

## ORDINANCE NO. 2008-01

### AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MONROVIA, CALIFORNIA AMENDING TITLE 17 (ZONING) SECTION 17.04.040, THE OFFICIAL ZONING MAP OF THE MONROVIA MUNICIPAL CODE ENTITLED ZONING TO CHANGE THE ZONE DESIGNATION ON CERTAIN PARCELS OF LAND (ZC 2008-01) TO BE CONSISTANT WITH THE GENERAL PLAN UPDATE (GPA 2008-01)

**THE CITY COUNCIL OF THE CITY OF MONROVIA, CALIFORNIA HEREBY ORDAINS AS FOLLOWS:**

**SECTION 1.** The City has initiated a revision to the General Plan (General Plan Amendment GPA2008-01) revising the Land Use and Circulation Elements of the General Plan) that requires the rezoning of certain properties in the City to be consistent with the revised land use element (ZC 2008-01).

**SECTION 2.** On December 12, 2007, the Planning Commission of the City of Monrovia held a duly noticed public hearing to consider ZC2008-01. Following the close of the public hearing, the Planning Commission adopted Resolution No. 2007-16 recommending approval of ZC2008-01.

**SECTION 3.** On January 15, 2008, the City Council held duly noticed public hearings on Zone Change ZC2008-01.

**SECTION 4.** In accordance with California Environmental Quality Act (CEQA), a Notice of Preparation (NOP) of a Draft Environmental Impact Report (DEIR) was filed with the State Clearinghouse, which assigned State Clearinghouse Number 2007021135. The NOP and an Initial Study were distributed to all responsible and trustee agencies and other interested parties for a 30-day public review period commencing on February 27, 2007 and ending on March 28, 2007. During this review period the City conducted a Scoping Session on March 26, 2007 to receive comments on the scope on the EIR. On October 26, 2007 a Notice of Completion (NOC) of the DEIR was filed with the State Clearinghouse and the DEIR was distributed to agencies, interested organizations, and interested individuals by the City. A 30-day public review period for the Draft EIR was established pursuant to state law, which commenced on October 26, 2007 and ended on December 10, 2007. During the review period, the Planning Commission conducted a public hearing to allow the public an opportunity to comment on the adequacy of the DEIR.

**SECTION 5.** On January 15, 2008, the City Council adopted a resolution (2008-03) certifying the Final Environmental Impact Report for the General Plan Update (GPA2008-01), adopting the Mitigation Monitoring Plan and making certain findings and facts as required by the California Environmental Quality Act ("CEQA"), adopting a Statement of Overriding Considerations and adoption of an Amendment of the General Plan Land Use and Circulation, Elements,

**SECTION 6.** Section 17.04.040 (Official Zoning Map) of Chapter 17.04 (General Provisions) of Title 17 (Zoning) of the Monrovia Municipal Code, is hereby amended to revise the boundary map and re-zone the properties as set forth in "Exhibit A" attached hereto and incorporated herein by this reference.

**SECTION 7.** Severability. If any section, subsection, subdivision, sentence, clause, phrase, or portion of this ordinance or the application thereof to any person or place, is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remainder of this ordinance. The City Council hereby declares that it would have adopted this ordinance, and each and every section, subsection, subdivision, sentence, clause, phrase, or portion thereof, irrespective of the fact that any one or more sections, subsections, subdivisions, sentences, clauses, phrases, or portions thereof be declared invalid or unconstitutional.

**SECTION 8.** The City Clerk shall certify to the passage of this Ordinance and shall cause same to be published pursuant to law within fifteen (15) days after its passage, and said Ordinance shall become effective 30 days after its passage.

**INTRODUCED** this 15<sup>th</sup> day of January 2008. **PASSED, APPROVED, AND ADOPTED** this 5<sup>th</sup> day of February 2008 by the following vote: **AYES:** Councilmembers Adams, Garcia, Lutz, Mayor Pro Tem Kirby, Mayor Hammond

/s/ LINDA B. PROCTOR, MMC, City Clerk

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