

ORDINANCE NO. 1009

AN ORDINANCE OF THE CITY OF LOS BANOS TO ADD SECTION 9-3.2399. TO CHAPTER 3, TITLE 9 OF THE LOS BANOS MUNICIPAL CODE TO PRE-ZONE FROM COUNTY A-1 (GENERAL AGRICULTURAL) TO P-D (PLANNED DEVELOPMENT), H-C (HIGHWAY-COMMERCIAL), N-C (NEIGHBORHOOD COMMERCIAL), AND P-F (PUBLIC FACILITIES)

IT IS HEREBY ORDAINED by the City Council of the City of Los Banos as follows:

Section 1. Section 9-3.2399. is hereby added to Chapter 3, Title 9 of the Los Banos Municipal Code relating to a Zone Change from: County A-1 (General Agricultural) to P-D (Planned Development), H-C (Highway-Commercial), N-C (Neighborhood Commercial), and P-F (Public Facilities), to read as follows:

Section 9-3.2399. Zoning Map Amendment: A-1 District to P-D (Planned Development), H-C (Highway-Commercial), N-C (Neighborhood Commercial), and P-F (Public Facilities) District.

The Zoning Map of the City is hereby amended to rezone from County A-1 (General Agricultural) to P-D (Planned Development), H-C (Highway-Commercial), N-C (Neighborhood Commercial), and P-F (Public Facilities), of the property, which is located in the southwestern portion of the City of Los Banos. Approximately 92.2 acres of the project is within the incorporated area of the city and approximately 401.1 acres are outside the city limits in the unincorporated area of Merced County and within the Los Banos Sphere of Influence. The site is bound by Pacheco Boulevard (State Highway 152) to the north, the Wal-Mart Shopping Plaza to the north and east of the project, Ortigalita Road to the east, Pioneer Roar to the south, and Los Banos Creek can be found on the western portion of the project the west. The project is more precisely described as Assessor Parcel Number's: (County Annexation APN's) 083-030-040, 083-040-060, 083-030-036, 083-030-037, 083-020-032, 083-040-020, 083-040-034, 083-040-010, 083-030-010 and (City APN's) 083-040-003, 083-040-020, 083-040-090, 083-040-080, 083-040-070, 083-040-026, 083-040-270, 083-040-040, 083-040-180, 083-040-280, 083-040-330, Section 21, Township 10 South, and Range 10 East M. D. B. & M., identified in Exhibit A attached.

Section 2. This Ordinance shall go into effect and be in full force and operation thirty (30) days after its final passage and adoption, and shall be published by one (1) insertion in the Los Banos Enterprise, a newspaper printed and published in the City of Los Banos, within fifteen (15) days after its final passage.

Introduced by Council Member McAdam, seconded by Council Member Hudak on the 21st day of April 2004.

Passed on the 5th day of May 2004, by the following vote:

AYES: Council Members Gerbi, Hudak, McAdam, Mayor Amabile
NOES: None
ABSTAIN: Council Member Smith
ABSENT: None

APPROVED:

/s/ Michael S. Amabile
Michael S. Amabile, Mayor

ATTEST:

/s/ Lucille L. Mallonee
Lucille L. Mallonee, City Clerk