

**ORDINANCE NO. 5064**

**ORDINANCE AMENDING SECTION 17.42.030  
OF THE BAKERSFIELD MUNICIPAL CODE  
RELATING TO USES PERMITTED IN THE FP-  
FLOODPLAIN PRIMARY ZONE.**

**BE IT ORDAINED** by the Council of the City of Bakersfield as follows:

**SECTION 1.**

Section 17.42.030 of the Bakersfield Municipal Code is hereby amended to read as follows:

**Chapter 17.42 FP-P FLOODPLAIN PRIMARY ZONE  
17.42.030 Uses permitted.**

The following uses are permitted in the FP-P zone:

- A. Remedial work, improvements and flood-proofing which will permit development within such zone in accordance with this chapter so that any such development will offer no more obstruction to floodflow than that which will cause a zero rise in the surface of the intermediate regional flood in any section of the river, will not cause peripheral flooding of other properties, will not materially impair the ability of the primary floodplain to discharge the waters resulting from an intermediate regional flood, will either be resistant to flotation or immune to extensive damage by flooding and will not endanger life or property;
- B. Flood-control channels, surface water spreading grounds, streambed retarding basins and other similar facilities;
- C. Grazing, field crops, truck gardening, wildlife preserves, horticultural specialties, excluding trees, and similar agricultural or open space uses, riding and hiking trails;
- D. Public utility facilities excepting those structures for which a conditional use permit is required under Section 17.42.060.

**SECTION 2.**

This Ordinance shall be posted in accordance with the provisions of the Bakersfield Municipal Code and shall become effective thirty (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 thereof held on SEP 15 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  
**JULIE DRIMAKIS, MMC**  
 CITY CLERK and Ex Officio Clerk of the  
 Council of the City of Bakersfield

APPROVED: SEP 15 2021

By: Karen Goh  
**KAREN GOH, Mayor**  
**CITY OF BAKERSFIELD**

APPROVED AS TO FORM:

**VIRGINIA GENNARO**  
City Attorney

By: Ashley Zambrano  
**ASHLEY E. ZAMBRANO**  
 Deputy City Attorney

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