

ORDINANCE NO. 5047

**AN ORDINANCE OF THE BAKERSFIELD CITY COUNCIL APPROVING AN AMENDMENT TO TITLE 17 OF THE BAKERSFIELD MUNICIPAL CODE BY PREZONING PROPERTY, LOCATED AT THE NORTHWEST CORNER OF THE SOUTH UNION AVENUE AND ASTOR AVENUE INTERSECTION (GPA/ZC NO. 19-0405).**

**WHEREAS**, the City of Bakersfield is requesting an amendment to Title 17 of the Bakersfield Municipal Code to change the Zone District from R-S-1A (Residential Suburban One-Acre Minimum Lot Size) to M-1 (Light Manufacturing) on 1.19 acres, located at the northwest corner of the South Union Avenue and Astor Avenue intersection (the "Project"); and

**WHEREAS**, prezoning area (APNs 517-020-04 and -08) is currently outside the City limits; and

**WHEREAS**, the prezoning area is within the City of Bakersfield's Sphere of Influence boundary; and

**WHEREAS**, the City Council adopted a Negative Declaration for the Project; and

**WHEREAS**, the Planning Commission held a public hearing on December 3, 2020, and approved Resolution No. 61-20, which recommended that the City Council approve the Project; and

**WHEREAS**, the Clerk of the City Council set Wednesday, February 17, 2021 at 5:15 p.m. in the Council Chambers of City Hall, 1501 Truxtun Avenue, Bakersfield, California, as the time and place for a public hearing before the City Council to consider the approval of the amendment as required by Government Code Section 65355, and notice of the public hearing was given in the manner provided in Title 17 of the Bakersfield Municipal Code; and

**WHEREAS**, during the hearing, the City Council considered all facts, testimony, and evidence concerning the Project, including the staff report, and the Planning Commission's deliberation, and action; and

**WHEREAS**, the Project is consistent with the *Metropolitan Bakersfield General Plan*.

**SECTION 1.**

**NOW, THEREFORE, BE IT ORDAINED** by the Bakersfield City Council as follows:

1. The above recitals, incorporated herein, are true and correct.
2. The Project is hereby approved incorporating the change into the official zoning map as described in Bakersfield Municipal Code Section 17.06.020 as specifically described in Exhibit A and located on the map as shown in Exhibit B, all of which are incorporated herein.

**SECTION 2.**

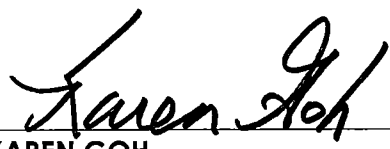
This ordinance must be posted in accordance with the Bakersfield Municipal Code and will become effective not less than 30 days from and after the date of its passage.


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I **HEREBY CERTIFY** that the foregoing Ordinance was passed and adopted by the Council of the City of Bakersfield at a regular meeting held on **MAR 03 2021** 2021, by the following vote:

<u>AYES:</u>	COUNCILMEMBER: ARIAS, GONZALES, WEIR, SMITH, FREEMAN, GRAY, PARLIER
NOES:	COUNCILMEMBER: <u>None</u>
ABSTAIN:	COUNCILMEMBER: <u>None</u>
ABSENT:	COUNCILMEMBER: <u>None</u>

*Julie Drimakis*  
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**JULIE DRIMAKIS, CMC**  
 CITY CLERK and Ex Officio Clerk  
 of the Council of the City of Bakersfield

APPROVED **MAR 03 2021**  
  
 \_\_\_\_\_  
**KAREN GOH**  
 MAYOR of the City of Bakersfield

APPROVED as to form:  
**VIRGINIA GENNARO**  
 City Attorney  
 By:   
 \_\_\_\_\_  
**VIRIDIANA GALLARDO-KING**  
 Deputy City Attorney

- Exhibits:    A    Legal Description  
               B    Zone Change Map



**EXHIBIT "A"**  
**CITY OF BAKERSFIELD**  
**ANNEXATION No. 700**  
**(S. UNION No. 17)**  
**LEGAL DESCRIPTION**

ALL THAT PORTION OF PARCEL 2 OF PARCEL MAP NUMBER 10019 RECORDED IN PARCEL MAP BOOK 47, PAGES 6 AND 7 IN THE OFFICE OF THE KERN COUNTY RECORDER; ALSO BEING A PORTION OF THE NORTHEAST QUARTER OF SECTION 31, TOWNSHIP 30 SOUTH, RANGE 28 EAST, MOUNT DIABLO MERIDIAN, COUNTY OF KERN, STATE OF CALIFORNIA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

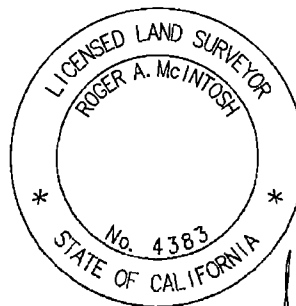
COMMENCING AT THE NORTHEAST CORNER OF SAID NORTHEAST QUARTER; THENCE SOUTH 0°03'48" EAST ALONG THE EAST LINE THEREOF, 1022.67 FEET; THENCE SOUTH 89°53'19" WEST, 57.75 FEET TO A POINT ON THE WEST LINE OF SOUTH UNION AVENUE BEING THE TRUE POINT OF BEGINNING; THENCE

- 1) SOUTH 0°03'48" EAST ALONG SAID WEST LINE, 135.00 FEET TO A POINT ON THE EXISTING CORPORATE BOUNDARY OF THE CITY OF BAKERSFIELD ANNEXATION NUMBER 424 HOSKING NO. 5; THENCE
- 2) SOUTH 89°53'19" WEST ALONG SAID CORPORATE BOUNDARY, 325.00 FEET; THENCE
- 3) NORTH 0°03'48" WEST ALONG SAID CORPORATE BOUNDARY, 135.00 FEET; THENCE
- 4) DEPARTING SAID CORPORATE BOUNDARY NORTH 89°53'19" EAST, 325.00 FEET TO THE TRUE POINT OF BEGINNING

CONTAINING 1.01 ACRES, MORE OR LESS



661-834-4814 • 661-834-0972  
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*[Handwritten signature]*  
8-31-20



