

REPORT TO CITY COUNCIL

DATE: JULY 8, 2009

TO: HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

FROM: GREG RAMIREZ, CITY MANAGER

BY: MIKE KAMINO, DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT

SUBJECT: ADOPTION OF ORDINANCE NO. 09-365, APPROVING A ZONE CHANGE FOR TWO ADJACENT PARCELS (A.P.N. 2048-012-022 & 2048—012-027) GENERALLY LOCATED AT THE NORTHWEST CORNER OF DERRY AVENUE AND CANWOOD STREET (CASE NO. 07-ZC-001 – AGOURA BUSINESS CENTER WEST, APPLICANT)

At the June 24, 2009, City Council meeting, the Council introduced, read by title only, and waived further reading of Ordinance No. 09-365. Requested by Agoura Business Center West for the construction of their retail center, the Ordinance will amend the Zoning Map for two parcels located at the northwest corner of Derry Avenue and Canwood Street currently zoned Commercial Retail/Service-Freeway Corridor Overlay (CRS-FC) and Business Park-Manufacturing-Freeway Corridor Overlay (BP-M-FC) to be consistent with the underlying General Plan land use designation of CG (Commercial-Retail/Service) and BP-M (Business Park-Manufacturing) as approved on June 24, 2009 by the City Council.

The City Council approved the requested Zone Change on a 5-0 vote.

RECOMMENDATION

Staff recommends the City Council adopt Ordinance No. 09-365, for the requested Zone Change.

Attachment: Ordinance No. 09-365

ORDINANCE NO. 09-365

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AGOURA HILLS, CALIFORNIA, APPROVING A ZONE CHANGE (CASE NO. 07-ZC-001)

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

WHEREAS, an application for a recommendation of approval of a zone change was duly filed by Agoura Business Center, LLC, to rezone the properties shown on Exhibit "A". The property A.P.N. 2048-012-022 is currently zoned CRS-FC (Commercial Retail Service-Freeway Corridor Overlay), and the parcel A.P.N. 2048-012-027 is zoned BP-M-FC (Business Park-Manufacturing-Freeway Corridor). The request is to adjust the zoning boundary of Parcels 2048-012-022 and 2048-012-027 to match their respective new geographic boundaries.

WHEREAS, the City Planning Commission held a public hearing on the Mitigated Negative Declaration on May 21, 2009 in the City Council Chambers, at which public comments were received, and the Planning Commission made the following recommendations to City Council: recommend approval of the Mitigated Negative Declaration and adopt the Mitigation Monitoring and Reporting Program (MMRP).

WHEREAS, a duly noticed public hearing was held on June 24, 2009 at 7:00 p.m. in the City Hall Council Chambers, 30001 Ladyface Court, Agoura Hills, California. Notice of the time, date, place and purpose of the aforesaid hearing was duly given.

WHEREAS, evidence, both written and oral, was duly presented to and considered by the City Council of the City of Agoura Hills at the aforesaid public hearing.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Agoura Hills hereby finds, per Section 9672 of the City of Agoura Hills Zoning Ordinance that:

1. The proposed Zone Change is necessary to carry out the City's desires to develop the subject area as a retail services-oriented neighborhood given its proximity to the freeway.
2. The proposed Zone Change will be a transitional use between the industrial park and the freeway corridor.
3. The proposed Zone Change is necessary to implement the General Plan.

Based upon the aforementioned findings, the City Council hereby approves the request for an amendment to the Zoning Map.

PASSED, APPROVED, AND ADOPTED this 24th day of June 2009, by the following
vote to wit:

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

Denis Weber, Mayor

ATTEST:

Kimberly M. Rodrigues, City Clerk

APPROVED AS TO FORM:

Craig A. Steele, City Attorney