

ORDINANCE NO. 1105

AN ORDINANCE OF CITY COUNCIL OF THE CITY OF LANCASTER, CALIFORNIA, AMENDING SECTIONS 17.20.760, 17.20.770, 17.20.780, 17.20.790, 17.20.800, 17.20.810 AND 17.20.820 OF THE ZONING ORDINANCE (TITLE 17 OF LANCASTER MUNICIPAL CODE), TO ESTABLISH THE EAST SIDE OVERLAY

WHEREAS, the City Council of the City of Lancaster has determined that it is necessary to amend Chapter 17.20 of the Zoning Ordinance (Title 17 of Lancaster Municipal Code), to establish the East Side Overlay, as set forth in Exhibit “A” attached hereto (the “Amendment”); and

WHEREAS, public notice was provided as required by law, and a public hearing was held on July 17, 2023, at which the Planning Commission (a) certified that it had reviewed and considered the information in the Final Environmental Impact Report prepared for the proposed East Side Overlay in compliance with the California Environmental Quality Act (including its implementing regulations) prior to taking action, (b) found the Final Environmental Impact Report determined that the proposed East Side Overlay could have a significant effect on the environment, but that with incorporation of the identified mitigation measures all impacts would be less than significant; (c) recommended to the City Council certification of the Final Environmental Impact Report and adoption of the associated findings, and (d) recommended that the City Council approve and adopt the Amendment (collectively, the “Planning Commission Recommendation”); and-

WHEREAS, on August 22, 2023, the City Council held a public hearing on the Amendment pursuant to Section 65856 of the Government Code, notice of which was published and provided as required by law; and

WHEREAS, the City Council now desires to adopt the Amendment in its entirety to read as set forth therein.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LANCASTER DOES ORDAIN AS FOLLOWS:

Section 1. The City Council of the City of Lancaster hereby finds and determines that the above recitals are true and correct.

Section 2. The City Council has received, reviewed and hereby adopts the Planning Commission Recommendation. Consistent therewith, the City Council makes the following findings:

- (a) The Planning Commission Recommendation is based upon reasonable information presented at the Planning Commission’s public hearing which shows that the Amendment is appropriate and necessary to implement the City of Lancaster’s general plan, and to promote the public convenience, general welfare and good zoning practice.

- (b) The proposed Amendment is consistent with the City of Lancaster's general plan
- (c) The proposed Amendment-s will promote, and will not be substantially detrimental to, the health, safety, or general welfare of the City.

Section 3. The City Council has reviewed and duly considered the Final EIR, and the mitigation measures recommended relative thereto. All environmental findings and the Final EIR, as contained in Attachment C, are hereby certified, approved, adopted and incorporated into this Ordinance.

Section 4. The City Council hereby approves and adopts the "Amendment."

Section 5. Any ordinance previously adopted by the City Council shall be and is hereby repealed if and to the extent inconsistent with this Ordinance, provided, however, that each such ordinance shall otherwise remain in full force and effect.

Section 6. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is held for any reason to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that it would have adopted this Ordinance and each section, subsection, sentence, clause, phrase or portion thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases or portions be declared invalid or unconstitutional.

Section 7. The Mayor shall sign and the City Clerk shall certify to the passage and adoption of this Ordinance. The City Clerk shall cause the same or a summary thereof to be published and posted pursuant to the provisions of law, and this Ordinance shall take effect 30 days after adoption.

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I, Andrea Alexander, City Clerk of the City of Lancaster, do hereby certify that the foregoing ordinance was regularly introduced and placed upon its first reading on the 22nd day of August, 2023, and placed upon its second reading and adoption at a regular meeting of the City Council on the \_\_\_\_ day of September, 2023, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

APPROVED:

\_\_\_\_\_  
ANDREA ALEXANDER  
City Clerk  
City of Lancaster

\_\_\_\_\_  
R. REX PARRIS  
Mayor  
City of Lancaster

STATE OF CALIFORNIA            }  
COUNTY OF LOS ANGELES       }ss  
CITY OF LANCASTER             }

CERTIFICATION OF ORDINANCE  
CITY COUNCIL

I, \_\_\_\_\_, \_\_\_\_\_ City of Lancaster, California, do hereby certify that this is a true and correct copy of the original Ordinance No. \_\_\_\_\_, for which the original is on file in my office.

WITNESS MY HAND AND THE SEAL OF THE CITY OF LANCASTER, on this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

(seal)

\_\_\_\_\_