

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.

05/19/2008

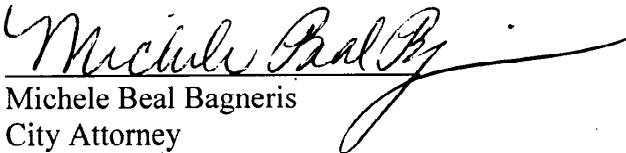
MEETING OF 05/05/2008

9.B.2
AGENDA ITEM NO. 12-4-37

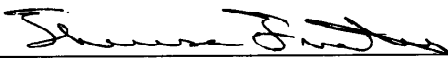
ENVIRONMENTAL DETERMINATION

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.

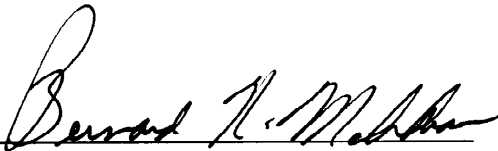
Respectfully submitted,


Michele Beal Bagneris
City Attorney

Prepared by:


Theresa E. Fuentes
Assistant City Attorney

Concurred by:


Bernard K. Melekian
City Manager

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 ordinance shall take effect 30 days from its publication.

Signed and approved this _____ day of _____, 2008.

Bill Bogaard
Mayor of the City of Pasadena

I HEREBY CERTIFY that the foregoing ordinance was adopted by the City Council of the City of Pasadena at its regular meeting held this _____ day of _____, 2008, by the following vote:

AYES:

NOES:

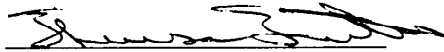
ABSENT:

ABSTAIN:

Date Published:

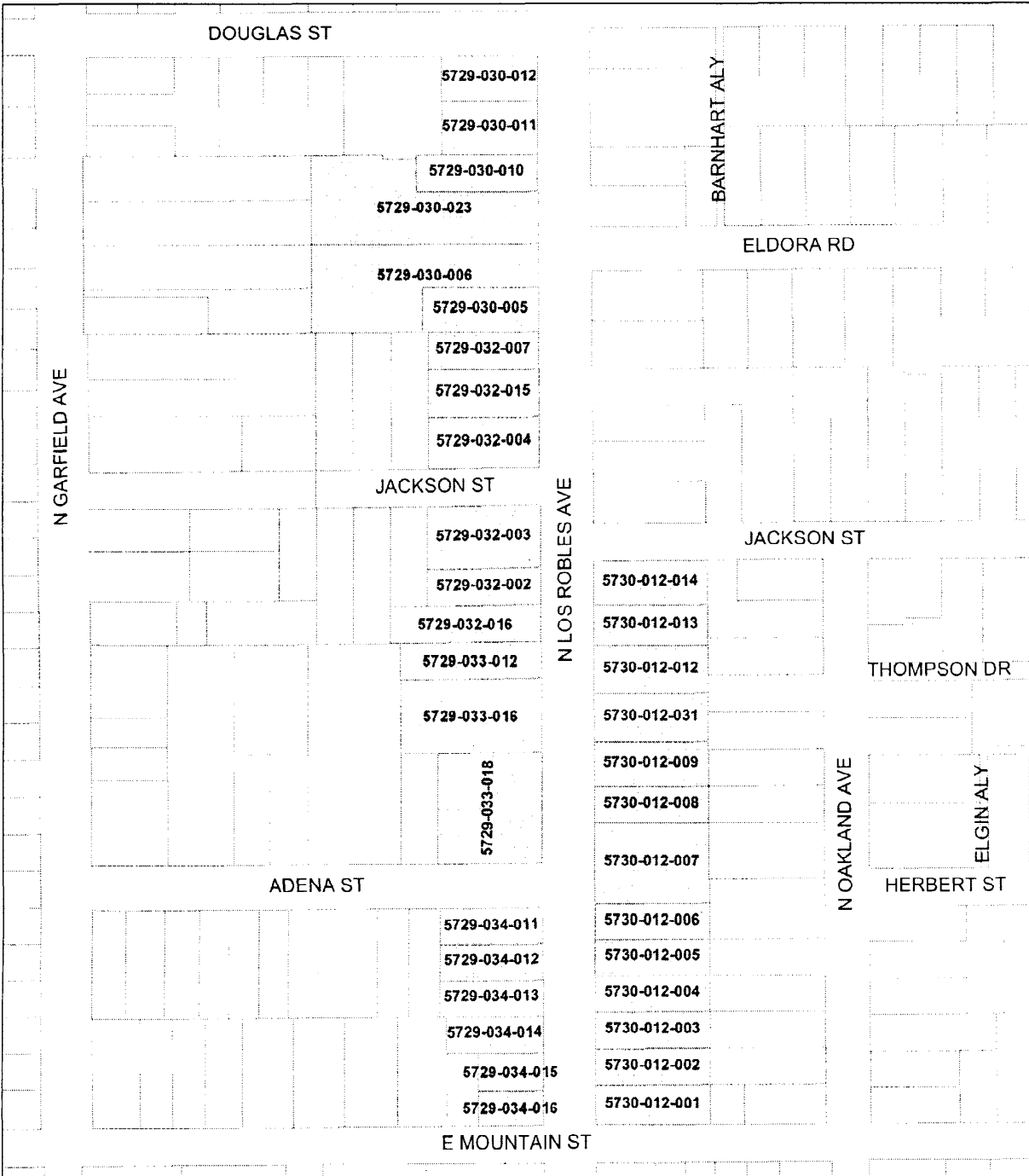
Jane L. Rodriguez, CMC
City Clerk

APPROVED AS TO FORM:

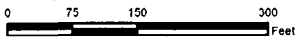


Theresa E. Fuentes
Assistant City Attorney

Deletion of Workforce/Affordable Housing Overlay



The maps and associated data are provided without warranty of any kind. Any resale of this information is prohibited. Copyright © 2001, City of Pasadena.



Coordinate System
State Plane California Zone V
FIPS 405 (Feet), NAD 1983

LEGEND

- NO ZONE CHANGE
- CHANGE FROM RM-16 WAH TO RM-16