

CITY COUNCIL OF THE CITY OF OXNARD

ORDINANCE NO. 2716

ORDINANCE OF THE CITY OF OXNARD, CALIFORNIA,
DESIGNATING CHAPTER 17 OF THE CITY CODE AS THE COASTAL ZONING
ORDINANCE AND MAKING MINOR AMENDMENTS THERETO

WHEREAS, on July 26, 2005, the City Council adopted Ordinance No. 2694, reorganizing the City Code, including designating the coastal zoning ordinance as Chapter 17; and

WHEREAS, the California Coastal Commission must certify such designation before it becomes effective; and

WHEREAS, the City Council has considered an application for PZ-06-410-01, filed by the City of Oxnard, to designate Chapter 17 of the City Code as the coastal zoning ordinance and to amend Chapter 17 and the Local Coastal Program; and

WHEREAS, the Planning Commission held a public hearing on the application and recommended that the City Council grant the application; and

WHEREAS, the City Council finds that the proposed amendments to Chapter 17 conform to the 2020 General Plan, the Local Coastal Program and the Coastal Act; and

WHEREAS, the City Council finds that the California Environmental Quality Act (CEQA) does not apply to the proposed amendments (renumbering policies and section numbers, correcting grammar and typographical errors, allowing metal roofs, and adding the HCI and R-BF zone districts to the list of coastal subzones), which fall within the general rule expressed in section 15061(b)(3) of the State CEQA Guidelines that CEQA applies only to projects which have the potential for causing a significant effect on the environment, and there is no possibility that the adoption of this ordinance may have a significant effect on the environment; and

WHEREAS, the City Council finds that certified Negative Declaration 05-02 addresses the overall reorganization of Chapter 17, and there is no substantial evidence that the project will have a significant effect on the environment.

NOW, THEREFORE, the City Council of the City of Oxnard does ordain as follows:

Part 1. The City Council confirms its action designating the coastal zoning ordinance as Chapter 17 of the City Code in the format shown in Exhibit A, attached hereto and incorporated herein by reference.

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Part 2. As shown in Exhibit A, Chapter 17 includes corrections to section numbers that refer to other sections of the City Code, corrections of policy numbers, the addition of the HCI and R-BF zone districts to the list of coastal subzones, and minor changes to improve grammar and correct typographical errors.

Part 3. The words "(except metal)" are deleted from subpart (F)(2) of section 17-46, as shown in Exhibit A.

Part 4. The Planning and Environmental Services Manager is directed to forward this ordinance to the California Coastal Commission for certification.

Part 5. The City Council directs the Planning and Environmental Services Manager to prepare a summary of this ordinance. The City Council directs the City Clerk to publish the summary and to post a certified copy of the full text of this ordinance in the office of the City Clerk at least five days prior to the City Council meeting at which the proposed ordinance is to be adopted. Within fifteen days after adoption of the ordinance, the City Clerk shall publish the summary with the names of those City Council members voting for and against the ordinance, and the City Clerk shall post in the office of the City Clerk a certified copy of the full text of the adopted ordinance, along with the names of those City Council members voting for and against the ordinance.

Part 6. Ordinance No 2716 was first read on March 21, 2006, and finally adopted on _____, 2006, to become effective on certification by the California Coastal Commission, but not earlier than 30 days after the date of final adoption.

AYES:

NOES:

ABSENT:

Dr. Thomas E. Holden, Mayor

ATTEST:

APPROVED AS TO FORM:

Daniel Martinez, City Clerk

Paula Kumbrell for
Gary L. Gillig, City Attorney

EXHIBIT B
Policy Replacements

Original Policy	Replacement Policy
17-18 Coastal Visitor Serving Commercial. Policy 61 re: oil and gas leases	Policy 46: visitor serving new development
17-19 Coastal Dependent Industrial. Policy 28 re: monitoring harbor and land uses	Policies 50,54,56: priority of Coastal Dependent Uses
17-20 Coastal Energy Facilities. Policies 40 and 41 re: water conservation, water and sewer capacities. Policy 32 re: harbor bikeway Policy 34 re: Post signs at harbor to protect resources. Policy 42 re: consider water and sewer capacities.	Policies: 51,52,54,55,56: siting power facilities. Policy 54: beach access Policy 56: limit development at 100 year flood/wave run-up line. Policy 64: industrial water recycling
17-21 Coastal Oil Development. Policy 37 re: visual resources	Policy 63: oil and gas wells
17-23 Coastal Resource Protection. Policies 16 and 20 re: priority for commercial fishing and open water channels	Policies 8 and 10: sensitive resources and water quality.
17-32 Diking, Dredging, Filling and Shoreline Structures. Appendices Policies (Policies 11, 12, and 13 remain)	Remove reference to Appendices.
17-33 Visual Resources. Policies 16, 17 and V re: priority to commercial fishing/new development limited.	Policies 37 and 38: design to minimize impacts on visual resources/use height restrictions to avoid blocking views.
17-34 Wetland Restoration Plan. Policy 13 re: shoreline structures.	Policy 6 a.-e. re: wetland restoration
17-35 Hazards. Policies 18 and 19 re: fishing and boating and non-conforming uses.	Policies 39 and 40: Mitigation required for hazards and development in the 100 year flood and storm wave runup.

Original Policy	Replacement Policy
<p>17-36 Service Inventories. Policies 20, 21, and 23 re: harbor open water, public access, density limitation of 18 units per acre.</p>	<p>Policies 41, 42, and 44: water conservation, sufficient water and sewer services must be available for new development and priority of uses when there is a limitation on services.</p>
<p>17-37 Cultural Resources. Policy 27 re: fishing and boating.</p>	<p>Policy 48: Mitigation for cultural resources.</p>
<p>17-39 Coastal Access and Recreation. Policies 51,52 and 55: energy-related development, limitations to development of energy facilities in coastal resource areas.</p>	<p>Policies 72, 73 and 74: public access requirements, public parking requirements, and bicycle routes.</p>
<p>17-39 Coastal Access and Recreation. Policies 2, 12, 13, 16, 20 re: the Coastal Plan prevails over General Plan, commercial harbor development, harbor open water requirement. (Policies 1,4,6, and 21 remain.)</p>	<p>Policies 8, 10: density increases to mitigate resource impacts, wetlands and water quality.</p>
<p>17-40 Housing Demo, Conversion, Replacement. Policies 65, 66 and 67 re: oil and gas processing, pipelines and public park access.</p>	<p>Policies 87, 88 and 89: restriction on demotion of affordable housing, protection of mobile home parks and conversion standards.</p>