

ORDINANCE NO. 2013-03

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF JURUPA VALLEY, CALIFORNIA, ADDING SECTION 9.10.060, PLANNING COMMISSION PERMIT DECISIONS AND CITY COUNCIL APPEAL PROCEDURES, TO CHAPTER 9.10, AMENDMENTS TO THE COUNTY ZONING ORDINANCE, IN TITLE 9, PLANNING AND ZONING, OF THE JURUPA VALLEY MUNICIPAL CODE, TO AMEND AND SUPERSEDE CERTAIN PROVISIONS OF RIVERSIDE COUNTY ZONING ORDINANCE NO. 348

THE CITY COUNCIL OF THE CITY OF JURUPA VALLEY DOES ORDAIN AS FOLLOWS:

SECTION 1. Procedural History.

(a) The City of Jurupa Valley adopted the Riverside County Zoning Ordinance No. 348 by adoption of Ordinance No. 2011-10 effective October 15, 2011.

(b) On February 21, 2013, the City Council heard an oral presentation from staff regarding a proposed Zoning Amendment to simplify the process regarding Planning Commission decisions on permit applications contained in Section 18.26 and the associated City Council appeal procedure. Currently, Section 18.26 (e) and (f) requires the City Council to review and either affirm or order a City Council hearing on Planning Commission decisions on permit applications. In order to simplify the process, staff recommended the City Council initiate a Zoning Amendment to remove the process where the City Council must review a Planning Commission decision. At the conclusion of this presentation, the City Council initiated this Zoning Amendment.

SECTION 2. Zoning Code Amendment. Section 9.10.060, "Planning Commission Permit Decisions and City Council Appeal Procedures" is hereby added to Chapter 9.10 "Amendments to the County Zoning Ordinance" and Title 9 "Planning and Zoning" of the Jurupa Valley Municipal Code to read as follows:

"Section

9.10.060 Planning Commission Permit Decisions and City Council Appeal Procedure

A. Section 18.26 (e) of Riverside County Zoning Ordinance No. 348 is hereby amended to read as follows:

"e. HEARING AND NOTICE OF DECISION. The hearing body shall hear relevant testimony from interested persons and make its decision within a reasonable time after the close of the public hearing. Notice of the decision shall be filed by the Planning Director with the City Clerk, together with a report of the proceedings, not more than 10 days after the decision. A copy of the notice of decision shall be mailed to the applicant and to any person who has made a written request for a copy of the decision. If the hearing body is unable to make a

decision, that fact shall be filed with the City Clerk in the same manner for reporting decisions and shall be considered as a notice of denial of the application by the hearing body.”

B. Section 18.26(f) of Riverside County Zoning Ordinance No. 348 is hereby amended to read as follows:

“f. APPEAL PROCEDURES. For any decision where the hearing body is the Planning Commission and it has rendered a final decision rather than a recommendation to the City Council, that decision shall be considered final unless an appeal is filed with the City Clerk within 10 days after the decision. An appeal may be filed by the applicant, any interested person, or an individual Council member or by a majority vote of the Council. If an appeal is filed by an applicant or other interested person, it shall be accompanied by the fee set forth in County Ordinance No. 671. Any appeal filed by an individual Council member or by a majority vote of the Council does not require the payment of a fee. After an appeal is filed and the fee is received by the City, the City Clerk shall set the matter for public hearing before the City Council not less than 13 nor more than 60 days thereafter and shall give notice of the time and place of the hearing in the same manner as notice was given of the hearing before the Planning Commission.”

SECTION 3. CEQA Finding. The City Council hereby finds, in the exercise of its independent judgment and analysis, that this ordinance is exempt from the California Environmental Quality Act (CEQA) because this ordinance is an administrative activity of the City that will not result any direct or indirect physical changes in the environment pursuant to CEQA Guideline Section 15378(b)(5). Additionally, the adoption of this ordinance is also exempt from CEQA because there is no possibility the proposed ordinance would have a significant impact on the environment pursuant to CEQA Guideline Section 15061(b)(3).

SECTION 4. Findings. The City Council hereby makes the following findings in adopting this Ordinance as required by the Jurupa Valley Ordinances and applicable state law:

(a) The Zoning Amendment will be consistent with the Riverside County General Plan as there are no provisions contained within the General Plan regarding the appeal process of Planning Commission permit decisions. As such, no consistency issues will result.

(b) The City of Jurupa Valley is proceeding in a timely fashion with preparation of the City of Jurupa Valley General Plan. Additionally, the City Council finds that:

(1) There is a high probability that the Zoning Amendment will be consistent with the general plan proposal being considered or studied or which will be studied within a reasonable time;


(2) There is little or no probability of substantial detriment to or interference with the future adopted general plan if the proposed Zoning Amendment is ultimately inconsistent with the plan; and

(3) The proposed Zoning Amendment complies with all other applicable requirements of state law and Jurupa Valley Ordinances.


SECTION 5. Effect of Ordinance. This Ordinance is intended to supersede any ordinance or resolution of the County of Riverside in conflict with the terms of this ordinance.

