

ORDINANCE NO. 425

AN ORDINANCE OF THE CITY OF MOORPARK, CALIFORNIA, APPROVING ZONING ORDINANCE AMENDMENT NO. 2013-06, TO AMEND PART C OF SECTION 17.32.050 (PARKING SPACE STANDARDS AND STRIPING), OF CHAPTER 17.32 (OFF-STREET PARKING REQUIREMENTS), OF TITLE 17 (ZONING), OF THE MOORPARK MUNICIPAL CODE, RELATED TO TANDEM PARKING, AND RECOMMENDING THAT THE CITY COUNCIL MAKE A DETERMINATION OF EXEMPTION UNDER CEQA IN CONNECTION THEREWITH ON THE APPLICATION OF CITY VENTURES, LLC

WHEREAS, at a duly noticed public hearing on September 24, 2013, the Planning Commission considered Zoning Ordinance Amendment No. 2013-06, to amend Section 17.32.050(C) of the Moorpark Municipal Code related to tandem parking; and 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; closed the hearing; and the Planning Commission adopted Resolution No. PC-2013-591 recommending approval to the City Council of Zoning Ordinance Amendment No. 2013-06; and

WHEREAS, at a duly noticed public hearing on October 16, 2013, the City Council considered Zoning Ordinance Amendment No. 2013-06, to amend Section 17.32.050(C) of the Moorpark Municipal Code related to tandem parking; and 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; closed the public hearing, and reached a decision on this matter; and

WHEREAS, the Community Development Director has reviewed this project and determined it to be exempt from the provisions of the California Environmental Quality Act by the general rule that CEQA only applies to "projects" that may have a significant effect on the environment. Zoning Ordinance Amendment No. 2013-06 would amend the Municipal Code provisions related to parking requirements by allowing tandem parking spaces for single-household residences for the third parking space, when three spaces are required. The number of required spaces remains the same. Therefore it can be seen with certainty there is no possibility of any significant effect on the physical environment as a result of this Zoning Ordinance Amendment.

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

SECTION 1. ENVIRONMENTAL DETERMINATION: The City Council concurs with the Community Development Director's determination that this project is exempt from the provisions of the California Environmental Quality Act by the general rule that CEQA only applies to "projects" that may have a significant effect on the environment.

Zoning Ordinance Amendment No. 2013-06 would amend the Municipal Code provisions related to parking requirements by allowing tandem parking spaces for single-household residences for the third parking space, when three spaces are required. The number of required spaces remains the same. Based on its independent analysis and judgment of the City Council, it can be seen with certainty that there is no possibility that the Zoning Ordinance Amendment No. 2013-06 may have a significant impact on the environment. No further environmental documentation is required.

SECTION 2. GENERAL PLAN AND SPECIFIC PLAN CONSISTENCY: The City Council finds Zoning Ordinance Amendment No. 2013-06 to amend Section 17.32.050(C) of the Moorpark Municipal Code to be consistent with the City of Moorpark General Plan and all adopted Specific Plans.

SECTION 3. The City Council hereby approves Zoning Ordinance Amendment No. 2013-06, which amends section 17.32.050(C) of the Moorpark Municipal Code, as shown in Exhibit A attached.

SECTION 4. 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 5. This Ordinance shall become effective thirty (30) days after its passage and adoption.

SECTION 6. 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 publish notice of adoption in the manner required by law.

PASSED AND ADOPTED this 6th day of November, 2013.

Janice S. Parvin, Mayor

ATTEST:

Maureen Benson, City Clerk

Exhibit A: Section 17.32.050(C) of the Moorpark Municipal Code

EXHIBIT A

AMENDMENT TO PART C OF SECTION 17.32.050 (PARKING SPACE STANDARDS AND STRIPING), OF CHAPTER 17.32 (OFF-STREET PARKING REQUIREMENTS), OF TITLE 17 (ZONING), OF THE MOORPARK MUNICIPAL CODE

“C. Tandem parking spaces may be provided in garages for single family residences over 2,800 square feet residential uses only in excess of the required parking, for a required third parking space, provided that they the spaces meet the same minimum width and depth requirements, and do not exceed a two (2) vehicle depth and are dedicated for use by the same dwelling unit. Tandem parking spaces may also be provided in garages for residential uses to provide parking in excess of required parking.”