



**CITY OF HAYWARD
AGENDA REPORT**

AGENDA DATE 10/27/98
AGENDA ITEM 2
WORKSESSION ITEM _____

TO: Mayor and City Council

FROM: City Clerk

SUBJECT: AN ORDINANCE ADOPTING A MITIGATED NEGATIVE DECLARATION FOR AND AMENDING HAYWARD MUNICIPAL CODE, PART OF THE ZONING ORDINANCE; AND REVISING THE SIGN REGULATIONS CONTAINED IN HAYWARD MUNICIPAL CODE

RECOMMENDATION:

Adopt an ordinance introduced by Council Member Henson at a meeting of the Hayward City Council on October 13, 1998.

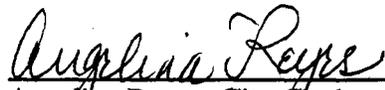
BACKGROUND:

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 October 24, 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 ADOPTING A MITIGATED NEGATIVE DECLARATION FOR AND AMENDING HAYWARD MUNICIPAL CODE SECTION 10-1.4993, PART OF THE ZONING ORDINANCE; AND REVISING THE SIGN REGULATIONS CONTAINED IN HAYWARD MUNICIPAL CODE CHAPTER 10, ARTICLE 7

WHEREAS, the City of Hayward has prepared revisions and amendments to its sign ordinance; and

WHEREAS, a negative declaration was prepared and processed for the revisions in accordance with City and State 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 Council of the City of Hayward.

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

Section 1. This ordinance adopts a comprehensive amendment to various provisions of the Sign Regulations codified as Chapter 10, Article 7 of the Hayward Municipal Code (sometimes "HMC"). This ordinance also amends the Zoning Ordinance, by deleting the provisions pertaining to signs in that part of the Downtown Hayward Redevelopment Project Area zoned as either a Central City-Residential (CC-R), a Central City-Commercial (CC-C) or a Central City-Plaza (CC-P) district, now contained in Hayward Municipal Code section 10-1.4993, and transferring such requirements into the Sign Regulations as HMC section 10-7.403, subdivisions (d) and (e). The City Council finds that the Initial Study regarding the potential environmental effects of this ordinance embodies the independent judgment of the City. The City Council also finds, based on the Initial Study and the other evidence submitted, that it is appropriate to adopt the mitigated negative declaration prepared for this ordinance, a copy of which is on file in the Planning Department.

Section 2. Chapter 10, Article 7 of the Hayward Municipal Code is amended to read in full as follows:

ARTICLE 7
SIGN REGULATIONS

<u>Section</u>	<u>Subject Matter</u>
10-7.100	PURPOSE
10-7.200	DEFINITIONS
10-7.200	DEFINITIONS
10-7.300	GENERAL REGULATIONS
10-7.301	Permits Required
10-7.302	Permit Applications
10-7.303	Fees
10-7.304	Duration of Permit
10-7.305	Calculation of Sign Area and Number Permitted
10-7.306	Reduction in Permitted Signage
10-7.307	Design
10-7.308	Lighting
10-7.309	Master Sign Program
10-7.400	SIGN REGULATIONS BY SIGN TYPE, USE, OR ZONING DISTRICT
10-7.401	Sign Regulations by Sign Type
10-7.402	Sign Regulations by Sign Use
10-7.403	Sign Regulations by Zoning District
10-7.500	EXEMPT SIGNS
10-7.600	Subdivision Directional Sign (Off-Site).
10-7.601	Promotional Event and Grand Opening Signs
10-7.700	PROHIBITED SIGNS
10-7.800	ADMINISTRATION, COMPLIANCE AND ENFORCEMENT
10-7.801	Administrative Referral
10-7.802	Administrative Modifications
10-7.803	Variances
10-7.804	Revocation of Sign Approval
10-7.805	Grounds for Revocation
10-7.806	Hearings - Notice
10-7.807	Appeals
10-7.808	Legal Non-Conforming Signs
10-7.809	Sign Maintenance
10-7.810	Removal of Certain Signs
10-7.811	Enforcement-Signs on Private Property
10-7.812	Enforcement-Signs on Public Property
10-7.813	Enforcement - On-Premise Signs
10-7.814	Procedure Not Exclusive: Violation an Infraction

“SEC. 10-7.815 SEVERABILITY. If any provision of this Article is determined invalid, void or unenforceable by a final judgement rendered by a court of competent jurisdiction, the validity of the remaining provisions of this Article shall not be affected, provided that the enforcement of the remaining provisions of this Article are not rendered impractical by the severance of the provision deemed to be invalid, void or unenforceable.

Introduced at a regular meeting of the Hayward City Council held October 13, 1998, the above entitled ordinance was introduced by Council Member **Henson**.

This ordinance will be considered for adoption at the next meeting of the Hayward City Council, to be held on October 27, 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: **October 24, 1998**

ANGELINA REYES
CITY CLERK OF THE
CITY OF HAYWARD