

ORDINANCE NO. 5063

**ORDINANCE AMENDING SECTION 16.40.010
OF THE BAKERSFIELD MUNICIPAL CODE
RELATING TO DEDICATIONS.**

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

SECTION 1.

Section 16.40.010 of the Bakersfield Municipal Code is hereby amended to read as follows:

**Chapter 16.40 DEDICATIONS
16.40.010 Requirements.**

As a condition of approval of a tentative map, the subdivider shall do the following:

- A. Dedicate or make an irrevocable offer of dedication of all land within the subdivision that is needed for public streets, alleys, including access rights and abutters' rights, drainage, public utility easements and other public easements.
- B. Record a covenant that is approved by the City Attorney and City Water Manager that, among other items, each lot prohibits the pumping and taking of groundwater from the property for any use off the property; provided, however, such pumping and taking may be carried out by the authorized urban water purveyor which provides water service to the subdivided land, or by a county-wide governmental entity with water banking powers, and such pumping is part of an adopted water banking program that will not have a significant adverse impact on the groundwater levels or diminish the quality of water underlying the subdivision.

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:

AYES:
NOES:
ABSTAIN:
ABSENT:

COUNCILMEMBER: ✓ ARIAS, ✓ GONZALES, ✓ WEIR, ✓ SMITH, ✓ FREEMAN, ✓ GRAY, ✓ PARLIER
COUNCILMEMBER: None
COUNCILMEMBER: None
COUNCILMEMBER: None

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: Viridiana Gallardo-King
VIRIDIANA GALLARDO-KING
Deputy City Attorney

AEZ:mb
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AFFIDAVIT OF POSTING DOCUMENTS

STATE OF CALIFORNIA))
County of Kern) ss.
)

JULIE DRIMAKIS, being duly sworn, deposes and says:

That she is the duly appointed, acting and qualified City Clerk of the City of Bakersfield; and that on the 17th day of September, 2021 she posted on the Bulletin Board at City Hall, a full, true and correct copy of the following: Ordinance No. 5063, passed by the Bakersfield City Council at a meeting held on the 15TH day of September, 2021 and entitled:

ORDINANCE AMENDING SECTION 16.40.010 OF THE BAKERSFIELD MUNICIPAL CODE RELATING TO DEDICATIONS.

JULIE DRIMAKIS, MMC
City Clerk and Ex Officio of the
Council of the City of Bakersfield

By: 
DEPUTY City Clerk