

ORDINANCE NO. 1523

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ARCATA PREZONING THE CREEK SIDE HOMES ANNEXATION PROPERTIES

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

SECTION 1. Zoning Map Amendments. Arcata Municipal Code Title IX—Land Use Code (Code), Section 9.12.020, *Zoning Map*, is hereby amended in conformance with Code Section 9.92.050, *Findings for Zoning Map and Land Use Code Text Amendments*, and Code Section 9.92.060, *Prezoning*, as follows:

APN 506-151-009: identified within the project area on Exhibit 1, attached hereto and incorporated herein, is hereby prezoned Public Facilities (PF) designation for Ennes Park;

APN 505-161-011: identified within the project area on Exhibit 1, attached hereto and incorporated herein, is hereby prezoned Residential Low Density with a Planned Development overlay (RL:PD) for the development of Creek Side Homes;

APN 505-161-009: identified within the project area on Exhibit 1, attached hereto and incorporated herein, is hereby prezoned undesigned for development of a public Right-of-Way for the connection of the east and west sides of Foster Avenue.

The exact boundaries of the zoning designations shall align with the as-built configuration of the parcels as approved in the subdivision and shall be in substantial conformance with this approval.

SECTION 2. Findings of Approval. Arcata Municipal Code Title IX—Land Use Code (Code), Section 9.92.050.B, Findings. An amendment to the General Plan, zoning map or this Land Use Code may be approved only if all of the findings are made. The findings adopted through Resolution No. 190-44 are incorporated herein by reference.

SECTION 3. California Environmental Quality Act (CEQA) Determination

A Final Environmental Impact Report (EIR) has been prepared for this project pursuant to the CEQA Guidelines and Chapter 9.78 (Environmental Impact Assessment) of the Land Use Code. Through its adoption of Resolution No. 190-37, the City Council adopts Findings of Fact and a Statement of Overriding Considerations and certifies the Final EIR.

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.

DATED: February 19, 2020

ATTEST:

/s/ Bridget Dory
City Clerk, City of Arcata

APPROVED:

/s/ Paul Pitino
Vice Mayor, City of Arcata

CLERK'S CERTIFICATE

I hereby certify that the foregoing is a true and correct copy of Ordinance No.1523, passed and adopted at a regular meeting of the City Council of the City of Arcata, County of Humboldt, State of California, on the 19th day of February, 2020, by the following vote:

AYES: PITINO, ORNELAS, WATSON

NOES: NONE

ABSENT: PEREIRA, WINKLER (RECUSED)

ABSTENTIONS: NONE

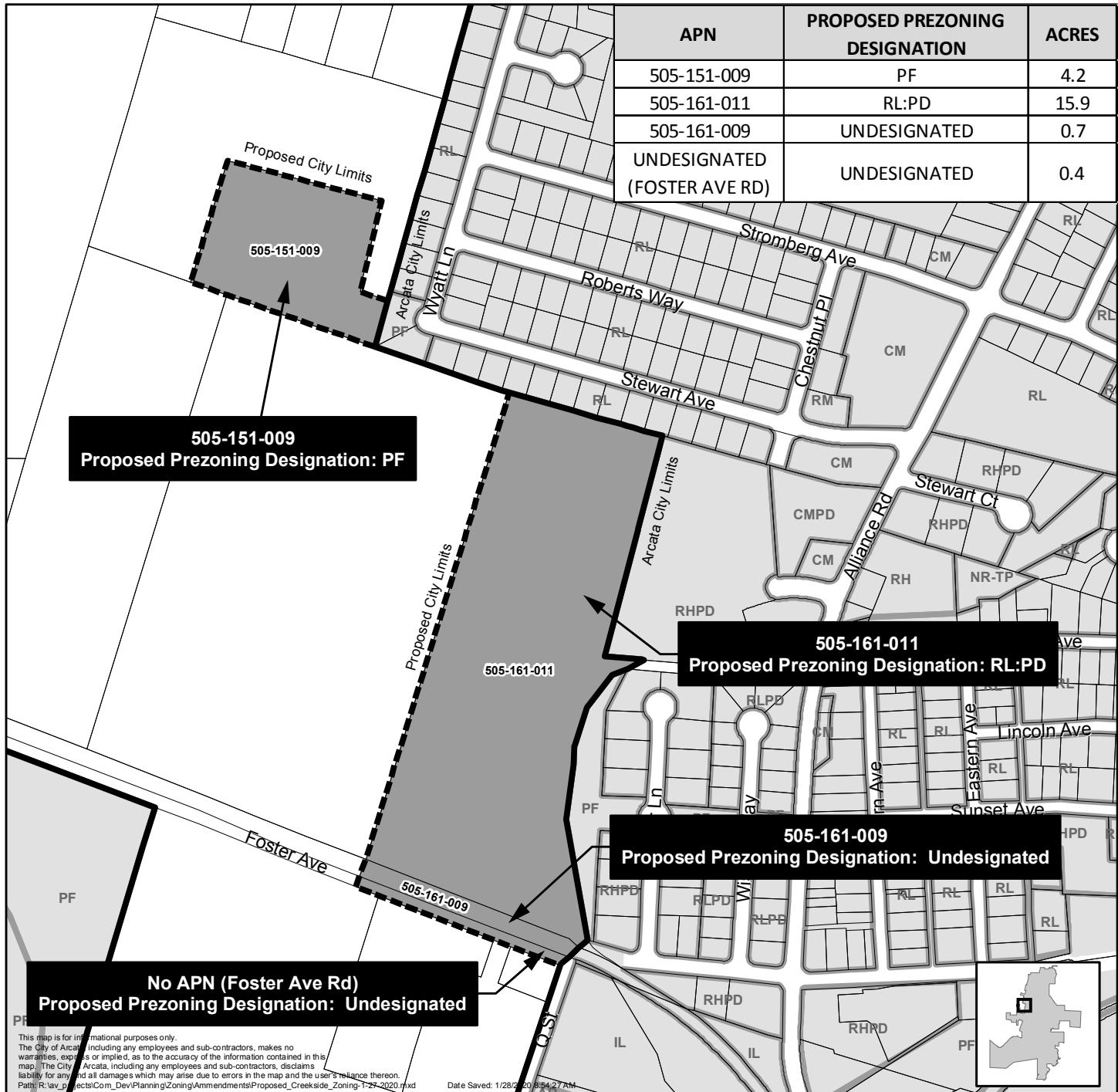
/s/ Bridget Dory
City Clerk, City of Arcata



CREEK SIDE LANDUSE CODE PREZONING MAP

PREZONE RESIDENTIAL LOW DENSITY WITH PLANNED DEVELOPMENT COMBINING ZONE & PUBLIC FACILITY

APN's 505-151-009, 505-161-011, & 505-161-009



Legend

- Proposed City Boundary Adjustment
- Proposed Prezoning Parcels
- Arcata City Limits

- Existing Zoning Designation
- City of Arcata Parcel



0 100 200 Feet