

ORDINANCE NO. 930 C.S.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MADERA AMENDING THE OFFICIAL CITY OF MADERA ZONING MAP PREZONING THE SPECIFIC PARCELS IDENTIFIED WITHIN EXHIBIT "A"

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MADERA AS FOLLOWS:

SECTION 1. The Planning Commission of the City of Madera and this Council have held public hearings upon the prezoning of this property and have determined that the proposed prezoning is consistent with the General Plan as amended and subsequent development will be in conformance with all standards and regulations of the Municipal Code.

SECTION 2. The City of Madera Zoning Map as provided for in Chapter 3 of Title 10 of the Madera Municipal Code is hereby amended as illustrated in the hereto attached Exhibit "A" which indicates the segment of the City of Madera Zoning Map to be amended. Unless the adoption of this amendment to the Zoning Map is lawfully stayed, thirty-one (31) days after adoption of this amendment, the Planning Director and City Clerk shall cause these revisions to be made to the City of Madera Zoning Map which shall also indicate the date of adoption of this revision and be signed by the Planning Director and City Clerk.

SECTION 3. Based upon the testimony and information presented at the hearing, the adoption of the proposed prezoning is in the best interest of the City of Madera, and the Council hereby approves the prezoning based on the following findings:

FINDINGS:

1. THE PROPOSED PREZONE WILL PROVIDE THE REQUIRED CONSISTENCY BETWEEN THE GENERAL PLAN AND ZONING ORDINANCE.
2. THE PREZONE IS NOT EXPECTED TO BE DETRIMENTAL TO THE HEALTH, SAFETY, PEACE, COMFORT OR GENERAL WELFARE OF THE NEIGHBORHOOD OR THE CITY.
3. THE CITY AGREES THAT NO SUBSEQUENT CHANGE MAY BE MADE TO THE GENERAL PLAN FOR THE ANNEXED TERRITORY OR ZONING THAT IS NOT IN CONFORMANCE TO THE PREZONING DESIGNATIONS FOR A PERIOD OF TWO YEARS AFTER THE COMPLETION OF THE ANNEXATION, UNLESS THE LEGISLATIVE BODY FOR THE CITY FINDS AT A PUBLIC HEARING THAT A SUBSTANTIAL CHANGE HAS OCCURRED IN CIRCUMSTANCES THAT NECESSITATES A DEPARTURE FROM THE PREZONING IN THE APPLICATION TO THE COMMISSION.

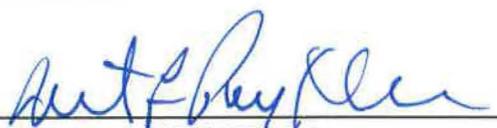
SECTION 4. This Ordinance shall be effective and of full force and effect at 12:01 a.m. on the thirty-first day after its passage.

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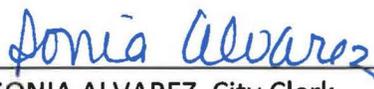
The foregoing Ordinance No. 930 C.S. was introduced and given its first reading at a regular meeting of the City Council of the City of Madera held on the 17th day of February, 2016 and adopted after a second reading at a regular meeting of the City Council held on the 2nd day of March, 2016 by the following vote:

AYES: Mayor Poythress, Council Members Rigby, Medellin, Holley, Robinson, Oliver.
NOES: None.
ABSTENTIONS: None.
ABSENT: None.

APPROVED:


ROBERT L. POYTHRESS, Mayor

ATTEST:


SONIA ALVAREZ, City Clerk



APPROVED AS TO LEGAL FORM:


BRENT RICHARDSON, City Attorney

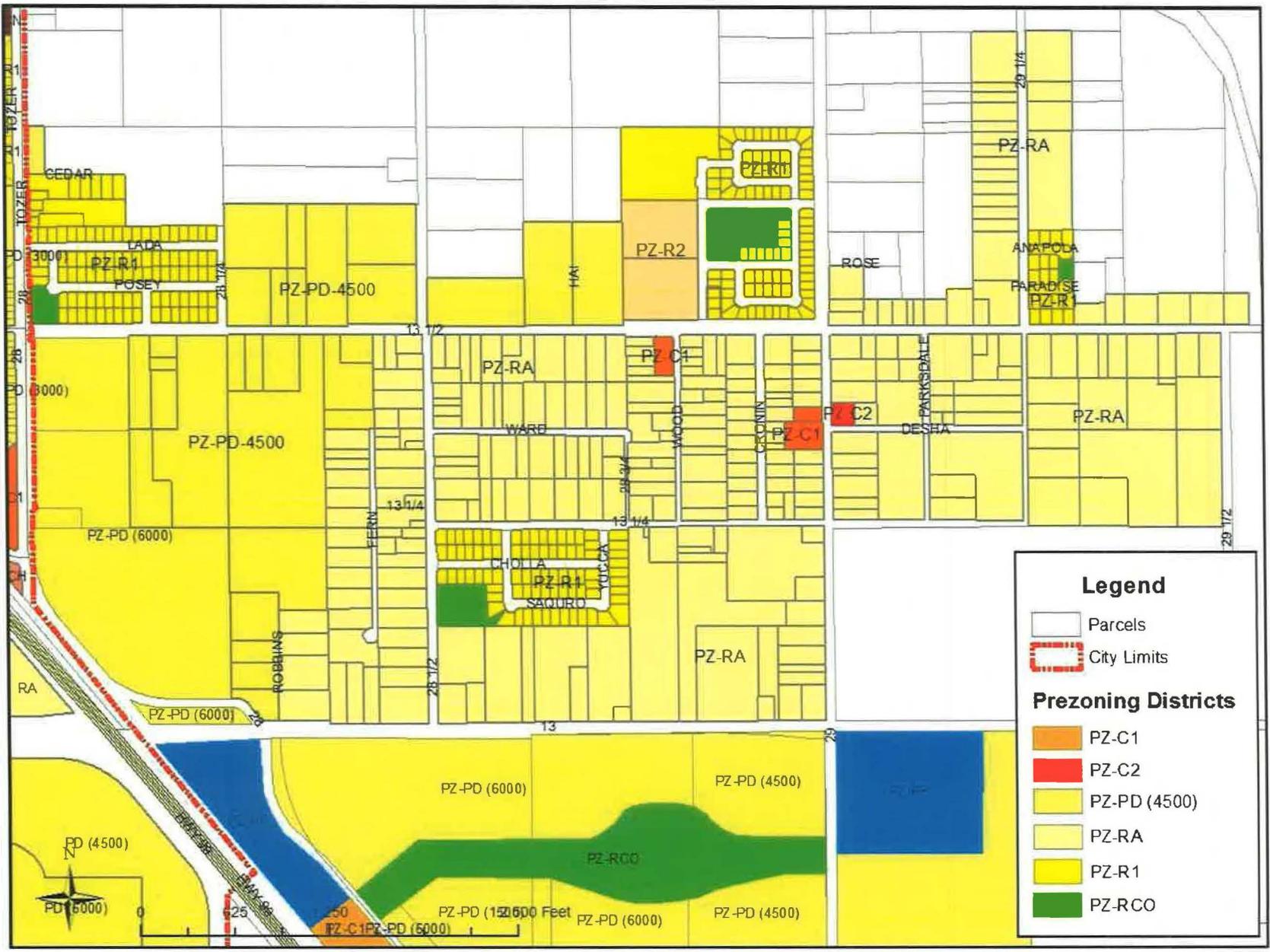


EXHIBIT 'A'

ORDINANCE NO. 931 C.S.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, AMENDING SECTION 1310 OF CHAPTER 3 OF TITLE X OF THE MADERA MUNICIPAL CODE PERTAINING TO ACTION ON APPEAL OF PLANNING COMMISSION DECISIONS

THE CITY COUNCIL OF THE CITY OF MADERA DOES ORDAIN AS FOLLOWS:

SECTION 1. Section 1310 of Chapter 3 of Title X, of the Madera Municipal Code is hereby amended as follows:

§ 10-3.1310 ACTION ON APPEALS BY COUNCIL.

(A) The Council, at its next duly held meeting, shall set a date and time for a public hearing on the appeal and shall cause notice of such hearing to be posted in the vicinity of the property described in the application.

(B) The Commission shall submit to the Council a report setting forth the reasons for the action taken by the Commission, or a member of the Commission shall be present at such public hearing to represent the Commission.

(C) The Council shall render its decision within 60 days after the filing of such appeal.

