

**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

564A



FROM: PLANNING

SUBMITTAL DATE:
October 21, 2010

SUBJECT: Ordinance No. 348.4713 amending Ordinance No. 348 to add language allowing proposed uses to be found the same in character and intensity as permitted uses and to revise the definition of educational institutions.

RECOMMENDED MOTION: That the Board of Supervisors:

- 1) Introduce and adopt on successive weeks Ordinance No. 348.4713 an amendment to Ordinance No. 348 adding language allowing proposed uses to be found the same in character and intensity as permitted uses and revising the definition of educational institutions; and
- 2) Find that the adoption of Ordinance No. 348.4713 is exempt from CEQA pursuant to CEQA Guidelines Section 15061(b)(3) as it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment; and
- 3) Direct the Planning Department to file the Notice of Exemption with the County Clerk for filing and posting.

BACKGROUND: continued on next page

Carolyn Syms Luna

Carolyn Syms Luna
Planning Director

FORM APPROVED COUNTY COUNSEL
BY: *Michelle Clack*
DATE: 10/21/10
Departmental Concurrence

FINANCIAL DATA	Current F.Y. Total Cost:	\$6000 .00	In Current Year Budget:	Yes
	Current F.Y. Net County Cost:	\$ 6000 .00	Budget Adjustment:	No
	Annual Net County Cost:	\$.00	For Fiscal Year:	10/11

SOURCE OF FUNDS: General Fund (Current Year Allocation)	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION: APPROVE.

Tina Grande

County Executive Officer Signature By Tina Grande

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Benoit, seconded by Supervisor Stone and duly carried, IT WAS ORDERED that the above matter is approved as recommended and the above ordinance is approved as introduced with waiver of reading.

Ayes: Buster, Stone, Benoit and Ashley
Nays: None
Absent: Tavaglione
Date: November 2, 2010
xc: Planning, Recorder, COB

Kecia Harper-Ihem
Clerk of the Board
By: *Kecia Harper-Ihem*
Deputy

Department Recommendation: Consent Policy
Per Executive Office: Consent Policy

Prev. Agn.Ref.: 3.56 of 10/19/10

District: ALL

Agenda Number:

3.45

BACKGROUND (cont'd from page 1):

Ordinance No. 348.4713 proposes to amend twenty-four (24) sections of Ordinance No. 348 by adding language that would allow the Planning Director to find that a use not listed is the same in character and intensity as specifically listed uses. During a comprehensive review of Ordinance No. 348, it was discovered that not all zoning classifications included this language. Therefore, adding this language would bring uniformity to the County's zoning classifications.

Additionally, Ordinance No. 348.4713 would amend Section 21.32 of Ordinance No. 348 by revising the definition of educational institutions to include private schools. This revision is necessary to recognize the increase in non-public institutions providing instructions to minors and adults throughout the County. Day care centers and family day care centers would not be included in this definition.

Ordinance No. 348.4713 is exempt from CEQA pursuant to CEQA Guidelines Section 15061(b)(3) as it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment. The proposed amendment merely revises the definition of an educational institution and allows uses not listed to be processed in the same manner as listed uses as long as they are the same in character and intensity as the already permitted or conditionally permitted uses.

The Board of Supervisors approved Item 3.56 on October 19, 2010, which initiated this action. The agenda item included financial data. The financial data in this item clarifies that this is funded through the current year general fund allocation to Planning and will be expended this fiscal year. Most of the funding has already been spent on preparing and processing this amendment. The department did not anticipate this expense, but was able to make adjustments in order to include this project.