

ORDINANCE NO. 2742

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE ADOPTING A NEGATIVE DECLARATION AND APPROVING AMENDMENT NO. A-145-08, TO CHANGE THE ZONE OF THE SUBJECT PROPERTY, LOCATED AT 10712 PEARL STREET, FROM CCSP-BC29 (COMMUNITY CENTER SPECIFIC PLAN – BUSINESS CENTER, DISTRICT 29) TO CCSP-BC17 (COMMUNITY CENTER SPECIFIC PLAN – BUSINESS CENTER, DISTRICT 17) TO OPERATE A NEW AUTO BODY SHOP

THE CITY COUNCIL OF THE CITY OF GARDEN GROVE DOES FINDS AND DETERMINES AS FOLLOWS:

SECTION 1:

WHEREAS, the case, initiated by Sarah Phan, is requesting approval to change the zone of the subject property, located at 10712 Pearl Street, from CCSP-BC29 (Community Center Specific Plan – Business Center, District 29) to CCSP-BC17 (Community Center Specific Plan – Business Center, District 17) to operate a new auto body shop. The site is located on the south side of Pearl Street, between Joy Street and Nelson Street, Parcel No. 089-092-02; and

WHEREAS, the project will not have a significant adverse effect on the environment; therefore, the City of Garden Grove City Council does hereby adopt a Negative Declaration of Environmental Impact pursuant to the California Environmental Quality Act for land located on the south side of Pearl Street, between Joy Street and Nelson Street at 10712 Pearl Street, Parcel No. 089-092-02. Further, the City Council finds a de minimis impact in relation to fish and game; and

WHEREAS, pursuant to Resolution No. 5660 the Planning Commission, at a duly advertised Public Hearing, recommended approval of Amendment No. A-145-08 on December 4, 2008; and

WHEREAS, pursuant to a Legal Notice, a Public Hearing was held by the City Council on February 10, 2009, and all interested persons were given an opportunity to be heard; and

WHEREAS, the City Council gave due and careful consideration to the matter.

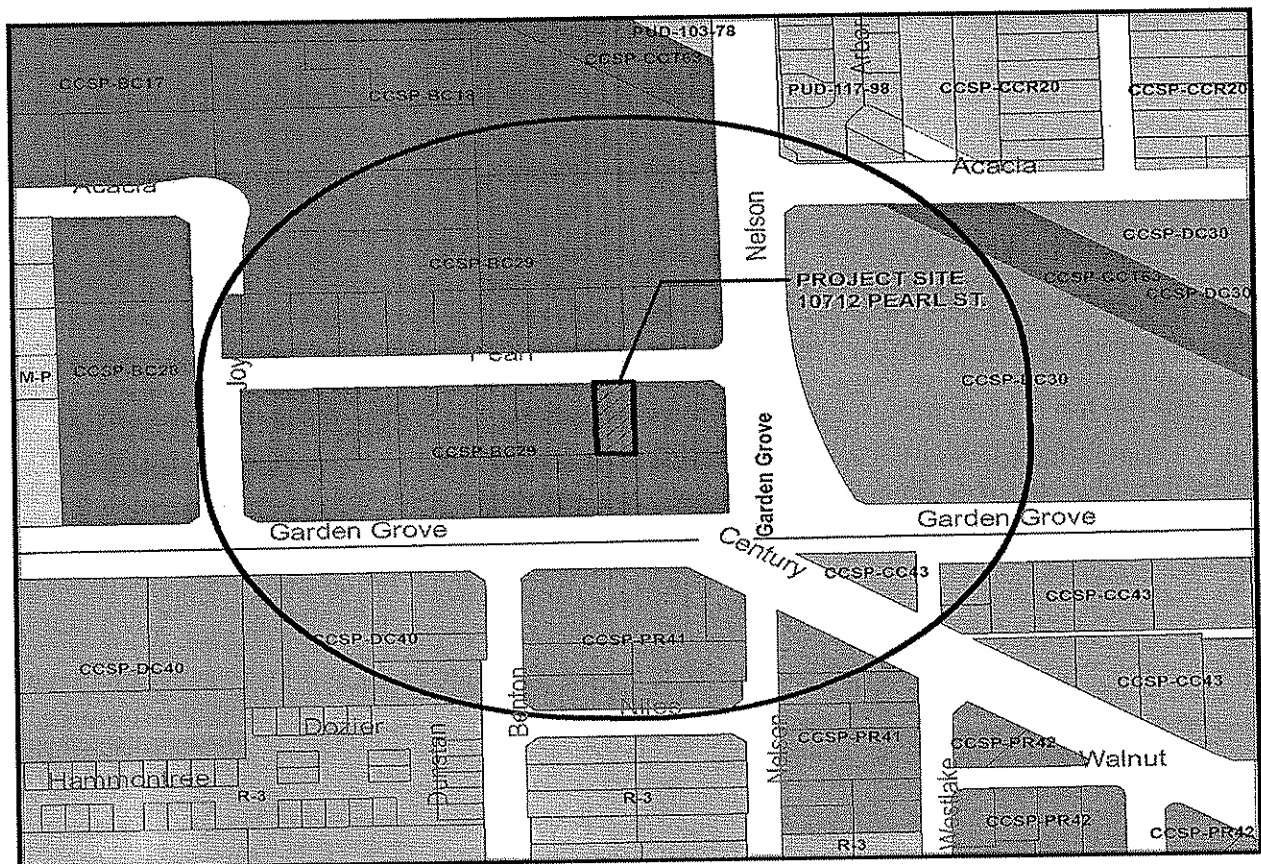
THE CITY COUNCIL OF THE CITY OF GARDEN GROVE DOES ORDAIN AS FOLLOWS:

SECTION 1: The City of Garden Grove City Council has considered the proposed Negative Declaration together with the comments received during the public review process. The record of proceedings on which the City of Garden Grove City Council decision is based is located at the City of Garden Grove, 11222 Acacia Parkway, Garden Grove, California. The custodian of record of proceedings is the Director of

Community Development who maintains the record of proceedings at 11222 Acacia Parkway, Garden Grove. City of Garden Grove City Council finds on the basis of the whole record before it, including the initial study and comments received, that there is no substantial evidence that the project will have a significant effect on the environment. The Negative Declaration reflects the City Council's independent judgment and analysis. Therefore, City of Garden Grove City Council adopts the Negative Declaration.

SECTION 2: Amendment No. A-145-08 is hereby approved pursuant to the facts and reasons stated in Planning Commission Resolution No. 5660, a copy of which is on file in the Office of the City Clerk and incorporated herein by reference with the same force and effect as if set forth in full.

**SECTION 3:** The property shown on the map is rezoned to CCSP-BC17 (Community Center Specific Plan – Business Center, District 17) as shown thereon. Zone Map part O-12 is amended accordingly.



**SECTION 4:** This Ordinance shall take effect thirty (30) days after adoption and shall within fifteen (15) days of adoption be published with the names of Council Members voting for and against the same in a newspaper adjudicated and circulated in the City of Garden Grove.

The foregoing Ordinance was passed by the City Council of the City of Garden Grove on the \_\_\_\_ day of \_\_\_\_\_.

ATTEST:

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
CITY CLERK

STATE OF CALIFORNIA    )  
COUNTY OF ORANGE    ) SS:  
CITY OF GARDEN GROVE)

I, KATHLEEN BAILOR, City Clerk of the City of Garden Grove, do hereby certify that the foregoing Ordinance was introduced and presented on February 10, 2009, and continued until March 10, 2009, where it was passed to second reading with a vote as follows:

AYES:    COUNCIL MEMBERS:   (4) DO, JONES, NGUYEN, DALTON  
NOES:    COUNCIL MEMBERS:   (1) BROADWATER  
ABSENT: COUNCIL MEMBERS:   (0) NONE