

ORDINANCE NO. 535

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BLUE LAKE
AMENDING CHAPTER 8.20 OF THE BLUE LAKE MUNICIPAL CODE REGARDING
THE ZONING OF CAMP CARS AND/OR TRAILER CAMPGROUNDS**

The City Council of the City of Blue Lake, Humboldt County, California, does hereby ordain as follows:

Section 1. FINDINGS. The City Council of the City of Blue Lake hereby makes the following findings:

1. Section 8.20.050, sub-section "A" of the Blue Lake Municipal Code prohibits the locating of camp cars and trailer camps (each as defined in section 8.20.010) in any area of the City zoned R-1 or R-2;
2. Section 8.20.050, sub-section "C" of the Blue Lake Municipal Code permits the Planning Commission to make a recommendation to the City Council for the issuance of a variance to allow the locating of camp cars and trailer camps in any area of the City zoned R-1 or R-2;
3. Pursuant to section 17.28.020, a variance from the strict application of the City's zoning regulation may not be granted if, among other requirements, the adjustment thereby authorized constitutes a grant of special privilege, inconsistent with the limitations upon other properties in the vicinity, and zone in which the subject property is situated;
4. The City Council hereby finds that allowing a variance to permit the locating of camp cars and trailer camps (each as defined in section 8.20.010) in any area of the City zoned R-1 or R-2 would be inconsistent with the zone in which the subject property is situated and is otherwise inconsistent with intended purpose of the variance remedy;
5. The City Council hereby desires to amend section 8.20.050 by deleting sub-section "C" in its entirety.

Section 2. CODE AMENDMENT. Section 8.20.050 of Chapter 8.20 of the Blue Lake Municipal Code is hereby amended by deleting sub-section "C" of section 8.20.050 in its entirety. As amended, section 8.20.050 shall read as follows:

- A. No camp car and/or trailer camp, nor camp car and/or trailer with or without wheels, shall be located in any R-1 or R-2 zone.
- B. Any camp car and/or trailer that is already in existence in a R-1 or R-2 zone at the effective date of the ordinance codified in this chapter shall be permitted to continue to stay in said zone if it meets the requirements of the Building Code of the City of Blue Lake and the State Housing Act.

Section 3. CEQA.

The adoption of this Ordinance is not a “project” under the California Environmental Quality Act because the Ordinance does not involve any commitment to a specific project which may result in a potentially significant physical impact on the environment, as contemplated by Title 14, California Code of Regulations, Section 15378(b)(4).

Section 4. SEVERABILITY.

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

SECTION 5. EFFECTIVE DATE. The City Clerk shall certify to the passage and adoption of this Ordinance, and shall make a minute of the passage and adoption thereof in the records and the proceedings of the City Council at which time the same is passed and adopted. This ordinance shall be in full force and effect thirty (30) days after its final passage and adoption.

PASSED, APPROVED, AND ADOPTED this 28th day of May, 2019.

AYES: Jones, Ricca, Daugherty, Curran, Hogan

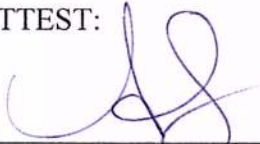
NOES: None

ABSENT: None



Adelene Jones, Mayor
City of Blue Lake

ATTEST:



April Sousa, CMC
City Clerk, City of Blue Lake

CLERK'S CERTIFICATE

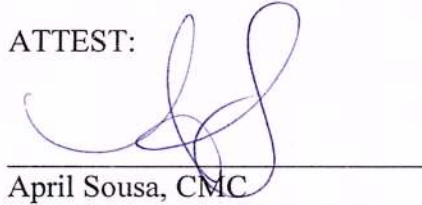
THIS IS TO CERTIFY that Ordinance No. 535 of the City Council of the City of Blue Lake was introduced and read at the regular meeting of the City Council of the City of Blue Lake, California, held on April 23, 2019. This Ordinance, again read at the regular meeting of the Blue Lake City Council, held on May 28, 2019 and at the time, passed by roll call vote, the vote on the adoption of the Ordinance being as follows:

AYES: Jones, Ricca, Daugherty, Curran, Hogan

NOES: None

ABSENT: None

ATTEST:

A handwritten signature in blue ink, appearing to read 'April Sousa', is written over a horizontal line.

April Sousa, CMC
City Clerk, City of Blue Lake