SECTION 6. Certification. The City Clerk of the City of Jurupa Valley shall certify to the passage and adoption of this Ordinance and shall cause the same to be published or posted in the manner required by law.

PASSED, APPROVED AND ADOPTED by the City Council of the City of Jurupa Valley on this 16th day of May, 2013.


Verne Lauritzen
Mayor

ATTEST:


Victoria Wasko, CMG
City Clerk

CERTIFICATION

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) ss.
CITY OF JURUPA VALLEY)

I, Victoria Wasko, CMC, City Clerk of the City of Jurupa Valley, do hereby certify that the foregoing Ordinance was regularly introduced at a regular meeting of the City Council on May 2, 2013 and thereafter at a regular meeting held on the 16th day of May, 2013, it was duly passed and adopted by the following vote of the City Council:


AYES: GOODLAND, HANCOCK, JOHNSTON, LAURITZEN, ROUGHTON

NOES: NONE

ABSENT: NONE

ABSTAIN: NONE

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of Jurupa Valley, California, this 16th day of May, 2013.


Victoria Wasko, CMC, City Clerk
City of Jurupa Valley

Affidavit of Publication

(2015.5 C.C.P.)

County of Riverside

State of California

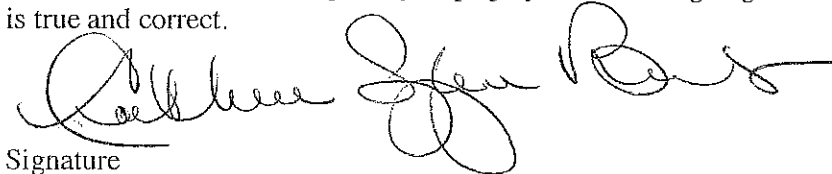
Catherine Sypin-Barnes, being first duly sworn, deposes and says: all times hereinafter, mentioned that she was a citizen of the United States, over the age of eighteen years, and a resident of said County, and during all said times the principal clerk of the printer and publisher of The Riverside County Record-News, a newspaper of general circulation adjudicated by court decree, printed and published weekly in said County of Riverside, State of California, that said Riverside County Record-News and was at all times herein mentioned, a newspaper of general circulation that term is defined in section 4460 of the Political Code, and, as provided in that section, is published for the dissemination of local and telegraphic news and intelligence of a general character, having a bona fide subscription of paying subscribers, and is not devoted to nor published for the entertainment or instruction of a particular class, profession, trade, or race of denominations; that at all said time said newspaper has been published, printed and published in said County and State at regular intervals more than one year preceding the date of publication of the notice herein mentioned; that said notice was set in type not smaller than nonpareil and preceded with words printed in black face type not smaller than 12 point describing and expressing in general terms the purport and character of the notice intended to be given; that the

RIVERSIDE COUNTY RECORD NEWSPAPER

of which the annexed is a printed copy, published and printed in said newspaper in at least 1 weekly issues, as follows:

May 9, 2013

I certify (or declare) under penalty of perjury that the foregoing is true and correct.



Signature

Dated: May 9, 2013
at Riverside, California

CITY OF JURUPA VALLEY
Office of the City Clerk
NOTICE OF PROPOSED ORDINANCES
NOTICE IS HEREBY GIVEN that on May 2, 2013, the City Council of the City of Jurupa Valley, California, introduced the following ordinances by the following votes to wit:
ORDINANCE NO. 2013-03 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF JURUPA VALLEY, CALIFORNIA, ADDING SECTION 9.10.060, PLANNING COMMISSION PERMIT DECISIONS AND CITY COUNCIL APPEAL PROCEDURES, TO CHAPTER 9.10, AMENDMENTS TO THE COUNTY ZONING ORDINANCE, IN TITLE 9, PLANNING AND ZONING, OF THE JURUPA VALLEY MUNICIPAL CODE, TO AMEND AND SUPERSEDE CERTAIN PROVISIONS OF RIVERSIDE COUNTY ZONING ORDINANCE NO. 348
AYES: GOODLAND, HANCOCK, JOHNSTON, LAURITZEN, ROUGHTON
NOES: NONE
ABSENT: NONE
ORDINANCE NO. 2013-04 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF JURUPA VALLEY, CALIFORNIA, ADDING SECTION 9.10.070, PRIVATE LANDOWNER GENERAL PLAN AMENDMENTS, AND AMENDING SECTION 9.10.050, FOUNDATION COMPONENT CHANGES, IN CHAPTER 9.10, AMENDMENTS TO THE COUNTY ZONING ORDINANCE, IN TITLE 9, PLANNING AND ZONING, OF THE JURUPA VALLEY MUNICIPAL CODE, TO AMEND AND SUPERSEDE CERTAIN PROVISIONS OF RIVERSIDE COUNTY ZONING ORDINANCE NO. 348
AYES: GOODLAND, HANCOCK, JOHNSTON, LAURITZEN, ROUGHTON
NOES: NONE
ABSENT: NONE
ORDINANCE NO. 2013-05 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF JURUPA VALLEY, CALIFORNIA, ADDING CHAPTER 12.01 TO THE JURUPA VALLEY MUNICIPAL CODE AUTHORIZING THE REMOVAL OF ABANDONED VEHICLES
AYES: GOODLAND, HANCOCK, JOHNSTON, LAURITZEN, ROUGHTON
NOES: NONE
ABSENT: NONE
The proposed ordinances will be considered for adoption by the City Council at their May 16, 2013 meeting.
Copies of the proposed ordinances are available for review in the City Clerk's Office, 8304 Limonite Avenue, Suite M, Jurupa Valley, California (951) 332-6464.
Victoria Wasko, CMC
City Clerk
Published: May 9, 2013 R0355

Affidavit of Publication

(2015.5 C.C.P.)

