

CITY COUNCIL OF THE CITY OF OXNARD

ORDINANCE NO. 2831

ORDINANCE OF THE CITY OF OXNARD APPROVING PLANNING AND ZONING PERMIT NO. 10-570-02 (ZONE CHANGE) FOR PROPERTY LOCATED AT 610 CUESTA DEL MAR DRIVE (APN 222-0-095-085) CHANGING THE ZONING DESIGNATION FROM GARDEN APARTMENT (R-3-PD) TO HIGH RISE RESIDENTIAL (R-4-PD) SUBJECT TO CERTAIN FINDINGS AND CONDITIONS. FILED BY MCCARTHY COMPANIES ON BEHALF OF THE HOUSING AUTHORITY OF THE CITY OF OXNARD, 633 VENTURA BOULEVARD, OXNARD, CA 93036.

WHEREAS, on August 19, 2010, the Planning Commission of the City of Oxnard considered an application for the Cuesta Del Mar housing project for property located at 610 Cuesta Del Mar Drive, filed by McCarthy Companies on behalf of the Oxnard Housing Authority, and made a recommendation of approval for Planning and Zoning Permit Nos. 10-570-02 (Zone Change) and 10-535-01 (Density Bonus); and

WHEREAS, on August 19, 2010, the Planning Commission of the City of Oxnard approved Planning and Zoning Permit No. 10-540-01 (Planned Development) to entitle the Cuesta Del Mar housing project with seven affordable dwelling units; and

WHEREAS, the zoning of the subject property is Garden Apartment Planned Development (R-3-PD) and in order for the project to be approved, the zoning of the subject parcel must be amended to High Rise Residential Planned Development (R-4-PD); and

WHEREAS, the City Council carefully reviewed Planning Commission Resolution No. 2010-24 recommending approval of Zone Change No. 10-570-02; and

WHEREAS, the City Council has held a public hearing and received and reviewed written and oral comments related to proposed Planning and Zoning Permit No. 10-570-02; and

WHEREAS, the City Council finds that the zone change is consistent with the 2020 General Plan; and

WHEREAS, the City Council finds after due study and deliberation that the public interest and general welfare require the adoption of Planning and Zoning Permit No. 10-570-02; and

WHEREAS, the California Environmental Quality Act (CEQA) provides a statutory exemption pursuant to CEQA Guidelines sections 15192 and 15194 for construction of affordable housing projects in urban areas and all findings for this exemption can be made; and

annul the approval of this resolution or any proceedings, acts, or determination taken, done, or made prior thereto that were part of the approval process.

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

- Part 1. The zoning governing the property located at 610 Cuesta Del Mar Drive (APN 222-0-095-085), as shown on the map on file with the City Clerk, is changed from Garden Apartment Planned Development (R-3-PD) to High Rise Residential Planned Development (R-4-PD).
- Part 2. Pursuant to Government Code Section 65863.5, the City Clerk shall mail a copy of this ordinance to the Assessor of Ventura County within thirty (30) days from the adoption of this ordinance.
- Part 3. Within fifteen (15) days after passage, the City Clerk shall cause this ordinance to be published one time in a newspaper of general circulation, published and circulated in the City. Ordinance No. 2831 was first read on September 28, 2010, and finally adopted on _____, 2010, to become effective thirty (30) days thereafter.

PASSED AND ADOPTED this _____, by the following vote:

AYES:

NOES:

ABSENT:

Dr. Thomas E. Holden, Mayor

ATTEST:

Daniel Martinez, City Clerk

APPROVED AS TO FORM:

Alan Holmberg, City Attorney