RESOLUTION NO. 2009-110

A RESOLUTION OF THE COUNCIL OF THE CITY OF FRESNO, CALIFORNIA, INITIATING REZONING ON THREE PARCELS, TOTALING APPROXIMATELY 4.64 ACRES, WITHIN THE CITY OF FRESNO SPHERE OF INFLUENCE.

WHEREAS, on November 19, 2002, by Resolution No. 2002-379, the City Council adopted the 2025 Fresno General Plan, which correspondingly updated the Community Plans, and by Resolution No. 2002-378 certified Master Environmental Impact Report No. 10130, which evaluated the potentially significant adverse environmental impacts of urban development within the City of Fresno's designated urban boundary line and extended sphere of influence; and,

WHEREAS, Section 12-401-A-1 of the Fresno Municipal Code allows the City Council to initiate, by resolution, a rezone application to consider a change of zoning on properties thus making them consistent with the general plan and their respective community plan; and,

WHEREAS, the Local Agency Formation Commission (LAFCo) requires all affected properties to be rezoned as a condition of annexation; and,

WHEREAS, on May 14, 2009, the City of Fresno Planning and Development Department requested the City Council initiate a rezone application on 3 parcels (as identified on Exhibit A), totaling approximately 4.64 acres, located within the City of Fresno Sphere of Influence, to rezone the parcels consistent with the 2025 Fresno General Plan and respective community plan land use designations; and,

WHEREAS, the proposed rezoning of properties is consistent with various objectives and policies of the 2025 Fresno General Plan.

NOW, THEREFORE, BE IT RESOLVED, the Council of the City of Fresno does ordain as follows:

1. The Council hereby initiates a rezoning application on three parcels, encompassing approximately 4.64 acres within the City of Fresno Sphere of Influence, as identified on attached Exhibit "A".

2. The Council hereby directs the Planning and Development Department to take all necessary steps, follow all necessary procedures and prepare all necessary documents, including CEQA documentation, reports and findings to rezone the parcels.

Adopted _____
Approved 5/14/09
Effective _____

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2009-110

CLERK'S CERTIFICATION

STATE OF CALIFORNIA)
COUNTY OF FRESNO)
CITY OF FRESNO)

I, REBECCA E. KLISCH, City Clerk of the City of Fresno, certify that the foregoing Resolution was adopted by the Council of the City of Fresno, California, at a regular meeting held on the 14th day of May, 2009.

AYES: Borgeas, Brand, Dages, Perea, Westerlund, Xiong, Sterling
NOES: None
ABSENT: None
ABSTAIN: None

REBECCA E. KLISCH
City Clerk

By Rebecca E. Klisch

APPROVED AS TO FORM

JAMES C. SANCHEZ
City Attorney

By John W. Fox
John Fox, Deputy City Attorney
5/4/2009

Initiation of Rezoning
Filed by City of Fresno
APN Nos. 512-070-06,16, 35

Exhibit A

APN	Owner	Property Address	Acres	Rezone	
				From	To
512-070-06	JOHN AND SALLY MORENO	4191 N. HAYES AVENUE	.74	RR (COUNTY)	R-1/UGM
512-070-35	ANDREW AND FLORENCE SCARABELLO TRUSTEES	4102 N. BRYAN AVENUE	1.0	RR (COUNTY)	R-2/UGM
512-070-16	JCH FAMILY LIMITED PART. DBH FAMILY LIMITED PART.	4118 N. BRYAN AVENUE	2.9	RR (COUNTY)	R-2/UGM
		Total Acreage =	**4.64**		