

DATE SUBMITTED 01/16/2015
 SUBMITTED BY City Clerk
 DATE ACTION REQUIRED 01/21/2015

Agenda Item No D-5
 CITY COUNCIL ACTION (X)
 PUBLIC HEARING REQUIRED ()
 RESOLUTION ()
 ORDINANCE 1ST READING ()
 ORDINANCE 2ND READING (x)

**IMPERIAL CITY COUNCIL
 AGENDA ITEM**

SUBJECT:	ACTION: WAIVE 2ND READING AND ADOPT ORDINANCE NO. 783, AN ORDINANCE OF THE CITY OF IMPERIAL AMENDING THE ZONING CODE TO ALLOW REBUILDING OF LEGAL NONCONFORMING RESIDENTIAL USES.		
BACKGROUND/SUMMARY:	Following a duly noticed and held Public Hearing on December 17, 2014, the first reading by title only was held. Upon adoption, ordinance will become effective in 30 days.		
FISCAL IMPACT:			
STAFF RECOMMENDATION:	Waive 2 nd reading and adopt Ordinance No. 783		
MANAGER'S RECOMMENDATION:	MANAGER'S INITIALS <u>MDB</u>		
MOTION:			
SECONDED:	APPROVED ()	REJECTED ()	
AYES:	DISAPPROVED ()	DEFERRED ()	
NAYES:			
ABSENT:	REFERRED TO:		

ORDINANCE NO. 783

AN ORDINANCE OF THE CITY OF IMPERIAL, CALIFORNIA AMENDING THE ZONING CODE TO ALLOW REBUILDING OF LEGAL NONCONFORMING RESIDENTIAL USES

The City Council of the City of Imperial does ordain as follows:

SECTION 1: Section 24.17.160.A.1 Legal Nonconforming Residential Uses of the Imperial Municipal Code is hereby amended as follows:

A legal nonconforming residential use need not be removed, provided that the floor area shall not be enlarged and the number of dwelling units shall not be increased, and shall be subject to the provisions of Section 24.17.150. (See also Section 24.031.110 Permitted and Conditional uses R zones). Damaged single family homes and duplexes may be completely rebuilt to the same footage as the pre-existing structure. Multi-family residential structures (three (3) or more units) that are damaged shall be subject to the provisions of Section 24.17.150.

SECTION 2: Effective Date. This ordinance shall take effect and shall be in force thirty (30) days after the date of adoption, and prior to the expiration of fifteen (15) days from the passage thereof, shall be published at least once in a newspaper of general circulation printed and published in the County of Imperial, together with the names of the members of the City Council voting for and against the same.

PASSED, ADOPTED AND APPROVED by the City Council of the City of Imperial, this 21st day of January, 2015.

MAYOR OF THE CITY OF IMPERIAL

ATTEST:

CITY CLERK