

Ordinance Fact Sheet

TO:

CITY COUNCIL

DATE:

MAY 5, 2008

FROM:

CITY ATTORNEY

SUBJECT:

AN ORDINANCE AMENDING TITLE 17 AND THE ZONING MAP TO

REMOVE THE WORKFORCE HOUSING OVERLAY

TITLE OF PROPOSED ORDINANCE

AN ORDINANCE OF THE CITY OF PASADENA AMENDING THE ZONING CODE (TITLE 17) AND THE OFFICIAL ZONING MAP OF THE CITY OF PASADENA ESTABLISHED BY SECTION 17.20.020 OF THE PASADENA MUNICIPAL CODE TO REMOVE THE WORKFORCE/AFFORDABLE HOUSING OVERLAY DISTRICT

PURPOSE OF ORDINANCE

This ordinance implements the direction given by Council at its regular meeting on March 17, 2008, to remove the workforce/affordable housing overlay from the zoning code in response to a trial court ruling that the overlay was illegal.

REASON WHY LEGISLATION IS NEEDED

This legislation is necessary to comply with a trial court ruling finding the workforce/affordable housing overlay violated Government Code Sections 65915-65918 (Density Bonus Law), as the Overlay was "not a complement to the Density Bonus Law but a rival to it."

PROGRAMS, DEPARTMENTS OR GROUPS AFFECTED

The Planning and Development Department will implement the ordinance.

FISCAL IMPACT

There will not be an immediate fiscal impact as a result of this ordinance.

MEETING OF _05/05/2008_

AGENDA ITEM NO. 12.A.3.

ENVIRONMENTAL DETERMINATION

Council adopted a negative declaration on May 8, 2006 pursuant to the California Environmental Quality Act, which analyzed the impacts that would come with the removal of the overlay.

Respectfully submitted,

Michele Beal Bagneris

City Attorney

Prepared by:

Theresa E. Fuentes Assistant City Attorney

Concurred by:

Bernard K. Melekian

City Manager

(combined) Doc# 0000060280C031

Introduced by		
ORDINANCE NO		
AN ORDINANCE OF THE CITY OF PASADENA AMENDING THE ZONING CODE (TITLE 17) AND THE OFFICIAL ZONING MAP OF THE CITY OF PASADENA ESTABLISHED BY SECTION 17.20.020 OF THE PASADENA MUNICIPAL CODE TO DELETE THE WORKFORCE/AFFORDABLE HOUSING OVERLAY DISTRICT		
The People of the City of Pasadena ordain as follows:		
SECTION 1. This ordinance, due to its cost of publication, will be published by title and		
summary as permitted by Section 508 of the Charter of the City of Pasadena. The approved summary		
of this ordinance is as follows:		
"SUMMARY		
Ordinance No amends the zoning code (Title 17) and the zoning map of the City of		
Pasadena to delete the Workforce/Affordable Housing Overlay District. Maps showing these		
modifications are attached to the full text of the ordinance and are on file in the City Clerk's Office.		
Ordinance No shall take effect 30 days from its publication."		
SECTION 2. Title 17, Article 2, Chapter 20, Section 17.20.020, Table 2-1 – Zoning Districts,		
of the Pasadena Municipal Code is amended by deleting the last row at the bottom of the "Overlay		
Districts" column.		
SECTION 3. Title 17, Article 2, Chapter 17.28 of the Pasadena Municipal Code, entitled,		
"Overlay Zoning Districts," is amended by deleting Section 17.28.120 in its entirety.		
SECTION 4. Title 17, Article 8, Chapter 17.80, Section 17.80.020 is amended by deleting		
"Workforce/Affordable Housing Definitions" in its entirety.		

SECTION 5. The official zoning map of the City of Pasadena as established by Title 17, Chapter 20, Section 17.20.020 is amended by modifying the boundaries of certain zoning districts established therein as follows:

By reclassifying from RM-16 WAH (Multi-Family Residential, City of Gardens, 16 units per acre, with a Workforce/Affordable Housing Overlay) to RM-16 (Multi-Family Residential, City of Gardens 16 units per acre) those properties shown on the map attached hereto, entitled "Deletion of Workforce/Affordable Housing Overlay," and incorporated herein by this reference, and on file in the City Clerk's Office.

SECTION 6. The City Clerk shall certify the adoption of this ordinance and shall cause this ordinance to be published by title and summary.

SECTION 7. This ordinand	ce shall take effect 30	0 days from its publication.
Signed and approved this	day of	, 2008.
		l Bogaard yor of the City of Pasadena
I HEREBY CERTIFY that t	the foregoing ordinance	nce was adopted by the City Council of the
City of Pasadena at its regular meet	ing held this	day of,
2008, by the following vote:		
AYES:		
NOES:		

ABSENT:

ABSTAIN:

Date Published:

Jane L. Rodriguez, CMC City Clerk

APPROVED AS TO FORM:

Theresa E. Fuentes Assistant City Attorney

