

ORDINANCE NO. 695

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CALISTOGA, COUNTY OF NAPA, STATE OF CALIFORNIA, AMENDING THE CALISTOGA ZONING MAP TO BRING IT INTO CONFORMANCE WITH THE CALISTOGA GENERAL PLAN (ZOA 2013-5 & ZOA 2013-8)

1 **WHEREAS**, the General Plan land use designations for a number of properties
 2 were revised by the 1990 and 2003 Calistoga General Plans, as well as the 2010
 3 General Plan amendments related to the Urban Design Plan; and

4 **WHEREAS**, some of these re-designations created inconsistencies with the
 5 Calistoga Zoning Map; and

6 **WHEREAS**, state law requires consistency between the General Plan Land Use
 7 Map and the Zoning Map; and

8 **WHEREAS**, updating the Zoning Map to reflect these properties' General Plan
 9 land use designations will facilitate their use in the future and bring them into
 10 conformance with state law; and

11 **WHEREAS**, the Planning Commission held duly-noticed public hearings on
 12 September 11, 2013 and October 9, 2013, and adopted Resolutions PC 2013-29 and
 13 2013-31 forwarding recommendations that the City Council approve the amendments.
 14 Prior to taking action on the resolution, the Planning Commission received written and
 15 oral reports from staff and received public testimony; and

16 **WHEREAS**, the City Council of the City of Calistoga reviewed and considered
 17 this ordinance at its meeting on December 3, 2013, noticed in accordance with state
 18 and local laws, and which included the written and oral staff report, proposed findings
 19 and comments received from the general public and interested agencies and parties.

20 **NOW, THEREFORE, THE CALISTOGA CITY COUNCIL DOES HEREBY**
 21 **ORDAIN AS FOLLOWS:**

22 **SECTION ONE**

23 Findings. The above recitals are incorporated herein as if set forth herein in full
 24 and each is relied upon independently by the City Council for its adoption of this
 25 ordinance.

26 **SECTION TWO**

27 Amendments. The properties identified in the following table and depicted on the
 28 map attached hereto as Exhibit A are hereby rezoned to the indicated zoning districts.

Site ID	Assessor's Parcel Number(s)	Zoning District
1	011-400-012/-014	Rural Residential (RR)

2	011-432-011	Public (P)
3	011-160-001/-006, 011-160-018/-020	Multiple-Family Residential (R-2)
4	011-410-016	Public (P)
5	011-204-003, -011	Downtown Commercial (DC)
6	011-320-006, -009	Public (P)
7	011-260-040	Industrial (I)
8	011-213-001/-004; 011-213-012/-014	Downtown Commercial (DC)
9	011-091-010	Residential/Professional Office – Visitor Accommodations (R-3-VA)
10	011-043-032/-035	Residential/Professional Office – Visitor Accommodations (R-3-VA)
11	011-156-006	Residential/Professional Office – Visitor Accommodations (R-3-VA)
12	011-440-001/-007; 011-050-012, -016, -023	Multiple-Family Residential (R-2)
13	011-260-043	Public (P)
14	011-422-021/-023, -031	Multiple-Family Residential (R-2)

29

30 **SECTION THREE**

31 Environmental Review. The potential environmental impacts of these rezonings
 32 were previously evaluated for each of the previous General Plan amendments;
 33 therefore, no further assessment is required under the California Environmental Quality
 34 Act.

35 **SECTION FOUR**

36 Severability. If any section, subsection, subdivision, paragraph, sentence,
 37 clause, or phrase in this ordinance or any part thereof is for any reason held to be
 38 unconstitutional or invalid or ineffective by any court of competent jurisdiction, such
 39 decision shall not affect the validity or effectiveness of the remaining portions of this
 40 ordinance or any part thereof. The City Council hereby declares that it would have
 41 passed each section, subsection, subdivision, paragraph, sentence, clause, or phrase
 42 thereof irrespective of the fact that any one or more subsections, subdivisions,
 43 paragraphs, sentences, clauses, or phrases be declared unconstitutional, or invalid, or
 44 ineffective.

45 **SECTION FIVE**

46 Effective Date.

47 **THIS ORDINANCE** shall take effect thirty (30) days after its passage and before
 48 the expiration of fifteen (15) days after its passage, shall be published in accordance
 49 with law, in a newspaper of general circulation published and circulated in the City of
 50 Calistoga.

51 **THIS ORDINANCE** was introduced with the first reading waived at the City of
52 Calistoga City of Council meeting of the **3rd day of December, 2013**, and was passed
53 and adopted at a regular meeting of the Calistoga City Council on the ____ day of _____,
54 2014, by the following vote:

55 **AYES:**
56 **NOES:**
57 **ABSENT:**
58 **ABSTAIN:**

59
60 _____
Chris Canning, Mayor

61 **ATTEST:**

62
63 _____
64 **Kathy Flamson, Deputy City Clerk**
65

EXHIBIT A

