

ORDINANCE NO. 1653

**ORDINANCE AMENDING THE MUNICIPAL CODE BY CHANGE OF ZONING MAP
FOR THE LINCOLN CORNER REDEVELOPMENT PROJECT**

THE CITY COUNCIL OF THE CITY OF VACAVILLE DOES ORDAIN AS FOLLOWS:

SECTION ONE: The City Council adopted the negative declaration for the rezoning in accordance with the findings in Planning Commission Resolution 01-093. The District Zoning Map, a portion of the Zoning Ordinance of the City of Vacaville, being Ordinance No. 458, is changed as follows:

Those portions of the Districts shown on said Zoning Map more particularly described in the Attachment "A," attached hereto and made a part hereof shall be zoned as noted in the Attachment.

SECTION TWO: This change of Zoning Map is approved by the City Council as in accordance with Chapter 14.071.100, Effect of Zoning Map Amendment of the Zoning Ordinance, as follows:

The change of Zoning Map for property from CG to CG (RO) (SS#6) and from RH to RH (SS#6) as described hereto in Attachment "A," shall be contingent upon issuance of building permits. Until the final map records, the zoning of the subject property shall not finalized:

1. The zoning map amendment approval shall be contingent upon a specific planned development;
2. The proposed zoning shall be shown on the zoning map, affixed with a reference indicator signifying that the zoning is not yet finalized;
3. The zoning map amendment approval shall run concurrently with the approval of the planned development for a specific development proposal;
4. Upon expiration of the planned development approval, the approval of the zoning map amendment shall automatically expire and the proposed rezoning on the zoning map shall be replaced with the previous zoning designation;
5. Upon the granting of final occupancy of the specific development proposal, the reference indicator shall be removed from the zoning map;

SECTION THREE: The City Council of the City of Vacaville finds that the foregoing change of zoning is necessary to ensure that said lands ultimately are used for the purposes which are most appropriate and most beneficial from the standpoint of the City as a whole.

SECTION FOUR: If any section, subsection, phrase or clause of this ordinance is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance.

The City Council hereby declares that it would have passed this ordinance and each section, subsection, phrase or clause thereof irrespective of the fact that any one or more section, subsection, phrases or clauses be declared unconstitutional.

SECTION FIVE: This ordinance shall be published on time in the Vacaville Reporter, a newspaper of general circulation, printed and published in the City of Vacaville.

I HEREBY CERTIFY that this ordinance was introduced at a regular meeting of the City Council of the City of Vacaville, held on the 22nd day of May, 2001, and ADOPTED and PASSED at a regular meeting of the City Council of the City of Vacaville held on 12 day of June, 2001 by the following vote:

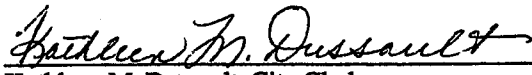
AYES: Council members Clancy, Slade, Wood, Vice Mayor Augustine, and Mayor Fleming

NOES: None

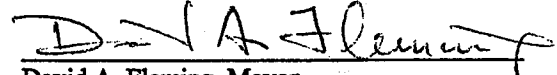
ABSENT: None

ATTEST:

