ITEM NO. 26

ORDINANCE NO. 2012-

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF OCEANSIDE ADOPTING ARTICLE 33C OF THE OCEANSIDE ZONING ORDINANCE REGULATING SIGNS ON PRIVATE PROPERTY IN THE DOWTOWN PROJECT AREA (ZA-200-09)

(City of Oceanside –Applicant)
(ZA-200-09 & RLCPA12-00001)

WHEREAS, the broad purpose of the Oceanside Zoning Ordinance is to protect and promote the public health, safety and general welfare and to implement the policies of the City of Oceanside General Plan, and specifically to provide a precise guide for the physical development of the City;

WHEREAS, the City of Oceanside Downtown Project Area was created to eliminate and prevent the spread of blight and deterioration in the Project Area and due to the specific needs of the Downtown Project Area, the City Council and Community Development Commission have created development standards applicable to this area only;

WHEREAS, Article 12 of the Redevelopment Zoning Ordinance regulates development standards within Downtown Area of the City;

WHEREAS, Article 33 of the Oceanside Zoning Ordinance, currently regulates all signage in the City without regard to the special development standards that exist in the Downtown Area;

WHEREAS, it is in the public interest and will further the purposes of the Downtown Area to add a comprehensive sign ordinance to regulate signage solely within the Downtown Area;

WHEREAS, the proposed Article 33C when added to the Zoning Ordinance would regulate signage on private property within the Downtown Area as more particularly described in Exhibit "A", attached hereto and incorporated herein by reference;

WHEREAS, the City Council and Community Development Commission of the City of Oceanside, after giving the required notice did on the 3rd day of October, 2012, conduct a duly advertised public hearing on the addition of proposed Article 33C to the Zoning Ordinance;

WHEREAS, pursuant to the California Environmental Quality Act of 1970 (CEQA) and the State Guidelines thereto as amended to date, the Resource officer of the City of Oceanside determined that this project is exempt from CEQA under sections 15061 (b) (3) and 15332 (a) (b) (c) (d) (e), of the

CEQA Guidelines and has prepared a Notice of Exemption pursuant to section 15062 of the CEQA Guidelines.

WHEREAS, based upon such evidence, testimony and staff reports, the City Council finds the proposed addition of Article 33C conforms to the City's General Plan;

NOW, THEREFORE, the City Council and the Community Development Commission of the City of Oceanside ORDAIN as follows:

1. That Zone Amendment Application ZA-200-09 adding Article 33C as specified in Exhibit "A" is hereby adopted and the Downtown Development Manager is hereby directed to amend the Zoning Ordinance text as specified in this Exhibit.

2. Provisions of Exhibit "A", as incorporated, have been included for informational purposes only and reflect the amended sections of the Zoning Ordinance which have been stricken, removed or otherwise modified by the enactment of this Ordinance.

3. This Ordinance shall be effective upon certification of Local Coastal Plan amendment RLCPA 12-00001 and thereafter all inconsistent sign regulations in the Oceanside Zoning Ordinance related to the Downtown Area shall be repealed.

4. Notice is hereby given that the time within which judicial review must be sought on this decision is governed by California Government Code Sections 65009 and 65860 (b).

5. The City Clerk of the City of Oceanside is hereby directed to publish the title of this Ordinance and a summary of Exhibit "A" once within fifteen (15) days after its passage in the North County Times, a newspaper of general circulation published in the City of Oceanside.

////

////

////

////

////

////

////

////

////

////

INTRODUCED at a regular meeting of the City Council of the City of Oceanside, California, held on the _____ 2012, and, thereafter,

PASSED AND ADOPTED by the Oceanside City Council on this _____ day of _____, 2012, by the following vote:

AYES:

NAYS:

ABSENT:

ABSTAIN:

_____

Mayor of the City of Oceanside

ATTEST:

_____

City Clerk

APPROVED AS TO FORM:

_____

City Attorney