ATTACHMENT 2

LRP2012-00004

ORDINANCE NO._____

AN ORDINANCE AMENDING TITLE 26 OF THE SAN LUIS OBISPO COUNTY CODE, THE GROWTH MANAGEMENT ORDINANCE

The Board of Supervisors of the County of San Luis Obispo ordains as follows:

SECTION 1: Section 26.01.070, h. of the Growth Management Ordinance, Title 26 of the San Luis Obispo County Code, is hereby amended as follows:

h. Maximum number of new dwelling units allowed in the Nipomo Mesa area. The maximum number of new dwelling units allowed in the Nipomo Mesa area (see Figure 1) for the period of July 1, 2013 through June 30, 2014 shall not exceed a 1.8 percent increase in the number of existing dwelling units from the previous fiscal year.

SECTION 2: Section 26.01.070, k. (1) (c) of the Growth Management Ordinance, Title 26 of the San Luis Obispo County Code, is hereby amended as follows:

(c) Expiration of deferred allocations. All deferred allocations will be retained on the waiting list for Los Osos through June 30, 2016, at which time all unused allocations will be considered expired.

SECTION 3: That the activity is covered by a general rule exemption (State CEQA Guidelines section 15061(b)(3)) from the California Environmental Quality Act (CEQA) because it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment.

SECTION 4: If any section, subsection, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by the decision of a court of competent jurisdiction, such decision shall not affect the validity or constitutionality of the remaining portion of this ordinance. The Board of Supervisors hereby declares that it would have passed this ordinance and each section, subsection, clause, phrase or portion thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases or portions be declared invalid or unconstitutional.

SECTION 5: This ordinance shall take effect and be in full force on and after 30 days from the date of its passage hereof. Before the expiration of 15 days after the adoption of this ordinance, it shall be published once in a newspaper of general circulation published in the County of San Luis Obispo, State of California, together with the names of the members of the Board of Supervisors voting for and against the ordinance.

ATTACHMENT 2

INTRODUCED at a regular meeting of the Board of Supervisors held on the_____ day of _____, 2013, and PASSED AND ADOPTED by the Board of Supervisors of the County of San Luis Obispo, State of California, on the_____ day of_____, 2013, by the following roll call vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAINING:

_____
Chairman of the Board of Supervisors,
County of San Luis Obispo,
State of California

ATTEST:

_____
County Clerk and Ex-Officio Clerk
of the Board of Supervisors
County of San Luis Obispo, State of California

[SEAL]

ORDINANCE CODE PROVISIONS APPROVED
AS TO FORM AND CODIFICATION:

RITA L. NEAL
County Counsel

By: _____
Assistant County Counsel

Dated: April 18, 2013