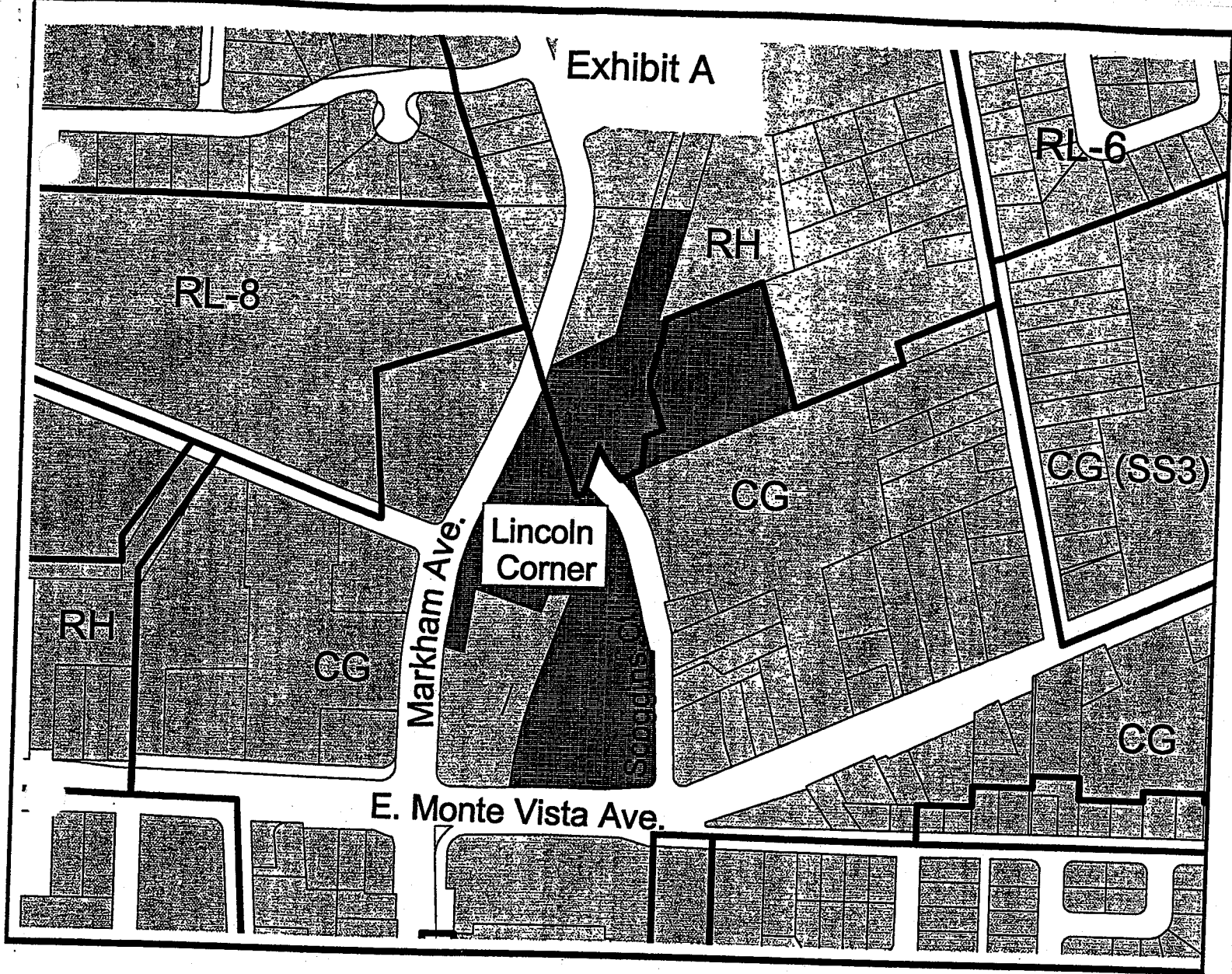
APPROVED:



Kathleen M. Dussault, City Clerk



David A. Fleming, Mayor



Lincoln Corner Apartments Rezoning

Existing Zoning: CG - General Commercial (approx. 6.8 acres)
RH - High Density Residential (approx. 1.5 acres)

Proposed Zoning: CG (RO) (SS 6) - General Commercial (Residential Overlay) (Special Standards Overlay 6)
RH (SS 6) - High Density Residential (Special Standards Overlay 6)

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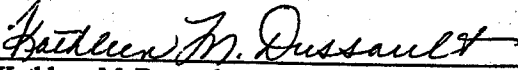
AYES: Council members Clancy, Slade, Wood, Vice Mayor Augustine, and Mayor Fleming

