



CITY OF HAYWARD AGENDA REPORT

AGENDA DATE 09/22/98
AGENDA ITEM 5
WORKSESSION ITEM _____

TO: Mayor and City Council

FROM: City Clerk

SUBJECT: Adoption of An Ordinance Amending the Hayward Municipal Code by Rezoning Certain Territory at 25965 Gading Road Pursuant to Zone Change Application 98-190-04

RECOMMENDATION:

Adopt an ordinance introduced by Council Member Hilson at a meeting of the Hayward City Council on September 15, 1998.

BACKGROUND:

The ordinance was introduced with the following vote:

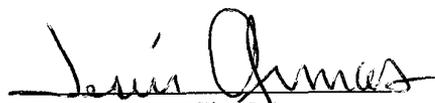
AYES:	Council Members:	Jimenez, Hilson, Rodriquez, Ward, Dowling, Henson
	Mayor:	Cooper
NOES:	Council Members:	None

This ordinance was published in the Hayward Daily Review on September 19, 1998. Adoption at this time is therefore appropriate.

Recommended by:


Angelina Reyes, City Clerk

Approved by:


Jesús Armas, City Manager

PUBLIC NOTICE OF AN INTRODUCTION OF AN ORDINANCE BY THE CITY
COUNCIL OF THE CITY OF HAYWARD

AN ORDINANCE AMENDING THE HAYWARD MUNICIPAL CODE BY REZONING
CERTAIN TERRITORY AT 25965 **GADING** ROAD PURSUANT TO ZONE CHANGE
APPLICATION 98-190-04

WHEREAS, Zone Change **Application** No. 98-190-04 concerns a proposal to rezone the property located on at 25965 Gading Road from Single-Family Residential (RS) to Planned Development (PD); and

WHEREAS, the Planning Commission considered the matter and its action thereon is on file in the office of the City Clerk and is hereby referred to for further particulars; and

WHEREAS, a negative declaration has been prepared and processed in accordance with City and CEQA guidelines; and

WHEREAS, the City Council of the City of Hayward hereby **finds** and determines that the City Council has independently reviewed and considered the information contained in the initial study upon which the negative declaration is based, certifies that the negative declaration has been completed in **compliance** with the requirements of the California Environmental Quality Act, and **finds** that the negative declaration reflects the independent judgment of the City of Hayward.

WHEREAS, the City Council hereby finds and determines that:

1. Approval of Zone Change Application No. 98-190-04, as conditioned, will have no significant impact on the environment, cumulative or otherwise, and the Negative Declaration prepared for this rezoning is in conformance with the provisions of the California Environmental Quality Act.
2. The proposed development is in substantial harmony with the surrounding area and conforms to the housing Element of the General Policies Plan and the Harder-Tennyson Neighborhood Plan in that the construction of 4 single-family homes will provide opportunities for home ownership and is compatible with surrounding uses.
3. Existing and proposed streets and utilities are adequate to serve the development.
4. The development, as conditioned, will create a residential environment of sustained desirability and stability, and the existing public facilities, schools and parks are adequate to serve the anticipated population.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF HAYWARD
DOES ORDAIN AS FOLLOWS:

Section 1. Section 10-1. 146 of Chapter 10, Article 1 of the Hayward Municipal Code is hereby amended by rezoning the property from Single-Family Residential (RS) to a Planned Development (PD) zoning district.

Section 2. In accordance with the provisions of section 620 of the City Charter, this ordinance shall become effective from and after the date of its adoption.

Introduced at a regular meeting of the Hayward City Council held September 15, 1998, the above entitled ordinance was introduced by Council Member Hilson.

This ordinance will be considered for adoption at the next meeting of the Hayward City Council, to be held on September 22, at 8:00 p.m., in the Council Chambers, 777 B Street, Hayward, California. Copies of the full text of this ordinance are available for examination by the public in the Office of the City Clerk, 777 B Street, Hayward Public Main Library, 835 "C" Street, or the Weekes Branch Library, 27300 Patrick Avenue.

DATED: September 19, 1998

ANGELINA REYES
CITY CLERK OF THE
CITY OF HAYWARD