(D) The Council may, by resolution, affirm, reverse, or modify, in whole or in part, any decision, determination, or requirement of the Commission but before granting any appealed petition which was denied by the Commission, or before changing any of the conditions imposed by the Commission in a use permit granted by the Commission, the Council shall make a written finding of fact setting forth wherein the Commission's findings were in error.

(E) A ~~four-fifths~~ [five-sevenths] vote of the whole of the Council shall be required to grant, in whole or in part, any appealed application denied by the Commission.

SECTION 2. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that it would have passed this Ordinance and each section, subsection, sentence, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional or void for any other reason.

SECTION 3. This Ordinance shall be effective and of full force and effect at 12:01 a.m. on the thirty-first day after its passage.

The foregoing Ordinance No. 931 C.S. was introduced and given its first reading at a regular meeting of the City Council of the City of Madera held on the 17th day of February, 2016 and adopted after a second reading at a regular meeting of the City Council held on the 2nd day of March, 2016 by the following vote:

AYES: Mayor Poythress, Council Members Rigby, Medellin, Holley, Robinson, Oliver.
NOES: None.
ABSTENTIONS: None.
ABSENT: None.

APPROVED:


ROBERT L. POYTHRESS, Mayor

ATTEST:


SONIA ALVAREZ, City Clerk



APPROVED AS TO LEGAL FORM:


BRENT RICHARDSON, City Attorney

ORDINANCE NO. 932 C.S.

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA
AMENDING SUBSECTION E OF §2-2.305 OF TITLE II OF THE MADERA MUNICIPAL CODE
RELATING TO CIVIL SERVICE AND EXCEPTIONS TO THE COMPETITIVE SERVICE**

THE COUNCIL OF THE CITY OF MADERA DOES ORDAIN AS FOLLOWS:

SECTION 1. Subsection E of §2-2.305 of Title II of the Madera Municipal Code is amended to read as follows:

(E) The City Administrator, Police Chief, Golf Course Superintendent, ~~Director of Finance/Treasurer~~[Director of Financial Services], City Attorney and attorney subordinates, if any, City Clerk, City Engineer, Director of Community Development, Public Works Operations Director, Director of Parks and Community Services, Planning Manager, Director of Human Resources, Executive Director [of the Successor Agency to the Former Madera] Redevelopment Agency, Director of Administrative Services, Chief Building Official, Grant Administrator, Information Services Manager, [Communications Manager] and Neighborhood Preservation Manager.

SECTION 2. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that it would have passed this Ordinance and each section, subsection, sentence, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional or void for any other reason.

SECTION 3. This Ordinance shall be effective and of full force and effect at 12:01 a.m. on the thirty-first day after its passage.

The foregoing Ordinance No. 932 C.S. was introduced and given its first reading at a regular meeting of the City Council of the City of Madera held on the 2nd day of March, 2016 and adopted after a second reading at a regular meeting of the City Council held on the 16th day of March, 2016 by the following vote:

AYES: Mayor Poythress, Council Members Medellin, Holley, Robinson, Oliver.
NOES: None.
ABSTENTIONS: None.
ABSENT: Council Member Rigby

APPROVED:

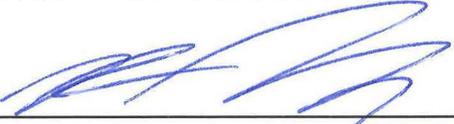

ROBERT L. POYTHRESS, Mayor

ATTEST:


SONIA ALVAREZ, City Clerk



APPROVED AS TO LEGAL FORM:


BRENT RICHARDSON, City Attorney

ORDINANCE NO. 933 C.S.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MADERA AMENDING THE OFFICIAL CITY OF MADERA ZONING MAP PREZONING APPROXIMATELY TWENTY ACRES LOCATED AT THE NORTHWEST CORNER OF TOZER STREET (ROAD 28) AND SOUTH A STREET TO THE PF (PUBLIC FACILITY) ZONE DISTRICT AS IDENTIFIED WITHIN EXHIBIT "A"

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MADERA AS FOLLOWS:

SECTION 1. The Planning Commission of the City of Madera and this Council have held public hearings upon the prezoning of this property and have determined that the proposed prezoning is consistent with the General Plan as amended and subsequent development will be in conformance with all standards and regulations of the Municipal Code.

