

RESOLUTION NO. CC 2024-

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CAMARILLO, DENYING A REQUEST FOR A ZONING ORDINANCE TEXT AMENDMENT TO AMEND CHAPTER 19.22 OF THE CAMARILLO MUNICIPAL CODE TO ALLOW FOR PET CEMETERY USES IN THE PROFESSIONAL OFFICE (P-O) ZONE

The City Council of the City of Camarillo resolves as follows:

SECTION 1. General Findings. The City Council finds as follows:

A. On July 30, 2023, Jeanne Clark of Ivy Lawn Memorial Park submitted a request to study the proposed Zoning Ordinance Text Amendment (ZOA) to allow for pet cemetery uses in the Professional Office (P-O) Zone.

B. On August 26, 2023, the Economic Development and Land Use Committee (“EDLUC”) received a staff report and presentation on the ZOA, and after receipt and review of these items, requested additional information to be presented at a future EDLUC meeting.

C. On October 24, 2023, the EDLUC received a staff report and presentation on the additional information that was requested, and after receipt and review of these items, was split in its recommendation.

D. On January 3, 2024, Jeanne Clark of Ivy Lawn Memorial Park submitted an application for a ZOA, to amend Chapter 19.22 of the Camarillo Municipal Code (“CMC”) to allow for pet cemetery uses in the P-O Zone.

E. On April 30, 2024, the Planning Commission conducted a duly noticed public hearing to consider the ZOA and voted to recommend to the City Council that they deny the requested ZOA.

F. A duly noticed Public Hearing before the City Council was scheduled for June 26, 2024, however, the item was continued at the meeting to a date uncertain and subsequently rescheduled for the August 14, 2024 City Council meeting.

G. Notice of Public Hearing before the City Council was duly given and published in the time, form, and manner as required by law; and

H. On August 14, 2024, the City Council opened the public hearing to receive public testimony and other evidence regarding the application, including without limitation, information provided to the City Council by the Applicant.

I. The City Council considered the information provided by City staff, public testimony, and the Applicant. This Resolution, and its findings, were made based upon the evidence presented to the Planning Commission on April 30, 2024, and to the City Council at its August 14, 2024, public hearing, including, without limitation, the staff report submitted by the Director of Community Development.

SECTION 2. General Plan, Camarillo Municipal Code and Economic

Development Strategic Plan Inconsistencies Findings.

A. That the proposed use resulting from the ZOA will be incompatible with the underlying General Plan designation of public or office because the General Plan Land Use element defines public uses as intended to facilitate uses such as but not limited to parks, schools, libraries, police, and fire facilities and because the General Plan Land Use element defines office uses as intended to facilitate uses such as but not limited to the grouping of the medical and dental professions, lawyers, engineers, architects and other similar services. Medical clinics, banks, savings and loans, real estate, insurance, utility offices and facilities for other administrative functions related to the operation of both private and public corporations are also included in this classification.

B. That the proposed use resulting from the ZOA will be inconsistent with the intent of the P-O Zone because the zone is intended to provide a method whereby land may be designed and developed as a unit for professional administrative offices, and to produce an environment of stable desirable character which will be in harmony with the existing or potential development of the surrounding neighborhoods and which may be located in or adjacent to residential areas, and in order to produce professional administrative office developments which meet modern standards of open space, concentration of buildings, common parking facilities, light, air, pedestrian and vehicular circulation, the P-O Zone is established to provide suitable locations for offices and services of a professional, clerical, or administrative nature.

C. That the proposed use resulting from the ZOA will be inconsistent with the intent of the Economic Development Strategic Plan (EDSP) because the EDPS considers office and business parks as a Strategy Group Action Item and seeks to maximize options for future office/business park development including reuse/redevelopment of existing properties.

SECTION 3. Environmental Review. The City Council finds and determines that the proposed Ordinance is not subject to further review under the California Environmental Quality Act (Public Resources Code §§ 21000, et seq.; “CEQA”) for the following reasons: (1) it will not result in a direct or reasonably foreseeable indirect physical change in the environment (14 Cal. Code Regs. § 15060(c)(2); (2) the proposed action, by itself, does not constitute a “project” as defined in the CEQA Guidelines (14 Cal. Code Regs. § 15378); and (3) the project will be rejected or disapproved. Therefore, no further environmental review is necessary.

SECTION 4. Action. Based on the foregoing, the City Council denies the ZOA to amend Chapter 19.22 of the CMC to allow for pet cemetery uses in the P-O Zone.

SECTION 5. Office of Record. The record of proceedings upon which this decision is based is located in the Community Development Department, which is the office of record for the matter.

SECTION 6. Construction. This Resolution must be broadly construed in order to achieve the purposes stated in this Resolution. It is the City Council’s intent that the provisions of this Resolution be interpreted or implemented by the City and others in a

manner that facilitates the purposes set forth in this Resolution.

SECTION 7. Limitations. The City Council's analysis and evaluation of this matter is based on the best information currently available. It is inevitable that, in evaluating the matter, absolute and perfect knowledge of all possible aspects of the matter will not exist. One of the major limitations on analysis of the matter is the City Council's lack of knowledge of future events. In all instances, best efforts have been made to form accurate assumptions. Somewhat related to this are the limitations on the City's ability to solve what are in effect regional, state, and national problems and issues. The City must work within the political framework within which it exists and with the limitations inherent in that framework.

SECTION 8. Preservation. This Resolution does not affect any penalty, forfeiture, or liability incurred before, or preclude prosecution and imposition of penalties for any violation occurring before this Resolution's effective date. Any such amended part will remain in full force and effect for sustaining action or prosecuting violations occurring before the effective date of this Resolution.

SECTION 9. Severability. If any part of this Resolution or its application is deemed invalid by a court of competent jurisdiction, the City Council intends that such invalidity will not affect the effectiveness of the remaining provisions or applications and, to this end, the provisions of this Resolution are severable.

SECTION 10. Electronic Signatures. This Resolution may be executed with electronic signatures in accordance with Government Code §16.5. Such electronic signatures will be treated in all respects as having the same effect as an original signature.

SECTION 11. Office of Record. The record of proceedings upon which this decision is based is located in the Department of Community Development, which is the office of record for the matter.

SECTION 12. Effective Date. This Resolution is effective upon adoption.

SECTION 13. The Mayor, or presiding officer, is hereby authorized to affix their signature to this Resolution signifying its adoption by the City Council of the City of Camarillo, and the City Council Secretary is directed to attest thereto.

PASSED AND ADOPTED August 14, 2024.

Mayor

Attested to on _____

City Clerk

I, Kristy Buxkemper, City Clerk of the City of Camarillo, certify Resolution No. ___ was adopted by the City Council of the City of Camarillo at a regular meeting held _____, by the following vote:

YES: Councilmembers:
NO: Councilmembers:
ABSENT: Councilmembers:

City Clerk

cc: Community Development Department
General Services (Information Systems Division)
Jeanne Clark