

Ordinance No. 4240

AN ORDINANCE OF THE COUNTY OF BUTTE AMENDING BUTTE COUNTY CODE CHAPTER 24, ENTITLED "ZONING," MAKING THE FOLLOWING AMENDMENTS TO THE OFFICIAL ZONING MAP: FROM PLANNED DEVELOPMENT (PD) TO MEDIUM DENSITY RESIDENTIAL (MDR) FOR 88.94 ACRES AT CERTAIN REAL PROPERTY LOCATED ON ASSESSOR PARCEL NUMBERS 069-520-023, 069-520-054, AND 069-520-056

The Board of Supervisors of the County of Butte ordains as follows:

Section 1. Zoning Map Amendment.

Chapter 24 of the Butte County Code and the Official Zoning Map is amended for 88.94 acres at Assessor Parcel Numbers 069-520-023, 069-520-054, and 069-520-056 from Planned Development (PD) to Medium Density Residential (MDR), as shown on the map attached hereto as Exhibit A, and incorporated herein by reference.

Section 2. Findings. The Board of Supervisors makes the following findings, as set forth in Butte County Code section 24-275:

1. The proposed amendment is consistent with the General Plan and any applicable community or specific plan as provided by Government Code Section 65860.
2. The proposed amendment will not be detrimental to the public interest, health, safety, or welfare of the county.
3. The affected site is physically suitable in terms of design, location, shape, size and other characteristics

1 to ensure that the proposed uses and development will
2 not endanger, jeopardize, or otherwise constitute a
3 hazard to the property, surrounding properties, and the
4 community at large.

5
6 Section 3. California Environmental Quality Act. Find the project
7 is exempt from further review under the California Environmental
8 Quality Act pursuant to Section 15061(b)(3) because it can be seen
9 with certainty that there is no possibility that the activity may
10 have a significant effect on the environment.

11
12 Section 4. Severability. If any provision of this Ordinance or the
13 application thereof to any person or circumstances is for any
14 reason held to be invalid by a court of competent jurisdiction,
15 such provision shall be deemed severable, and the invalidity
16 thereof shall not affect the remaining provisions or other
17 applications of the Ordinance which can be given effect without
18 the invalid provision or application thereof.

19
20 Section 7. Effective Date and Publication. This Ordinance shall
21 take effect thirty (30) days after the date of its passage. The
22 Clerk of the Board of Supervisors is authorized and directed to
23 publish this Ordinance before the expiration of fifteen (15) days
24 after its passage. This Ordinance shall be published once, with
25 the names of the members of the Board of Supervisors voting for
26 and against it, in a newspaper of general circulation published
in the County of Butte, State of California.

PASSED AND ADOPTED by the Board of Supervisors of the County of Butte, State of California, on the 26th day of March 2024 by the following vote:

AYES: Supervisors Connelly, Durfee, Teeter and Chair Kimmelshue

NOES: Supervisor Ritter

ABSENT: None

ABSTAIN: None

Tod Kimmelshue, Chair
Butte County Board of Supervisors

ATTEST:

ANDY PICKETT, Chief Administrative Officer
and Clerk of the Board

By: _____
Deputy