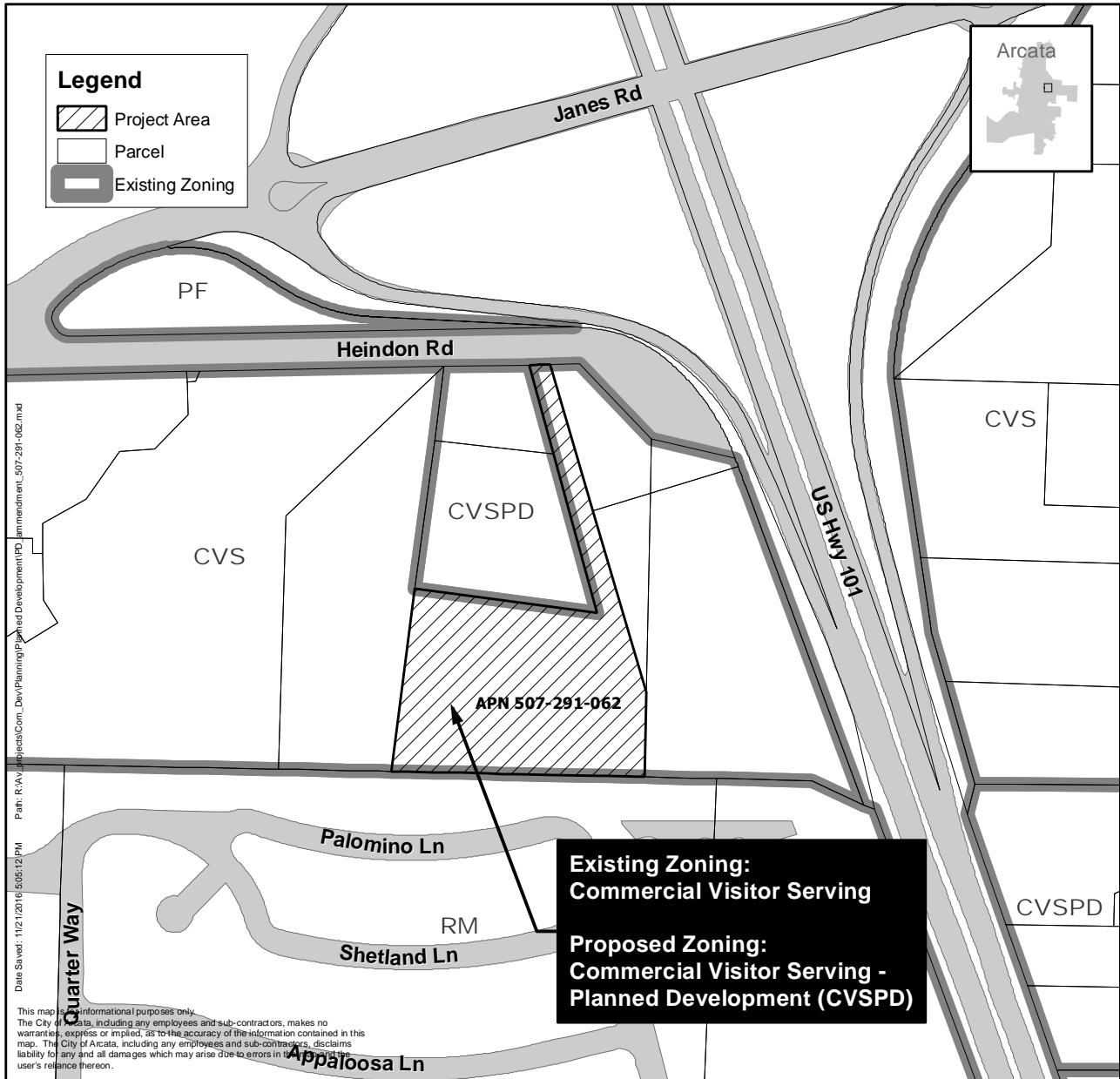
NOES: **NONE**


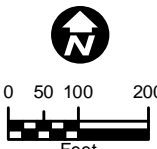
ABSENT: **NONE**

ABSTENTIONS: **NONE**

/s/ Bridget Dory
City Clerk, City of Arcata

Exhibit 1



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|---|---|--|
|  <p>City of Arcata</p> | <p>Exhibit 1</p> <p>Zoning Map Amendment to add</p> <p>the Planned Development Combining Zone</p> <p>Assessor's Parcel Number 507-291-062</p> <p>1695 Heindon Road</p> |  <p>0 50 100 200 Feet</p> |
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