SECTION 2. The City of Madera Zoning Map as provided for in Chapter 3 of Title X of the Madera Municipal Code is hereby amended as illustrated in the hereto attached Exhibit "A" which indicates the segment of the City of Madera Zoning Map to be amended. Unless the adoption of this amendment to the Zoning Map is lawfully stayed, thirty-one (31) days after adoption of this amendment, the Planning Director and City Clerk shall cause these revisions to be made to the City of Madera Zoning Map which shall also indicate the date of adoption of this revision and be signed by the Planning Director and City Clerk.

SECTION 3. Based upon the testimony and information presented at the hearing, the adoption of the proposed prezoning is in the best interest of the City of Madera, and the Council hereby approves the prezoning based on the following findings:

FINDINGS:

1. THE PROPOSED PREZONE WILL PROVIDE THE REQUIRED CONSISTENCY BETWEEN THE GENERAL PLAN AND ZONING ORDINANCE.
2. THE PREZONE IS NOT EXPECTED TO BE DETRIMENTAL TO THE HEALTH, SAFETY, PEACE, COMFORT OR GENERAL WELFARE OF THE NEIGHBORHOOD OR THE CITY.
3. THE CITY AGREES THAT NO SUBSEQUENT CHANGE MAY BE MADE TO THE GENERAL PLAN FOR THE ANNEXED TERRITORY OR ZONING THAT IS NOT IN CONFORMANCE TO THE PREZONING DESIGNATIONS FOR A PERIOD OF TWO YEARS AFTER THE COMPLETION OF THE ANNEXATION, UNLESS THE LEGISLATIVE BODY FOR THE CITY FINDS AT A PUBLIC HEARING THAT A SUBSTANTIAL CHANGE HAS OCCURRED IN CIRCUMSTANCES THAT NECESSITATES A DEPARTURE FROM THE PREZONING IN THE APPLICATION TO THE COMMISSION.

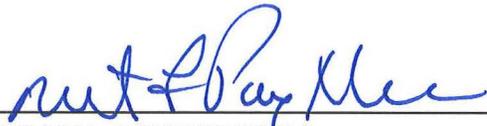
SECTION 4. This Ordinance shall be effective and of full force and effect at 12:01 a.m. on the thirty-first day after its passage.

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The foregoing Ordinance No. 933 C.S. was introduced and given its first reading at a regular meeting of the City Council of the City of Madera held on the 16th day of March, 2016 and adopted after a second reading at a regular meeting of the City Council held on the 6th day of April, 2016 by the following vote:

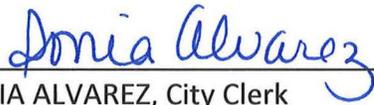
AYES: Mayor Poythress, Council Members Rigby, Medellin, Holley, Robinson, Oliver.
NOES: None.
ABSTENTIONS: None.
ABSENT: None.

APPROVED:



ROBERT L. POYTHRESS, Mayor

ATTEST:



