

## ORDINANCE NO. 895 (2015)

### AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAKEPORT ADOPTING PREZONING DESIGNATIONS IN THE SOUTH MAIN STREET AND SODA BAY ROAD AREA OF THE LAKEPORT SPHERE OF INFLUENCE AS SET FORTH IN THE LAKEPORT GENERAL PLAN

**WHEREAS**, the City of Lakeport has in accordance with California Law adopted a Zoning Ordinance and Zoning Map which includes PreZoning of unincorporated areas that are located with the Lakeport General Plan Sphere of Influence Area; and

**WHEREAS**, On February 17, 2015, the City Council approved a Resolution adopting the October 24, 2014, Addendum to the City of Lakeport General Plan EIR prepared by De Novo Planning Group on behalf of the City of Lakeport and approved several Amendments to the Lakeport General Plan as recommended by the City of Lakeport Planning Commission; and

**WHEREAS**, the Lakeport Planning Commission has recommended follow up action, that the City of Lakeport PreZoning Map designations for the southern Lakeport General Plan Area and Sphere of Influence Area be amended to be consistent with the Lakeport General Plan Land Use Map designations; and

**WHEREAS**, California law permits City's to prezone unincorporated lands outside of their corporate limits in the same way as they approve Zoning.

**NOW THEREFORE THE CITY COUNCIL OF THE CITY OF LAKEPORT DOES ORDAIN AS FOLLOWS:**

#### **Section 1. Map**

Pursuant to Section 17.32.010 of the Lakeport Municipal Code, the Official Zoning Map of the City of Lakeport Zoning Ordinance is hereby amended and revised in accordance with the PreZoning Map attached hereto and marked as:

#### **EXHIBIT A:**

#### **PREZONING DESIGNATIONS FOR THE SOUTH MAIN STREET AND SODA BAY ROAD AREA WITHIN THE LAKEPORT GENERAL PLAN SPHERE OF INFLUENCE AREA**

The City Clerk is hereby directed to cause the Official Zoning Map of the City of Lakeport to be amended to show the number and date of this Ordinance and to reflect the change effected thereby.

#### **Section 2. CEQA.**

The environmental impacts of the proposed PreZoning Amendments have been assessed in the Addendum to the City of Lakeport General Plan (CEQA) EIR dated October 24, 2014 (prepared

by De Novo Planning Group on behalf of the City of Lakeport), as approved by the Lakeport City Council on February 17, 2015.

**Section 3. Consistency Findings.**

Based on all evidence in the record, the City Council finds the proposed amendment is in the public's interest, is consistent with the Lakeport General Plan and is not detrimental to the community's health, safety, convenience and general welfare.

**Section 4. Severability.**

If any section, subsection, sentence, clause, phrase, or portion of this ordinance is for any reason held invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance.

The City Council hereby declares that it would have passed this and each section, subsection, phrase, or clause thereof irrespective of the fact that any one or more sections, subsections, phrases, or clauses be declared unconstitutional on their face or as applied.

**Section 5. Effective Date.**

This ordinance shall become effective 30 days after the date of adoption pursuant to Government Code section 36937.

**Section 6. Posting.**

The City Clerk shall cause this ordinance to be published and/or posted within fifteen days after its adoption.

This ordinance was introduced before the City Council of the City of Lakeport at a regular meeting thereof on the 7th day of April, 2015, by the following vote:

AYES: Council Members Turner, Mattina, Parlet, and Spillman, and Mayor Scheel  
NOES: None  
ABSENT: None  
ABSTAINING: None

This Ordinance was duly enacted by the City Council of the City of Lakeport at a regular meeting thereof on the 21st day of April, 2015, by the following vote:

AYES: Council Members Turner, Mattina, Parlet, and Spillman, and Mayor Scheel  
NOES: None  
ABSENT: None  
ABSTAINING: None

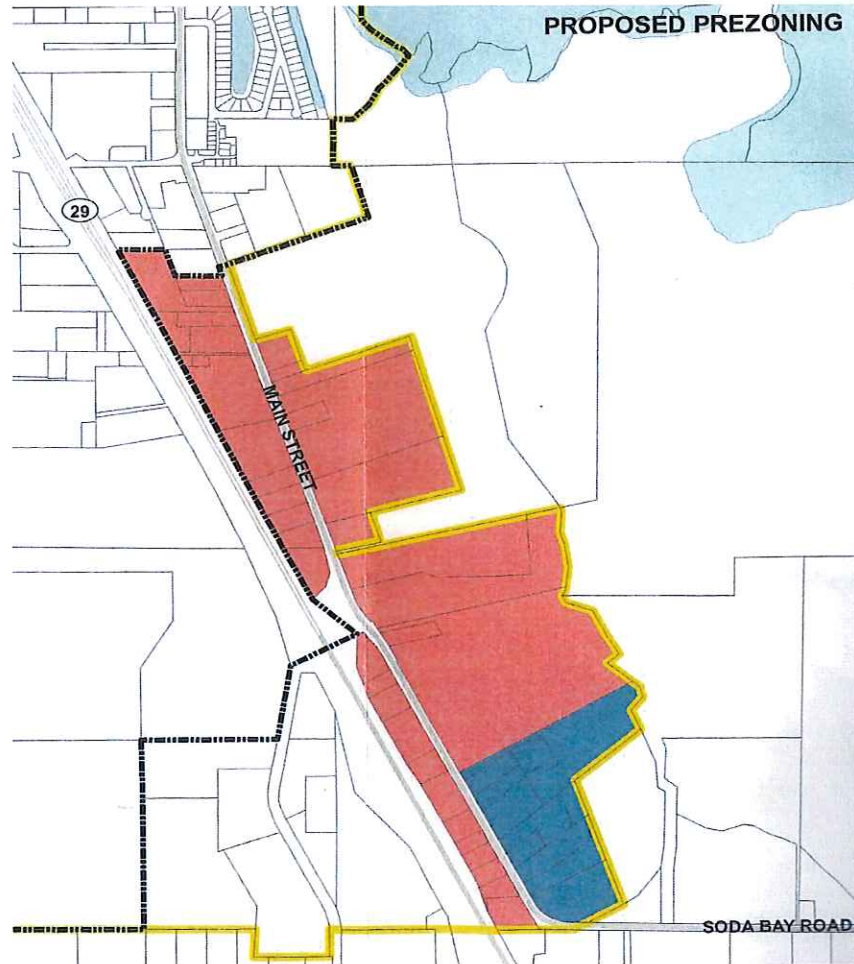
  
\_\_\_\_\_  
MARTIN SCHEEL, Mayor

ATTEST:

  
JANEL M. CHAPMAN, City Clerk

EXHIBIT A

PREZONING DESIGNATIONS FOR THE SOUTH MAIN STREET AND SODA BAY ROAD AREA  
WITHIN THE LAKEPORT GENERAL PLAN SPHERE OF INFLUENCE AREA



Lakeport City Limits



Lakeport City Limits



Existing General Plan Sphere of Influence



Proposed Modified General Plan Sphere of Influence

PREZoning Designations



C2: Major Retail



I: Industrial



UR: Urban Reserve

Sources: City of Lakeport GIS; Map date: August 12, 2014