

**MOORPARK CITY COUNCIL
AGENDA REPORT**

TO: Honorable City Council

FROM: David A. Bobardt, Planning Director *DB*

DATE: September 4, 2008 (CC Meeting of 9/17/2008)

SUBJECT: Consider Resolution Approving General Plan Amendment No. 2008-01 and Ordinance Approving Zone Change No. 2008-01: To Replace the Existing General Plan Land Use Map and Zoning Map with Electronic Digital Versions Using the City's Geographic Information Systems (GIS) Database

BACKGROUND/DISCUSSION

The Community Development Department has worked with RBF Consulting to prepare accurate electronic digital versions of the City's General Plan Land Use Map and Zoning Map. These maps reflect the existing zoning boundaries as amended on August 1, 2007 and general plan land use categories and boundaries as amended on July 18, 2007. No changes in land use designations, zones or zone boundaries are proposed with these maps. The maps will be useful in the current development of a web-based Geographic Information System (GIS) that will allow anyone with internet access to check the Zoning and General Plan Land Use designation for any property with the City. The maps will also be useful in the development of updated General Plan Land Use and Zoning Maps as part of the City's General Plan update currently underway. The Planning Commission considered these maps on August 26, 2008, and recommended their adoption. Since the review by the Planning Commission, Community Development staff added the boundaries for land regulated by Development Agreements to the Zoning Map. This is required by Section 15.40.110 of the Moorpark Municipal Code. If adopted, additional information as to the date of adoption and revision will be placed on the paper copies of these maps. The attached draft resolution and ordinance have reductions of the proposed maps. The final resolution and ordinance will include the full-sized color maps (a copy of which was distributed to the Council under separate cover). A minor correction to the proposed General Plan Land Use Map that could not be made to the map exhibit in time to be in the agenda packet will be presented to the City Council at the meeting. It involves land in the Country Club Estates Phase 1 vicinity.

FISCAL IMPACT

None.

PROCESSING TIME LIMITS

Time limits under the Permit Streamlining Act (Government Code Title 7, Division 1, Chapter 4.5), Subdivision Map Act (Government Code Title 7, Division 2), and the California Environmental Quality Act Statutes and Guidelines (Public Resources Code Division 13, and California Code of Regulations, Title 14, Chapter 3) do not apply to this proposal as 1) the City is the applicant, and 2) the adoption of a General Plan land use map and Zoning map are both legislative actions exempt from the Permit Streamlining Act.

ENVIRONMENTAL DETERMINATION

The conversion to a digital electronic format for the existing General Plan land use map and existing Zoning map would not create a physical change in the environment. Therefore, action on these maps is not subject to review under the California Environmental Quality Act (CEQA).

STAFF RECOMMENDATION

1. Open the public hearing, accept public testimony and close the public hearing.
2. Adopt Resolution No. 2008-___ approving General Plan Amendment No. 2008-01.
3. Introduce Ordinance No. ___ approving Zone Change No. 2008-01 for first reading, and schedule second reading and adoption for October 1, 2008.

ATTACHMENTS:

1. Resolution No. 2008-___, including proposed General Plan Land Use Map
2. Ordinance No. ___, including proposed Zoning Map

RESOLUTION NO. 2008-_____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MOORPARK, CALIFORNIA, APPROVING GENERAL PLAN AMENDMENT NO. 2008-01: AN AMENDMENT OF EXHIBIT 3 OF THE LAND USE ELEMENT TO REPLACE EXISTING GENERAL PLAN LAND USE MAP WITH AN ELECTRONIC DIGITAL VERSION USING THE CITY'S GEOGRAPHIC INFORMATION SYSTEMS (GIS) DATABASE

WHEREAS, at a duly noticed public hearing on September 17, 2008, the City Council considered General Plan Amendment No. 2008-01: an amendment of Exhibit 3 of the Land Use Element to replace the existing General Plan Land Use Map with an electronic digital version using the City's Geographic Information Systems (GIS) database; and

WHEREAS, at its meeting of September 17, 2008, the City Council considered the agenda report and any supplements thereto and written public comments; opened the public hearing and took and considered public testimony both for and against the proposal; reached a decision on this matter; and

WHEREAS, the Planning Commission held a public hearing on the proposal on August 26, 2008, and by Resolution No. PC-2008-534 recommended approval of the proposal; and

WHEREAS, the City Council concurs with the Planning Director's determination that this is not a project subject to the California Environmental Quality Act.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MOORPARK DOES HEREBY RESOLVE AS FOLLOWS:

SECTION 1. General Plan Amendment No. 2008-01, amending Exhibit 3 of the Land Use Element to replace the existing General Plan Land Use Map with an electronic digital version using the City's Geographic Information Systems (GIS) database, as depicted in Exhibit A, is hereby approved.

