

ORDINANCE NO. 2016-12

AN ORDINANCE OF THE CITY COUNCIL OF  
THE CITY OF ESCONDIDO, CALIFORNIA,  
AMENDING ARTICLE 26 OF THE ESCONDIDO  
ZONING CODE PERTAINING TO  
POSTSECONDARY VOCATIONAL TRAINING  
SCHOOLS WITHIN THE INDUSTRIAL ZONES

Planning Case No. AZ 16-0003

The City Council of the City of Escondido, California, DOES HEREBY ORDAIN  
as follows:

SECTION 1. That proper notices of a public hearing have been given and public hearings have been held before the Planning Commission and City Council on this issue.

SECTION 2. That the City Council has determined that this Zoning Code Amendment is exempt from the California Environmental Quality Act ("CEQA") in conformance with CEQA Guidelines Section 15061(b)(3) "General Rule" and finds that no significant environmental impact will result from approving this code amendment.

SECTION 3. That upon consideration of the staff report; Planning Commission recommendation; Factors to be Considered, attached as Exhibit "A" to this Ordinance and incorporated by this reference; and all public testimony presented at the hearing held on this project, this City Council finds the proposed Zoning Code Amendment is consistent with the General Plan and does not affect any specific plans of the City of Escondido.

SECTION 4. That Article 26 of the Escondido Zoning Code, Table 33-564 “Permitted and Conditionally Permitted Principal Uses,” is amended to include the following use/language:

Use Title	I-O	M-1	M-2	I-P
Postsecondary vocational training schools, limited to training for uses which are permitted or conditionally permitted in the zone.	C	C	C	C

SECTION 5. SEPARABILITY. If any section, subsection sentence, clause, phrase or portion of this ordinance is held invalid or unconstitutional for any reason by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions.

SECTION 6. That as of the effective date of this ordinance, all ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 7. That the City Clerk is hereby directed to certify to the passage of this ordinance and to cause the same or a summary to be published one time within 15 days of its passage in a newspaper of general circulation, printed and published in the County and circulated in the City of Escondido.

PASSED, ADOPTED AND APPROVED by the City Council of the City of Escondido at a regular meeting thereof this 28<sup>th</sup> day of September, 2016 by the following vote to wit:

AYES : Councilmembers: GALLO, MASSON, MORASCO, ABED  
NOES : Councilmembers: NONE  
ABSENT : Councilmembers: DIAZ

APPROVED:



SAM ABED, Mayor of the  
City of Escondido, California

ATTEST



EVA HETER, Assistant City Clerk of the  
City of Escondido, California

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STATE OF CALIFORNIA )  
COUNTY OF SAN DIEGO : ss.  
CITY OF ESCONDIDO )

I, EVA HETER, Assistant City Clerk of the City of Escondido, hereby certify that the foregoing ORDINANCE NO. 2016-12 passed at a regular meeting of the City Council of the City of Escondido held on the 28<sup>th</sup> day of September, 2016, after having been read at the regular meeting of said City Council held on the 14<sup>th</sup> day of September, 2016.



EVA HETER, Assistant City Clerk of the  
City of Escondido, California

ORDINANCE NO. 2016-12

## **EXHIBIT "A"**

### **FACTORS TO BE CONSIDERED AZ16-0003**

1. The public health, safety and welfare would not be adversely affected by the proposed Zoning Code Amendment because postsecondary vocational training schools would only be allowed for uses that are permitted or conditionally permitted within the specific industrial zone in which the school is proposed. Each request would be evaluated on a case-by-case basis through the Conditional Use Permit process to ensure the public health, safety and welfare would not be adversely affected, and appropriate conditions applied as necessary.
2. The proposed Zoning Code Amendment would not be detrimental to surrounding properties because proposed schools would not be allowed to be of a greater industrial intensity than those uses otherwise allowed in the zone. Any other compatibility issues would be analyzed as part of the Conditional Use Permit process.
3. The General Plan contains a variety of standards, goals, and policies aimed at improving the quality of life for City residents by providing ways to raise income levels. The General Plan also encourages the recruitment and expansion of businesses that pay higher-than-average wages. Amending the Zoning Code to allow educational opportunities in more parts of the city will assist in achieving the relevant goals laid out by the General Plan.
4. The proposed Zoning Code Amendment would not affect nor conflict with any adopted specific plans.