

ORDINANCE NO. 2014-139

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
MENIFEE, CALIFORNIA, APPROVING CHANGE OF ZONE NO.
2012-094, AMENDING CITY OF MENIFEE ZONING ORDINANCE
FOR THE AUDIE MURPHY RANCH SPECIFIC PLAN**

The City Council of the City of Menifee does Ordain as follows:

Section 1: Environmental Determination.

The City Council, in light of the whole record before it including but not limited to the staff report dated May 21, 2014, the Addendum to Certified Environmental Impact Report No. 436, and the CEQA Guidelines and determines as follows:

- A. Environmental Impact Report (EIR) No. 436 prepared for the Audie Murphy Ranch Specific Plan was certified by the Riverside County Board of Supervisors.
- B. An Addendum has been prepared for the proposed Amendment to the Specific Plan and Change of Zone, which did not identify any potentially significant impacts or increased impacts that were not already addressed in EIR No. 436.
- C. That the decision regarding the environmental analysis and discussion above reflects the independent judgment and analysis of the City.
- D. At the March 5, 2014 City Council hearing, the City Council adopted an Addendum to Certified EIR No. 436.

Section 2. Required Change of Zone Findings.

In accordance with the provisions of the City of Menifee Zoning Ordinance, the City Council hereby makes the following finding(s) for Change of Zone No. 2012-094.

- A. The proposed change of zone is in conformance with the adopted General Plan for the City.

The General Plan land use of the site is Specific Plan (Audie Murphy Ranch Specific Plan). The project is within the Audie Murphy Specific Plan. The proposed Change of Zone meets the requirements of the Specific Plan land use designation as currently amended. The proposed change of zone to amend the zoning within the Audie Murphy Ranch Specific Plan is amended as attached in Exhibit "1" to this Ordinance.

Section 3. Amendment to the Official Zoning Map

The City Council hereby approves Change of Zone No. 2012-094 amending the official zoning map of the City of Menifee by changing the zoning map and text within the Audie Murphy Ranch Specific Plan as shown in attached Exhibit "1" to this Ordinance.

Section 4. Effective Date of Ordinance.

This Ordinance shall take effect and be in full force and operation thirty (30) days after its second reading and adoption.

Section 5. Severability

If any section, subsection, subdivision, sentence, clause, phrase, or portion of this Ordinance is, for any reason, held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that it would have adopted this Ordinance, and each section, subsection subdivision, sentence, clause, phrase, or portion thereof, irrespective of the fact that any one or more sections, subsections, subdivisions, sentences, clauses, phrases, or portions thereof be declared invalid or unconstitutional.

Section 6. City Clerk Action

The City Clerk is authorized and directed to cause this Ordinance to be published within fifteen (15) days after its passage in a newspaper of general circulation and circulated within the City in accordance with Government Code Section 36933(a) or, to cause this Ordinance to be published in the manner required by law using the alternative summary and posting procedure authorized under Government Code Section 36933(c).

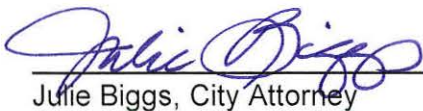
PASSED APPROVED AND ADOPTED this 4th day of June, 2014, by the following vote:

AYES: *August, Denver, Edgerton, Fuhrman, Mann*
NOES: *none*
ABSENT: *none*
ABSTAIN: *none*



Scott A. Mann, Mayor

APPROVED AS TO FORM:



Julie Biggs, City Attorney

CERTIFICATE OF ATTESTATION AND ORIGINALITY

I, KATHY BENNETT, City Clerk of the City of Menifee, do hereby attest to and certify the attached Ordinance No. 2014-139 to be the original ordinance adopted by the City Council of the City of Menifee on June 4, 2014 and that said ordinance was published in accordance with the law.

Date: 6/4/14



Kathy Bennett, City Clerk



Scott A. Mann
Mayor

Wallace W. Edgerton
Deputy Mayor

John V. Denver
Councilmember

Thomas Fuhrman
Councilmember

Greg August
Councilmember

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) ss
CITY OF MENIFEE)

I, Kathy Bennett, City Clerk of the City of Menifee, do hereby certify that the foregoing Ordinance No. 2014-139 was duly adopted by the City Council of the City of Menifee at a meeting thereof held on the 4th day of June 2014 by the following vote:

Ayes: August, Denver, Edgerton, Fuhrman, Mann
Noes: None
Absent: None
Abstain: None

Kathy Bennett, City Clerk