SECTION 2. The City Clerk shall certify to the adoption of this resolution and shall cause a certified resolution to be filed in the book of original resolutions.

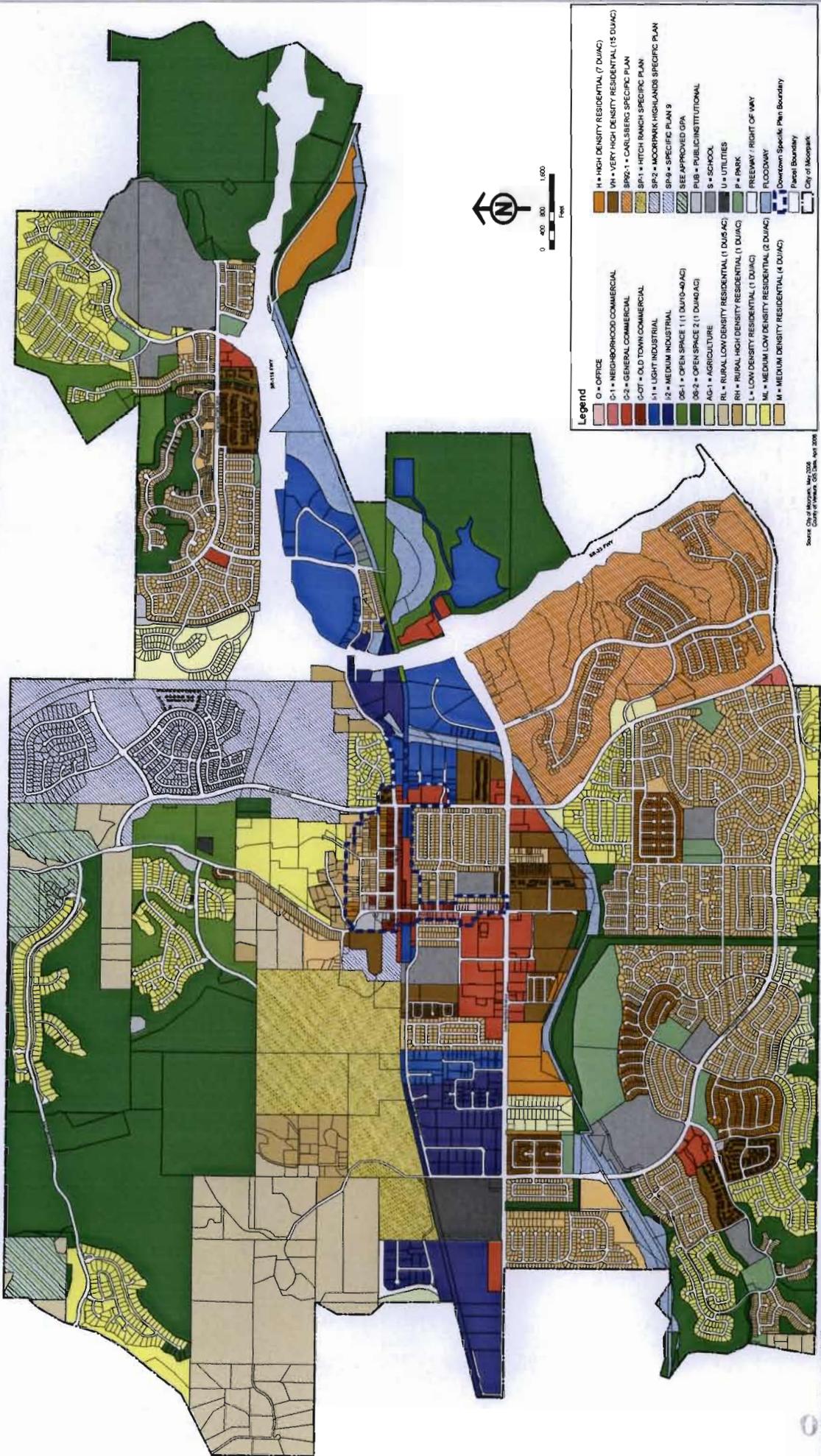
PASSED AND ADOPTED this 17th day of September, 2008.

