

ORDINANCE NO. _____

**AN ORDINANCE CHANGING THE ZONING OF REAL
PROPERTY WITHIN MENDOCINO COUNTY**

WHEREAS, the applicant, David Arietta, filed an application for a Rezone No. R_2013-0006 with the Mendocino County Department of Planning and Building Services to authorize the rezoning of an 80± acres property from the Forestland (FL-160) zoning district to the Timberland Production (TP-160) zoning district (the "Project"), situated 4.5± miles west of Philo, lying on the south side of Philo-Greenwood Road (CR 132), 0.5± mile west of its intersection with Signal Ridge Road (CR 133), located at 21491 Philo-Greenwood Road; APN 026-600-28; General Plan Forest Land (FL); Zoning Forestlands (FL-160); and

WHEREAS, Chapter 22.07 of the Mendocino County Code contains requirements for rezoning property to Timberland Production Zoning; and

WHEREAS, on November 19, 2015, the Planning Commission held a noticed public hearing, received comments and recommended the Board of Supervisors approve R_2013-0006; and

WHEREAS, the Project is Statutorily Exempt from the California Environmental Quality Act (Pub. Res. Code Section 21000 *et seq.*, "CEQA"), pursuant to Section 15264 of the State CEQA Guidelines (Title 14, Cal. Code Regs. Section 15000 *et seq.*), and the Project was noticed and made available for agency and public review in accordance with the CEQA and the State and County CEQA Guidelines; and

WHEREAS, in accordance with applicable provisions of law, the Board of Supervisors held a public hearing on April 18, 2016, at which time the Board of Supervisors heard and received all relevant testimony and evidence presented orally or in writing regarding the Statutory Exemption and the Project. All interested persons were given an opportunity to hear and be heard regarding the Statutory Exemption and the Project.

The Board of Supervisors of the County of Mendocino, State of California, ordains as follows:

Section 1. Findings. Based on the information provided in the memorandum accompanying this ordinance, the Board of Supervisors makes the following findings:

(a) The Project is Statutorily Exempt from CEQA pursuant to Section 15264 of the State CEQA Guidelines.

(b) The Project meets the requirements of Chapter 22.07 of the Mendocino County Code pertaining to rezoning property to Timberland Production Zoning.

Section 2. Rezone. Pursuant to Division I of Title 20, Chapter 20.212 of the Mendocino County Code, the zoning of the following real property within Mendocino County is hereby changed as follows:

Said zoning change encompasses the property described by Assessor's Parcel Number 026-600-28 which is reclassified from the Forestland-160 (FL-160) zoning district to the Timberland Production-160 (TP-160) zoning district as shown on attached Exhibit A.

Passed and adopted by the Board of Supervisors of the County of Mendocino, State of California, on this _____ day of _____, 2016, by the following vote:

AYES:
NOES:
ABSENT:

WHEREUPON, the Chair declared said Ordinance adopted and SO ORDERED.

ATTEST: CARMEL J. ANGELO
Clerk of the Board

DAN GJERDE, Chair
Mendocino County Board of Supervisors

I hereby certify that according to the provisions of Government Code Section 25103, delivery of this document has been made.

Deputy

APPROVED AS TO FORM:
KATHARINE L. ELLIOTT, County Counsel

BY: CARMEL J. ANGELO
Clerk of the Board



Deputy

Deputy

CASE#: Rezone #R 2013-0006
OWNER: DAVID ARIETTA, THERESA WALSH ARIETTA AND STEPHEN ARIETTA



CASE: R 2013-0006
OWNER: ARIETTA, David, et. al.
APN: 026-600-28
APLCT: David Arietta
ADDRESS: 21491 Philo Greenwood Rd., PH

 REZONE FROM F-L (Forestland)
TO T-P (Timber Production)
 Zoning Master



REZONE EXHIBIT

Map produced by the Mendocino County Planning & Building Services, October, 2013
All spatial data is approximate. Map provided without warranty of any kind.