

## **ORDINANCE NO. 2019-\_\_**

### **AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, AMENDING TITLE 16 AND TITLE 17 OF THE LAKE ELSINORE MUNICIPAL CODE STREAMLINING CODE PROVISIONS AND PROCEDURES**

**Whereas**, the last complete revision of the City of Lake Elsinore zoning ordinance was adopted by the City Council in 1986; and

**Whereas**, the zoning ordinance has been amended numerous times in order to implement specific changes; there has not been a complete review and update of the entire zoning ordinance since 1986; and

**Whereas**, it is in the City of Lake Elsinore's interest to eliminate procedural impediments to the development of commercial, industrial and residential projects within the City of Lake Elsinore; and

**Whereas**, the purpose of the proposed amendments to the Lake Elsinore Municipal Code (LEMC) are to streamline and update development-related code provisions and procedures; and

**Whereas**, these amendments will also standardize procedures and will incorporate new provisions that will implement changes in California law that have occurred in recent years; and

**Whereas**, on June 4, 2019, at a duly noticed public hearing the Planning Commission considered evidence presented by the Community Development Department and other interested parties with respect to this item, and adopted Planning Commission Resolution No. 2019-35 recommending that the City Council amend Title 16 and Title 17 of the Lake Elsinore Municipal Code to streamline code provisions and procedures; and

**Whereas**, on June 25, 2019 at a duly noticed public hearing, the City Council has considered the recommendation of the Planning Commission, as well as evidence presented by the Community Development Department and other interested parties with respect to this item.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE DOES HEREBY RESOLVE, DETERMINE AND ORDER AS FOLLOWS:**

**Section 1:** The City Council has reviewed and analyzed the proposed amendments to the Lake Elsinore Municipal Code and finds and determines that the ordinance is in compliance with the goals and policies of the City of Lake Elsinore General Plan, that the ordinance will not be detrimental to the public interest, health, safety, convenience, or general welfare of the city; and that it is internally consistent with other applicable provisions of the Lake Elsinore Municipal Code.

**Section 2:** The City Council hereby finds and determines that the proposed amendments to the Lake Elsinore Municipal Code are exempt from the California Environmental Quality Act (Cal. Publ. Res. Code §§21000 et seq. "CEQA") and the State CEQA Guidelines (14. Cal. Code Regs §§15000 et seq.), specifically pursuant to Sections 15060(c)(2), 15060(c)(3), and 15061(b)(3) of the State CEQA Guidelines because it will not result in a direct or reasonably foreseeable indirect physical change in the environment, because there is no possibility that it may have a significant effect on the environment, and because it is not a "project" as that term is defined in Section 15378 of the State CEQA Guidelines.

**Section 3:** Based upon the evidence presented, both written and testimonial and such other matters as reflected in the record, and the above findings, the City Council hereby approves the amendments to Title 16 and Title 17 of the Lake Elsinore Municipal Code attached hereto as Exhibit A, Exhibit B, Exhibit C, Exhibit D, Exhibit E, and Exhibit F.

**Section 4: Severability.** If any provision of this Ordinance or its application is held invalid by a court of competent jurisdiction, such invalidity shall not affect other provisions, sections, or applications of the Ordinance which can be given effect without the invalid provision or application, and to this end each phrase, section, sentence, or word is declared to be severable.

**Section 5: Effective Date.** This Ordinance shall become effective at 12:01 a.m. on the thirty-first (31st) day after the date of adoption.

**Section 6: Certification.** The City Clerk shall certify to the passage of this Ordinance and shall cause a synopsis of the same to be published according to law.

**Passed and Adopted** on this \_\_\_\_ day of \_\_\_\_\_, 2019.

\_\_\_\_\_  
Steve Manos  
Mayor

Attest:

\_\_\_\_\_  
Mark Mahan  
Deputy City Clerk

STATE OF CALIFORNIA     )  
COUNTY OF RIVERSIDE    ) ss.  
CITY OF LAKE ELSINORE    )

I, Mark Mahan, Deputy City Clerk of the City of Lake Elsinore, do hereby certify that the foregoing Ordinance No. 2019-\_\_\_\_ was introduced at the Regular meeting of \_\_\_\_\_, 2019, and adopted by the City Council of the City of Lake Elsinore at its Regular meeting of \_\_\_\_\_, 2019, by the following vote:

AYES:  
NOES:  
ABSENT:  
ABSTAIN:

I further certify that said Synopsis was published as required by law in a newspaper of general circulation in the City of Lake Elsinore, California on the \_\_\_\_ day of \_\_\_\_\_, 2019, and on the \_\_\_\_ day of \_\_\_\_\_, 2019.

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Mark Mahan  
Deputy City Clerk