Patrick Hunter, Mayor

ATTEST:

Deborah S. Traffenstedt, City Clerk
Exhibit A: General Plan Land Use Map

City of Moorpark - General Plan Map



Legend

Office	High Density Residential (7 DU/AC)
Office	Very High Density Residential (15 DU/AC)
Neighborhood Commercial	Carlberg Specific Plan
General Commercial	Hitch Ranch Specific Plan
Old Town Commercial	Moorpark Highlands Specific Plan
Light Industrial	Specific Plan 9
Medium Industrial	See Approved GPA
Open Space 1 (1 DU/0.40 AC)	Public Institutional
Open Space 2 (1 DU/0.40 AC)	School
Agriculture	Utilities
Rural Low Density Residential (1 DU/5 AC)	Park
Rural High Density Residential (1 DU/AC)	Freeway / Right of Way
Low Density Residential (1 DU/AC)	Floodway
Medium Low Density Residential (2 DU/AC)	Downtown Specific Plan Boundary
Medium Density Residential (4 DU/AC)	Parcel Boundary
	City of Moorpark

Source: City of Moorpark, May 2008
County of Ventura, CA 2008, April 2008

ORDINANCE NO. ____

AN ORDINANCE OF THE CITY OF MOORPARK,
CALIFORNIA, APPROVING ZONE CHANGE NO. 2008-01:
REPLACEMENT OF THE EXISTING ZONING MAP WITH AN
ELECTRONIC DIGITAL VERSION USING THE CITY'S
GEOGRAPHIC INFORMATION SYSTEMS (GIS) DATABASE

WHEREAS, Section 17.12.040 of the Moorpark Municipal Code requires that any changes to zone classifications in the city be effected by ordinance; and

WHEREAS, at a duly noticed public hearing on September 17, 2008, the City Council considered Zone Change No. 2008-01: replacement of the existing Zoning Map with an electronic digital version using the City's Geographic Information Systems (GIS) database; and

WHEREAS, at its meeting of September 17, 2008, the City Council considered the agenda report and any supplements thereto and written public comments; opened the public hearing and took and considered public testimony both for and against the proposal; reached a decision on this matter; and

WHEREAS, the Planning Commission held a public hearing on the proposal on August 26, 2008, and by Resolution No. PC-2008-534 recommended approval of the proposal; and

WHEREAS, the City Council concurs with the Planning Director's determination that this is not a project subject to the California Environmental Quality Act.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MOORPARK DOES ORDAIN AS FOLLOWS:

SECTION 1. Zone Change No. 2008-01, replacement of the existing Zoning Map with an electronic digital version using the City's Geographic Information Systems (GIS) database, as depicted in Exhibit A, is hereby approved.

SECTION 2. If any section, subsection, sentence, clause, phrase, part or portion of this Ordinance is for any reason held to be invalid or unconstitutional by any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council declares that it would have adopted this Ordinance and each section, subsection, sentence, clause, phrase, part or portion thereof, irrespective of the fact that any one or more section, subsections, sentences, clauses, phrases, parts or portions be declared invalid or unconstitutional.

SECTION 3. This Ordinance shall become effective thirty (30) days after its passage and adoption.

SECTION 4. The City Clerk shall certify to the passage and adoption of this ordinance; shall enter the same in the book of original ordinances of said City; shall make a minute of the passage and adoption thereof in the records of the proceedings of the City Council at which the same is passed and adopted; and shall, within fifteen (15) days after the passage and adoption thereof, cause the same to be published once in the Moorpark Star a newspaper of general circulation, as defined in Section 6008 of the Government Code, for the City of Moorpark, and which is hereby designated for that purpose.

PASSED AND ADOPTED this 1st day of October, 2008.

Patrick Hunter, Mayor

ATTEST:

Deborah S. Traffenstedt, City Clerk

Attachment A: Zoning Map