County of Riverside

State of California

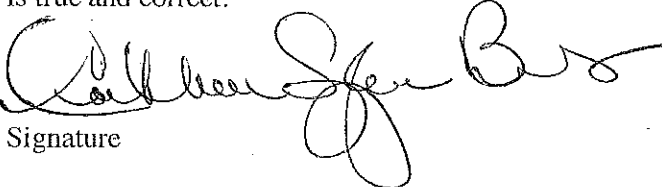
Catherine Sypin-Barnes, being first duly sworn, deposes and says: That at all times hereinafter, mentioned that she was a citizen of the United States, over the age of eighteen years, and a resident of said County, and was at and during all said times the principal clerk of the printer and publisher of The Riverside County Record-News, a newspaper of general circulation, adjudicated by court decree, printed and published weekly in said County of Riverside, State of California, that said Riverside County Record-News is and was at all times herein mentioned, a newspaper of general circulation as that term is defined in section 4460 of the Political Code, and, as provided by that section, is published for the dissemination of local and telegraphic news and intelligence of a general character, having a bona fide subscription list of paying subscribers, and is not devoted to nor published for the interest, entertainment or instruction of a particular class, profession, trade, calling, race or denominations; that at all said time said newspaper has been established, printed and published in said County and State at regular intervals for more than one year preceding the date of publication of the notice hereinafter mentioned; that said notice was set in type not smaller than nonpareil and was preceded with words printed in black face type not smaller than nonpareil describing and expressing in general terms the purpørt and character of the notice intended to be given; that the

RIVERSIDE COUNTY RECORD NEWSPAPER

of which the annexed is a printed copy, published and printed in said newspaper in at least 1 weekly issues, as follows:

May 23, 2013

I certify (or declare) under penalty of perjury that the foregoing is true and correct.



Signature

Dated: May 23, 2013
at Riverside, California

CITY OF JURUPA VALLEY

Office of the City Clerk

NOTICE OF NEW ORDINANCES

NOTICE IS HEREBY GIVEN that on May 16, 2013, the City Council of the City of Jurupa Valley, California, adopted the following ordinances by the following votes to wit:

ORDINANCE NO. 2013-03 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF JURUPA VALLEY, CALIFORNIA, ADDING SECTION 9.10.060, PLANNING COMMISSION PERMIT DECISIONS AND CITY COUNCIL APPEAL PROCEDURES, TO CHAPTER 9.10, AMENDMENTS TO THE COUNTY ZONING ORDINANCE, IN TITLE 9, PLANNING AND ZONING, OF THE JURUPA VALLEY MUNICIPAL CODE, TO AMEND AND SUPERSEDE CERTAIN PROVISIONS OF RIVERSIDE COUNTY ZONING ORDINANCE NO. 348

AYES: GOODLAND, HANCOCK, JOHNSTON, LAURITZEN, ROUGHTON

NOES: NONE

ABSENT: NONE

ORDINANCE NO. 2013-04 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF JURUPA VALLEY, CALIFORNIA, ADDING SECTION 9.10.070, PRIVATE LANDOWNER GENERAL PLAN AMENDMENTS, AND AMENDING SECTION 9.10.050, FOUNDATION COMPONENT CHANGES, IN CHAPTER 9.10, AMENDMENTS TO THE COUNTY ZONING ORDINANCE, IN TITLE 9, PLANNING AND ZONING, OF THE JURUPA VALLEY MUNICIPAL CODE, TO AMEND AND SUPERSEDE CERTAIN PROVISIONS OF RIVERSIDE COUNTY ZONING ORDINANCE NO. 348

AYES: GOODLAND, HANCOCK, JOHNSTON, LAURITZEN, ROUGHTON

NOES: NONE

ABSENT: NONE

ORDINANCE NO. 2013-05 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF JURUPA VALLEY, CALIFORNIA, ADDING CHAPTER 12.01 TO THE JURUPA VALLEY MUNICIPAL CODE AUTHORIZING THE REMOVAL OF ABANDONED VEHICLES

AYES: GOODLAND, HANCOCK, JOHNSTON, LAURITZEN, ROUGHTON

NOES: NONE

ABSENT: NONE

The full text of each ordinance is available for review in the City Clerk's Office, 8304 Limonite Avenue, Suite M, Jurupa Valley, California (951) 332-6464.

Victoria Wasko, CMC

City Clerk

Published: May 23, 2013