


REPORT TO CITY COUNCIL

DATE: MAY 13, 2009

TO: HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

FROM: GREG RAMIREZ, CITY MANAGER 

BY: MIKE KAMINO, DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT *mk*

SUBJECT: ADOPTION OF ORDINANCE NO. 09-360, AMENDING ZONING ORDINANCE SECTION 9312.2 (COMMERCIAL USE TABLE) TO ALLOW CERTIFIED FARMERS MARKETS IN THE COMMERCIAL SHOPPING CENTER (CS) ZONE - (ZONING ORDINANCE AMENDMENT CASE NO. 09-ZOA-004)

At the April 22, 2009 City Council meeting, the Council introduced, read by title only, and waived further reading of Ordinance No. 09-360. The Ordinance will amend Municipal Code Section 9312.2 (Commercial Use Table) to allow Certified Farmers Markets in the CS zone with the issuance of a Conditional Use Permit.

The City Council approved the Zoning Ordinance Amendment on a 4-0 vote. Councilmember Edelston was absent.

RECOMMENDATION

Staff recommends the City Council adopt Ordinance No. 09-360, relative to Certified Farmers Markets.

Attachment: Ordinance No. 09-360

ORDINANCE NO. 09-360

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AGOURA HILLS, CALIFORNIA, AMENDING ZONING ORDINANCE SECTION 9312.2 - COMMERCIAL LAND USE TABLE (CASE NO. 09-ZOA-004)

THE CITY COUNCIL OF THE CITY OF AGOURA HILLS DOES ORDAIN AS FOLLOWS:

Section 1. Section 9312.2, Part 2 of Chapter 3 of Article IX (Zoning Ordinance) of the Agoura Hills Municipal Code is hereby amended to read:

“9312.2. Commercial use table I.

Commercial use table I. should be amended as follows (new text underlined>):

	USE, SERVICE OR FACILITY	COMMERCIAL			BUSINESS PARK	
	Unless otherwise indicated, listings denote retail sales operations	<i>CS</i>	<i>CRS</i>	<i>CR</i>	<i>BP-OR</i>	<i>BP-M</i>
C.						
5.	Certified Farmers Market	<u>K</u>	K			

*K. Permitted subject to the issuance of a Conditional Use Permit by the Planning Commission.

Section 2. If any provision of this Ordinance or the application thereof to any person or circumstances is held invalid or unconstitutional by any court of competent jurisdiction, such invalidity or unconstitutionality shall not affect any other provision or applications, and to this end the provisions of this Ordinance are declared to be severable. The City Council declares that it would have adopted this Ordinance and each section, subsection, sentence, clause, phrase, part or portion thereof even if one or more sections, subsections, sentences, clauses, phrases, parts or portions thereof is declared invalid or unconstitutional.

Section 3. The City Clerk shall certify to the passage of this Ordinance and shall cause same to be published pursuant to state law within fifteen (15) days after its passage, and said Ordinance shall become effective 30 days after its passage.

PASSED, APPROVED, and ADOPTED this _____ day of _____, 2009,
by the following vote to wit:

AYES: (0)
NOES: (0)
ABSTAIN: (0)
ABSENT: (0)

BY:

Denis Weber, Mayor

ATTEST:

Kimberly M. Rodrigues, City Clerk

APPROVED AS TO FORM:

Craig A. Steele, City Attorney