

CITY OF HAWAIIAN GARDENS

AN INTERIM ZONING ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWAIIAN GARDENS SUSPENDING AND PROHIBITING THE PROCESSING OR ISSUANCE OF APPLICATION OR THE GRANTING OF PERMITS OR LICENSES FOR BINGO GAMES, DECLARING THAT SUCH USES MAY BE IN CONFLICT WITH A CONTEMPLATED ZONING PROPOSAL AND FURTHER DECLARING THE URGENCY THEREOF AND THAT IT SHALL TAKE EFFECT IMMEDIATELY PURSUANT TO SECTIONS 65858 AND 36937 OF THE GOVERNMENT CODE OF CALIFORNIA

THE CITY COUNCIL OF THE CITY OF HAWAIIAN GARDENS DOES ORDAIN AS FOLLOWS:

SECTION 1. Notwithstanding the provisions of the Hawaiian Gardens Municipal Code dealing with permits and licenses of Bingo game operations, the processing and/or modification and/or issuance of said entitlements is hereby suspended and prohibited.

SECTION 2. The City Council hereby finds, determines and declares that, to protect the public health, safety and welfare, it is necessary to adopt this ordinance as an urgency measure. The facts constituting its urgency are declared as follows:

(1) The Zoning Ordinance, Title 18 of the Hawaiian Gardens Municipal Code is presently composed, in part, from the Los Angeles County Zoning Ordinance of 1961, and amendments thereto adopted by the City since incorporation.

(2) The City Council has commissioned consultants to study, revise, prepare and recommend a comprehensive Zoning thereto adopted by the City. Such task is presently being conducted.

(3) Bingo games and the operation of facilities and premises are not a listed permitted use, per se, in any Zone in the City. Administratively they have been categorized as a permitted use in the C-4 Zone. There exist no special standards of development, traffic flow, parking, or other zoning and planning factors in processing such a use of property. It is of immediate concern to the City Council that such factors be adequately addressed to assure that such uses will not be detrimental to the character of the Zone wherein they are permitted; to protect adjacent structures and uses against noise and traffic

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congestion and to promote the direction of orderly development according to the zoning plans of the City.


(4) That said study and consideration does vitally affect the intended present and future development of the City.

(5) The City Council further finds that the granting of permits and licenses for Bingo games prior to the adoption and updating of the Zoning Ordinance would seriously interfere and may be in conflict with the hearings and processing of the objectives and its orderly adoption, all to the detriment of the public peace, health, safety and welfare of the City of Hawaiian Gardens and it is necessary that this Ordinance take effect immediately upon its adoption pursuant to the provisions of the planning and zoning law of the State of California, Government Code Sections 65858 & 36937.

Section 3. Severability. If any section, subsection, subdivision, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or otherwise invalid, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that it would have passed this Ordinance and each section, subsection, subdivision, sentence, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, subdivisions, sentences, clauses or phrases be declared unconstitutional.

Section 4. Effective Immediately. Pursuant to Government Code Section 65858 and by reasons of the foregoing, this Ordinance shall take effect immediately upon its adoption. The City Clerk shall certify to the adoption of this Ordinance and shall cause same to be published as required by law.

PASSED, APPROVED AND ADOPTED THIS 23rd DAY OF JUNE, 1987.


MAYOR

ATTEST:


CITY CLERK, CITY OF HAWAIIAN GARDENS

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) SS
CITY OF HAWAIIAN GARDENS)

I, Carol J. Dorfmeier, City Clerk of the City of Hawaiian Gardens do hereby certify that Ordinance No. 314 was duly and regularly passed and adopted by the City Council of the City of Hawaiian Gardens on the 23rd day of June, 1987, by the following roll call vote, as the same is on file and of record in the office of the City Clerk.

AYES: Vineyard, Schultze, Furgeson, Navejas, Sher

NOES: None

ABSENT: None

ABSTAIN: None


CITY CLERK

PROOF OF PUBLICATION
(2015.5 C.C.P.)

STATE OF CALIFORNIA,
County of Los Angeles,

I am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above-entitled matter. I am the principal clerk of the printer of the Long Beach Press-Telegram, a newspaper of general circulation, printed and published 5 times each week in the City of Long Beach, County of Los Angeles, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of Los Angeles, State of California, under the date of March 21, 1934.

Case Number 370512; that the notice, of which the annexed is a printed copy (set in type not smaller than nonpareil), has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to-wit:

July 8,

all in the year 19 87.

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

Dated at Long Beach, California, this _____

8th day of

July, 19 87

E. M. Brown
Signature

PRESS-TELEGRAM

Legal Advertising Department

604 Pine Avenue, Long Beach, CA 90844

435-1161 Extension 208

This space is for the County Clerk's Filing Stamp

Proof of Publication of

CITY OF HAWAIIAN GARDEN

ORDINANCE NO. 314

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CITY OF HAWAIIAN GARDENS
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(4) That said study and consideration does vitally affect the intended present and future development of the City.

(5) The City Council further finds that the granting of permits and licenses for Bingo games prior to the adoption and updating of the Zoning Ordinance would seriously interfere and may be in conflict with the hearings and processing of the objectives and its orderly adoption, all to the detriment of the public peace, health, safety and welfare of the City of Hawaiian Gardens and it is necessary that this Ordinance take effect immediately upon its adoption pursuant to the provisions of the planning and zoning law of the State of California, Government Code Sections 65858 & 36937.

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PASSED, APPROVED AND ADOPTED THIS 23rd DAY OF JUNE, 1987.

ROSALIE M. SHER
Mayor

ATTEST:
CAROL J. DORFMEYER
City Clerk, City of Hawaiian Gardens

STATE OF CALIFORNIA)
(COUNTY OF LOS ANGELES) SS
CITY OF HAWAIIAN GARDENS)

I, Carol J. Dorfmeier, City Clerk of the City of Hawaiian Gardens, do hereby certify that Ordinance No. 314 was duly and regularly passed and adopted by the City Council of the City of Hawaiian Gardens on the 23rd day of June, 1987, by the following roll call vote, as the same appears on file and of record in the office of the City Clerk.

AYES: VINEYARD, SCHULTZE, FURGESON,
NAVEJAS, SHER

NOES: None

ABSENT: None

ABSTAIN: None

CAROL J. DORFMEYER
City Clerk

Pub. July 8, 1987 (10) PT (924735-Govt.)