

**ORDINANCE NUMBER 1332**

***AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PERRIS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, APPROVING ORDINANCE AMENDMENT 16-05024 TO UPDATE THE PERRIS MUNICIPAL CODE CHAPTER 19.82 (DISTRICTS AND MAP) TO UPDATE THE CITY OF PERRIS ZONING MAP TO INCLUDE AN AIRPORT OVERLAY ZONE (AOZ) AND IMPLEMENT THE 2014 MARCH AIR RESERVE BASE/INLAND PORT AIRPORT LAND USE COMPATIBILITY PLAN AND ADOPTING NEGATIVE DECLARATION 2324***

**WHEREAS**, the City of Perris filed Ordinance Amendment 16-05024 to amend and update Perris Municipal Code Chapter 19.82 (Districts and Map) to update the City of Perris Zoning Map to include an Airport Overlay Zoning designation, and adopt an Airport Overlay Zone (AOZ) code section (19.51) to the Perris Municipal Code Chapter 19 to implement the 2014 March Air Reserve Base/Inland Port Airport Land Use Compatibility Plan; and

**WHEREAS**, On November 13, 2014, the Riverside County Airport Land Use Commission (ALUC) adopted the 2014 March ARB/IP Land Use Compatibility Plan (March ALUCP) that superseded the 1984 Riverside County Airport Land Use Plan; and

**WHEREAS**, On July 14, 2016, the Riverside County Airport Land Use Commission (ALUC), deemed Ordinance Amendment 16-05024 consistent contingent upon City Council action adopting the Ordinance Amendment (AOZ) and Specific Plan Amendment; and

**WHEREAS**, the City has complied with SB 18 and AB 52 consultation requirements of the State of California regarding Ordinance Amendment 16-05024; and

**WHEREAS**, on August 17, 2016 the Planning Commission conducted a duly notice public hearing on the proposed specific plan amendment, considered testimony and materials in the staff reports, accompanying documents and exhibits and recommended the City Council approve Ordinance Amendment 16-05024; and

**WHEREAS**, proposed Ordinance Amendment 16-05024 , is considered a “project” as defined by the California Environmental Quality Act (“CEQA”); and

**WHEREAS**, prior to taking action, the City Council has heard, been presented with, and/or reviewed all of the information and data which constitutes the administrative record for the above-mentioned approvals, including all oral and written evidence presented to the City during all Project meetings and hearings; and

**WHEREAS**, On August 30, 2016 the City Council conducted a duly notice public hearing on the proposed projects, considered testimony and materials in the staff reports, accompanying documents and exhibits; and

**WHEREAS**, all other legal prerequisites to the adoption of this Resolution have occurred.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Perris as follows:

**Section 1.** The above recitals are all true and correct.

**Section 2.** The City Council has reviewed and considered the environmental documentation for the project prior to taking action on the applications. Based on the analysis contained in the Initial Study and accompanying environmental information, the City Council finds that:

- A. No environmental impacts were identified and a Negative Declaration (2324) has been prepared.
- B. The City has complied with the California Environmental Quality Act (CEQA).
- C. Determinations of the City Council reflect the independent judgment of the City.

**Section 3.** Based upon the information contained within the staff report and accompanying attachments, with respect to Ordinance Amendment 16-05024 the City Council find that:

Ordinance Amendment 16-05010

- A. The proposed Ordinance Amendment will not result in a significant adverse effect on the environment.
- B. The proposed Ordinance Amendment will not conflict with the goals, policies, and implementation measures set forth in the General Plan and Zoning Ordinance.
- C. The proposed Ordinance Amendment will not have a negative effect on public health, safety, or the general welfare of the community.

**Section 4.** The City Council hereby approves Ordinance Amendment 16-05024 based on the information and findings presented in the staff report.

**Section 5.** The City Council declares that should any provision, section, paragraph, sentence, or word of this Resolution be rendered or declared invalid by any court of competent jurisdiction, or by reason of any preemptive legislation, the remaining provisions, sections, paragraphs, sentences, and words of this Resolution shall remain in full force and effect.

**Section 6.** The Mayor shall sign this Ordinance and the City Clerk shall certify to the adoption of this Ordinance, and shall cause the same to be published and posted pursuant to the provisions of law in this regard, and this Ordinance shall take effect thirty days after its final passage.

*ADOPTED, SIGNED and APPROVED* this 13<sup>th</sup> day of August, 2016.

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Mayor, Daryl R. Busch

ATTEST:

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City Clerk, Nancy Salazar

I, Nancy Salazar, CITY CLERK OF THE CITY OF PERRIS, CALIFORNIA, DO HEREBY CERTIFY that the foregoing Ordinance Number 1332 was duly and regularly introduced by the City Council of the City of Perris at a regular meeting held the 30<sup>th</sup> day of August 2016, and was duly and regularly adopted by the City Council of the City of Perris at a regular meeting held the 13<sup>th</sup> day of September 2016 by the following called vote:

AYES: RABB, ROGERS, YARBROUGH, BURKE, BUSCH

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

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City Clerk, Nancy Salazar

**Exhibits:**           A – Updated Chapter 19.82 (Districts and Map)  
                          B - Chapter 19.51 (March Airport Overlay Zone)