SONIA ALVAREZ, City Clerk

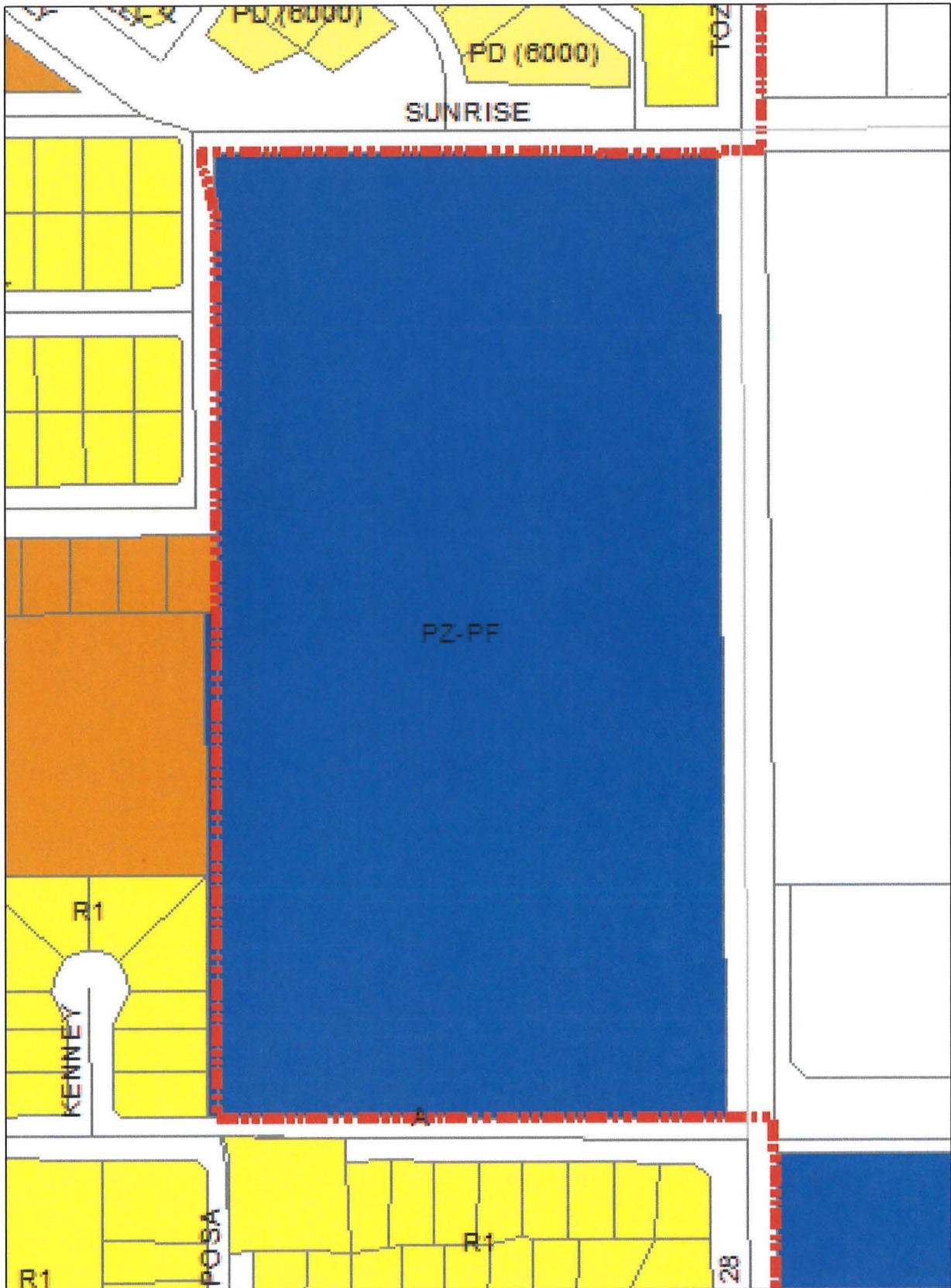


APPROVED AS TO LEGAL FORM:



BRENT RICHARDSON, City Attorney

EXHIBIT A



ORDINANCE NO. 934 C.S.

AN ORDINANCE AMENDING SUBSECTION B OF SECTION 3-5.08 OF CHAPTER 5 OF TITLE III OF THE MADERA MUNICIPAL CODE IN COMPLIANCE WITH CONDUCTING SPEED SURVEYS ON CITY STREETS

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MADERA AS FOLLOWS:

SECTION 1. Subsection (B) of Section 3-5.08 of Chapter 5 of Title III of the Madera Municipal Code is hereby deleted in its entirety and replaced as follows:

(B) Section 16. It is determined upon the basis of an engineering and traffic investigation that the speed permitted by state law upon the following streets is less than is necessary for the safe operation of vehicles thereon by reason of the designation and sign-posting of such streets as through highways and/or by reason of widely-spaced intersections, and it is declared that the prima facie limit shall be as set forth in this section on those streets, or parts of streets, designated in this section when signs are erected giving notice thereof:

