

ORDINANCE NO. 2008-236
ORDINANCE OF THE TOWN OF WINDSOR
APPROVING AN AMENDMENT TO THE ZONING CODE
FOR THREE PARCELS ASSOCIATED WITH THE KEISER PARK MASTER PLAN
(FILE NO. ZC 06-44)

THE TOWN COUNCIL OF THE TOWN OF WINDSOR DOES ORDAIN AS FOLLOWS:

1. The real property referred to as Assessor's Parcel Numbers 066-170-015, 066-180-028, AND 066-180-063 (portion of) consisting of approximately 7.8+/- acres, and currently addressed as 630, 690, and 700 Windsor River Road, is rezoned from the existing "Surrounding Residential (3-6 dwelling units/acre)" and "Surrounding Residential (3-6 dwelling units/acre) / Flood Hazard Overlay" districts to the "Recreation" and "Recreation/Flood Hazard Overlay" districts as shown in Exhibit A.
2. In compliance with the California Environmental Quality Act, an Environmental Impact Report has been prepared and certified for the Keiser Park Master Plan, including the proposed Zoning Map Amendment, as set forth in Town Council Resolution No. 2284-08 adopted May 21, 2008 and incorporated herein by reference.
3. The reasons for such rezoning are as follows:
 - a. The rezoning will reflect Town ownership of these properties and the Town's intention to incorporate them into the design and operation of Keiser Park.
 - b. The proposed amendment would not be detrimental to the public interest, health, safety, convenience, or welfare of the Town.
 - c. The site is physically suitable (including absence of physical constraints, access, compatibility with adjoining land uses, and provision of utilities) for the requested zoning designations and anticipated land uses/developments.
 - d. The proposed zoning amendment is consistent with the goals, policies and objectives of the Town of Windsor General Plan – 2015, including associated amendments contained in Town Council Resolution No. 2285-08.
4. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held by a court of competent jurisdiction to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this Ordinance. The Town Council of the Town of Windsor hereby declares that it would have passed this Ordinance and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that one or more sections, subsections,

sentences, clauses or phrases may be held invalid or unconstitutional.

5. This Ordinance shall take effect thirty (30) days from its passage. Before the expiration of fifteen (15) days after its passage, this Ordinance, or summary thereof, as provided in California Government Code Section 36933, shall be published at least once in a newspaper of general circulation published and circulation in the Town of Windsor.

PASSED, APPROVED, AND ADOPTED this 4th day of June, 2008 by the following vote:

**AYES: COUNCILMEMBERS ALLEN, PARKER, SALMON AND
MAYOR FUDGE**
NOES: NONE
ABSTAIN: NONE
ABSENT: VICE MAYOR GOBLE



DEBORA FUDGE, MAYOR

ATTEST:



MARIA DE LA O, TOWN CLERK

List of Exhibits:
Exhibit "A": Zoning Map Amendment

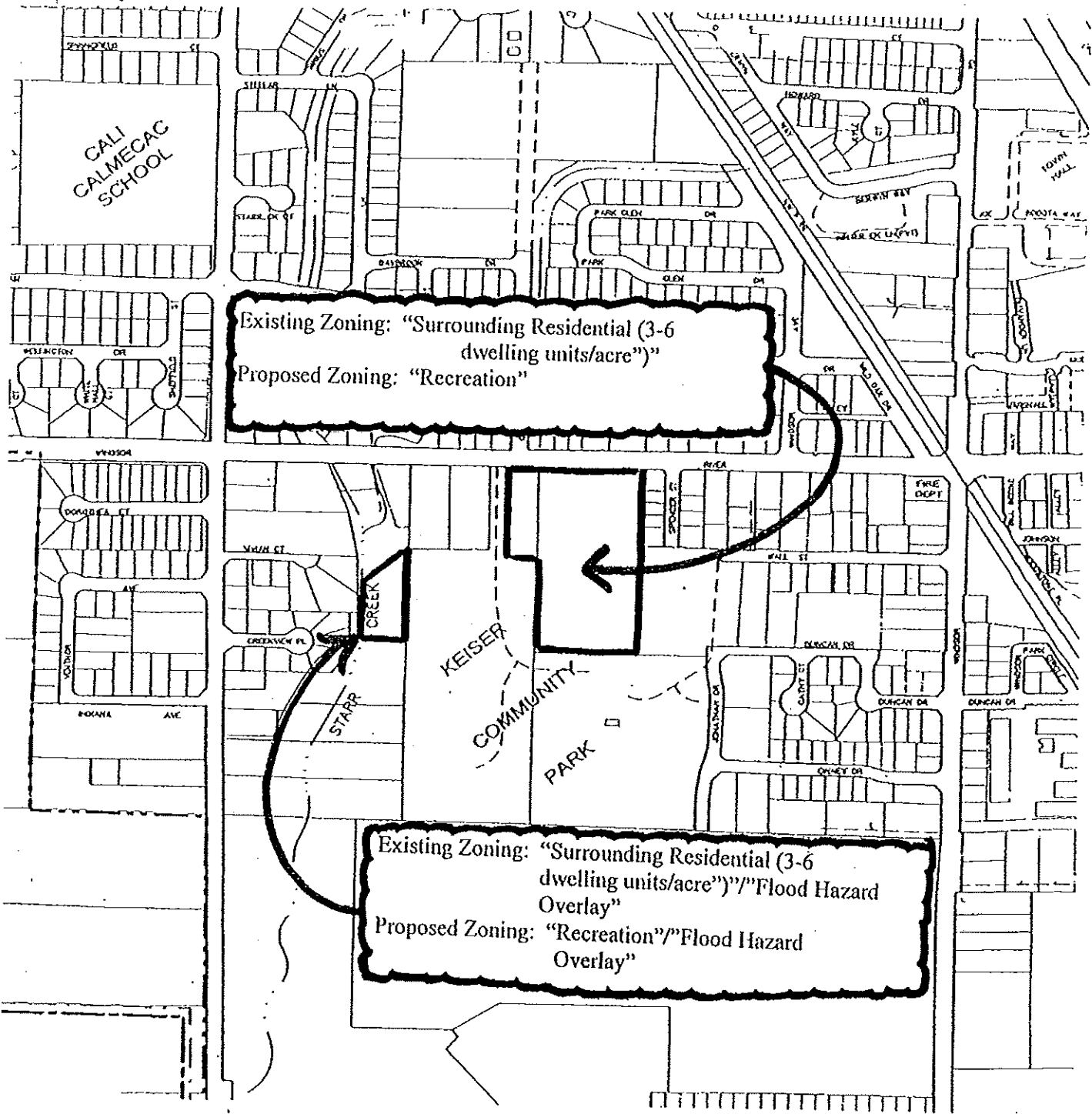


Exhibit A – Rezoning

Site Address: 630, 690 & 700 Windsor River Road
 APNs: 066-170-015, 066-180-028, &
 066-180-063 (portion)