

ORDINANCE NUMBER 1125

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PERRIS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, AMENDING CHAPTERS 18.12 AND 19.54 OF THE PERRIS MUNICIPAL CODE REGARDING THE PROCEDURES FOR REVIEWING SUBDIVISION MAPS

WHEREAS, the City Council desires to clarify the procedures for the review of subdivision maps by the Planning Commission and City Council;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF PERRIS, CALIFORNIA, DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. Section 18.12.030 of the Perris Municipal Code (Hearing) is hereby amended to read in its entirety as follows:

“18.12.030 Hearing.

A. Upon the filing of the tentative map, the Planning Commission shall conduct a public hearing within the time limits described in the Subdivision Map Act. The Planning Commission shall act as an advisory agency to the City Council and shall recommend approval, conditional approval, or disapproval of the map by resolution. In making its recommendation, the Planning Commission shall carry out the duties and make the findings described in Section 18.12.050.

B. The City Council shall conduct a public hearing within the time limits described in the Subdivision Map Act, after which the City Council may approve, conditionally approve, or disapprove the map by resolution. In making its decision, the City Council shall consider the recommendation of the Planning Commission and shall carry out the duties and make the findings described in Section 18.12.050.

C. Prior to the hearings described in this section, a staff report shall be prepared stating the action recommended to be taken, and conditions of approval if any. The staff report shall be served upon the land divider and his/her representative, and upon each tenant of the subject property in the case of a proposed conversion of residential real property to a condominium project, community apartment project or stock cooperative project, at least three days prior to the date of hearing.”

Section 2. The table in Subsection 19.54.030 (A)(1) of the Perris Municipal Code (Review and Approval Authority) is hereby amended so that for Tentative Parcel Maps and Tentative Tract Maps, the “Review Authority” shall be “Staff”, “Responsible Agencies”, and “Planning Commission”, and the “Approval Authority” shall be “City Council”.

Section 3. Severability. If any section, subsection, subdivision, paragraph, sentence, clause or phrase in this Ordinance, or any part thereof, is held invalid or unconstitutional, such decision shall not affect the validity of the remaining sections or portions of this chapter or part thereof. The City Council hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase of this Ordinance irrespective of the fact that any one or more sections, subdivisions, paragraphs, sentences, clauses or phrases may be declared invalid or unconstitutional.

Section 4. Certification. The City Clerk shall certify to the passage and adoption of this Ordinance by the City Council of the City of Perris and shall cause a summary of this Ordinance to be published in accordance with Government Code Section 36933.

Section 5. Effective Date. This Ordinance shall take effect thirty (30) days after its passage.

ADOPTED, SIGNED and APPROVED this 13th day of January, 2004.

Mayor, Daryl R. Busch

ATTEST:

City Clerk, Margaret Rey

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) §
CITY OF PERRIS)

I, Margaret Rey, CITY CLERK OF THE CITY OF PERRIS, CALIFORNIA, DO HEREBY CERTIFY that the foregoing Resolution Number 1125, introduced at a regular meeting of the City Council of the City of Perris held on the 9th day of December, 2003, was duly and regularly adopted by the City Council at a regular meeting thereof held on the 13th day of January, 2004, and that it was so adopted by the following called vote:

AYES: Yarbrough, Landers, Motte, Rogers, Busch
NOES:
ABSENT:
ABSTAIN:

City Clerk, Margaret Rey