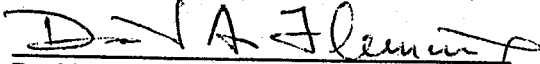
NOES: None

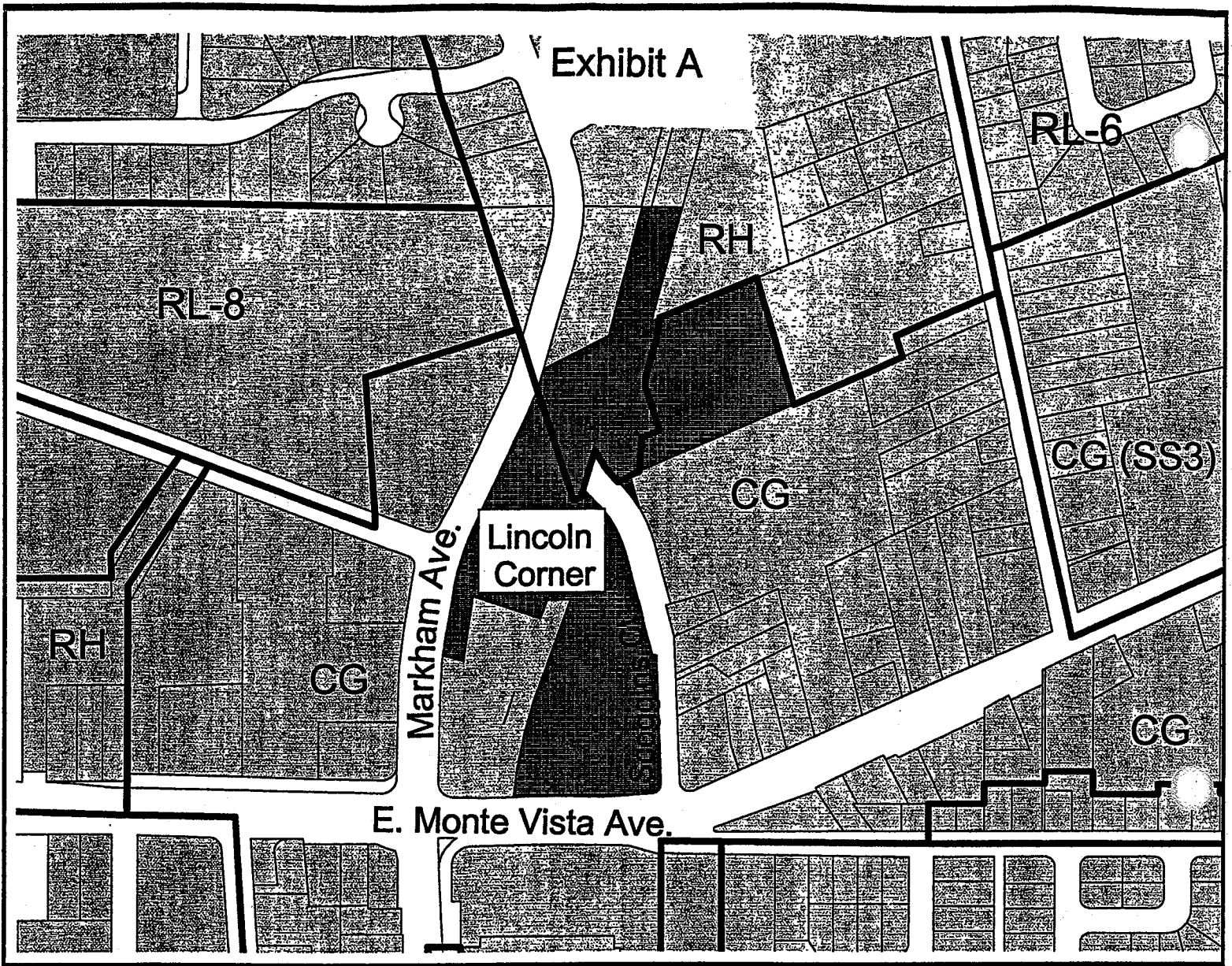
ABSENT: None

ATTEST:

APPROVED:


Kathleen M. Dussault, City Clerk


David A. Fleming, Mayor



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