Item No.	LOCATION	Declared Prima Facie Speed Limit (MPH)
1	Adell Street from Country Club to "D" Street	40
2	Almond Avenue from Pine Street to Granada Drive	45
3	Almond Avenue from Golden State Hwy to Madera Avenue	40
4	Almond Avenue from Madera Avenue to Stadium Road	40
5	Cleveland Avenue from Gateway Drive to Tulare Street	40
6	Cleveland Avenue from Granada Drive to Schnoor Avenue	40
7	Cleveland Avenue from Granada Drive to W. City Limits	45
8	Cleveland Avenue from Schnoor Avenue to Freeway 99	40
9	Cleveland Avenue from Tulare Street to Tozer Road	40
10	Clinton Avenue from Lilly Street to Tozer Road	35
11	Country Club Drive from Cleveland Avenue to Clark Street	40
12	D Street from Central Avenue to Yosemite Avenue	35
13	D Street from Cleveland Avenue to Adell Street	40
14	D Street from Ninth Street to Olive Avenue	35
15	Ellis Street from Lake Street to Chapin Avenue	40
16	Fourth Street from I Street to Pine Street	35
17	Fourth Street from D Street to Lake Street	35
18	Gateway Drive from Cleveland Avenue to Avenue 16	50
19	Gateway Drive from Fresno River to Cleveland Avenue	40
20	Gateway Drive from Ninth Avenue to Olive Avenue	35
21	Granada Drive from Cleveland Avenue to Fresno River	45
22	Granada Drive from Howard Road to Sunset Avenue	40
23	Granada Drive from Howard Road to South City Limits	50
24	Granada Drive from Sunset Avenue to Riverview Drive	35
25	Howard Road from Autumn Road to Pine Street	40
26	I Street from 4th Street to Olive Avenue	35
27	I Street from 4th Street to Central Avenue	35
28	Industrial Avenue from Granada Drive to Schnoor Avenue	40
29	Kennedy Street from Lake Street to Tulare Avenue	35
30	Kennedy Street from Tulare Street to City Limits	40

Item No.	LOCATION	Declared Prima Facie Speed Limit (MPH)
31	Lake Street from Cleveland Ave. to Ellis Street	40
32	Lake Street from Clinton Avenue to Sunrise Avenue	35
33	Pecan Avenue from Raymond-Thomas Road to Golden State Blvd.	40
34	Pecan Avenue from Madera Avenue to Pine Street	45
35	Pecan Avenue from Schnoor Avenue to Pine Street	45
36	Pine Street from Howard Road to Pecan Street	45
37	Pine Street from Howard Road to Sunset Avenue	30
38	Schnoor Avenue from Dutra Way to Cleveland Avenue	35
39	Schnoor Avenue from Kennedy Street to Cleveland Avenue	40
40	Sherwood Way from Country Club Drive to Sonora Street	40
41	Sherwood Way from Sonora Street to Lake Street	35
42	Storey Road from Yosemite Avenue to City Limits	50
43	Sunrise Avenue from B Street to Lilly Street	40
44	Sunset Avenue from Fourth Street to Granada Drive	40
45	Sunset Avenue from Granada Drive City Limits	45
46	Tozer Road from Avenue 15 to A Street	50
47	Tozer Road from Yosemite Avenue to Avenue 15	45
48	Tozer Road from Olive Avenue to Knox Street	45
49	Vineyard Avenue from Clinton Avenue to Yosemite Avenue	35
50	Westberry Blvd. from Howard Road to Sunset Avenue	45
51	Westberry Blvd. from Sunset Avenue to Riverview Drive	40
52	Yosemite Avenue from Gateway Drive to Olive Avenue	40

Section 2. If any section, subsection, clause or phase of this Ordinance is for any reason held to be unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that it would have passed this Ordinance and any section, subsection, sentence, clause or phrase thereof irrespective of the fact that any one or more sections, subsection, sentence, clause or phrase be declared unconstitutional or otherwise invalid.

Section 3. This Ordinance shall be effective and of full force and effect at 12:01 a.m. on the thirty-first day after its passage or when appropriate signs giving notice thereof are erected upon street and shall not thereafter be revised except upon the basis of an engineering and traffic survey, whichever occurs later.

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The foregoing Ordinance No. 934 C.S. was introduced and given its first reading at a regular meeting of the City Council of the City of Madera held on the 18th day of May, 2016 and adopted after a second reading at a regular meeting of the City Council held on the 1st day of June, 2016 by the following vote:

- AYES: Mayor Poythress, Council Members Rigby, Medellin, Holley, Robinson, Oliver.
- NOES: None.
- ABSTENTIONS: None.
- ABSENT: None.

APPROVED:



 ROBERT L. POYTHRESS, Mayor

ATTEST:



 SONIA ALVAREZ, City Clerk



APPROVED AS TO LEGAL FORM:



 BRENT RICHARDSON, City Attorney