

ORDINANCE NUMBER 1218

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PERRIS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, APPROVING NEGATIVE DECLARATION (2239) AND ORDINANCE AMENDMENT (06-0469) TO AMEND CHAPTER 19.44 (GENERAL INDUSTRIAL) OF THE ZONING CODE REGULATING INDUSTRIAL USES BY ALLOWING THE SALE OF CARPET, FURNITURE, AND SIMILAR ITEMS, SUBJECT TO A CONDITIONAL USE PERMIT, AND MAKING FINDINGS IN SUPPORT THEREOF

WHEREAS, on November 10, 2006, the applicant applied for Ordinance Amendment (06-0469) to amend Chapter 19.44 of the Zoning Ordinance to conditionally allow the sale of carpet, furniture, and similar items in the General Industrial (GI) zone; and

WHEREAS, the City Council of the City of Perris adopted a General Plan to guide development throughout the City and a Zoning Ordinance to implement the vision set forth in the General Plan; and

WHEREAS, The Planning Commission conducted a duly noticed public hearing on March 20, 2007, considered testimony and materials in the staff report and accompanying documents, and recommended approval of the project subject to the revisions set forth thereby; and

WHEREAS, on April 10, 2007, the City Council conducted a duly noticed public hearing on the proposed project, considered testimony and material in the staff reports, accompanying documents and exhibits; and

WHEREAS, the City Council considered and approved the Initial Study and Negative Declaration (2239) for the project, finding that these documents adequately addressed the impacts of the proposed project, were prepared in accordance with the California Environmental Quality Act, and reflected the independent judgment of the City; and

WHEREAS, the City finds that the sale of carpet, furniture, and similar items would be appropriate within the General Industrial (GI) zone; and

WHEREAS, all legal prerequisites for the adoption of this Ordinance have occurred;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Perris, California, 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 the accompanying environmental information, the City Council finds that:

- A. There is no substantial evidence of potentially significant environmental impacts, and a Negative Declaration (2239) 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 on the information contained within the Project Report and the accompanying attachments and exhibits, the City Council hereby finds that:

- A. The proposed project is consistent with General Plan objectives, policies and programs.
- B. The proposed project will not adversely affect the public health, safety and welfare.
- C. The proposed project will not adversely affect the environment.

Section 4. The City Council hereby adopts Negative Declaration 2239 and approves Ordinance Amendment (06-0469) revising Municipal Code Section 19.44 based on the information and findings presented in the staff report.

Section 5. The City Council hereby approves Ordinance Amendment 06-0469 subject to the revisions to Chapter 19.44 of the Perris Municipal Code as follows:

19.44.010 PURPOSE

- GI General Industrial. This zone is to provide for development of general industrial uses which may support a wide range of manufacturing and non-manufacturing uses, from warehousing and distribution facilities to industrial activities, **and certain retail sales such as the sales of carpet and/or furniture appropriate for the General Industrial District.** This zone correlates with the “General Industrial” General Plan Land Use designation.

19.44.20 LAND USE AND PERMIT REQUIREMENTS

ALLOWED LAND USES IN INDUSTRIAL ZONE DISTRICTS				
Land Use	BP	LI	GI	See Section
Carpet and Furniture Sales	P	CUP	PRO CUP	

Section 6. The City Council declares that should any provision, section, paragraph, sentence, or word of this Ordinance 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 Ordinance shall remain in full force and effect.

Section 7. The Mayor shall sign this Ordinance and the City Clerk shall certify to the passage and adoption of this Ordinance.

ADOPTED, SIGNED and APPROVED this 24th day of April, 2007.

Mayor, Daryl R. Busch

ATTEST:

City Clerk, Judy L. Haughney

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) §
CITY OF PERRIS)

I, Judy L. Haughney, CITY CLERK OF THE CITY OF PERRIS, CALIFORNIA, DO HEREBY CERTIFY that the foregoing Ordinance Number 1218, introduced at a regular meeting of the City Council of the City of Perris held on the 10th day of April, 2007, was duly and regularly adopted by the City Council of the City of Perris at a regular meeting thereof held on the 24th day of April, 2007, and that it was so adopted by the following called vote:

AYES: Rogers, Yarbrough, Landers, Motte, Busch
NOES:
ABSENT:
ABSTAIN:

City Clerk, Judy L. Haughney