

**ORDINANCE NO. 2266**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PLEASANTON APPROVING THE CITY-INITIATED REZONING OF 3999 BERNAL AVENUE TO THE A/HOZ (AGRICULTURE/HOUSING OPPORTUNITY ZONE) DISTRICTS, AS FILED UNDER CASE P23-0608**

**WHEREAS**, the City of Pleasanton has adopted its Housing Element on January 26, 2023, June 20, 2023, and September 19, 2023, by Resolutions Nos. 23-1358, 23-1406, 23-1414, respectively, and seeks to implement Program 1.1 of the Housing Element to rezone sites identified for housing; and

**WHEREAS**, the City of Pleasanton has initiated the rezoning of 3999 Bernal Avenue (the "Property") from A (Agriculture) District to the A/HOZ (Agriculture/Housing Opportunity Zone) Districts (the "Rezoning") to implement Program 1.1; and

**WHEREAS**, the Planning Commission held a noticed public hearing on November 8, 2023, regarding this Rezoning and recommended approval to the City Council; and

**WHEREAS**, the City Council held a noticed public meeting on December 5, 2023, reviewed the materials, and received a staff report and public comment regarding this Rezoning; and

**WHEREAS**, this Rezoning implements the policies and programs of the 2023-2031 (6<sup>th</sup> Cycle) Housing Element Update considered in the Program Environmental Impact Report (State Clearinghouse No. 2022040091) which was certified by the City Council on January 26, 2023, by Resolution No. 23-1357.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF PLEASANTON DOES HEREBY ORDAIN AS FOLLOWS:**

**SECTION 1.** The City Council finds that the Rezoning of the Property is consistent with the goals and policies examined in the 2023-2031 (6<sup>th</sup> Cycle) Housing Element Update Program Environmental Impact Report (State Clearinghouse No. 2022040091).

**SECTION 2.** The City Council finds that the Rezoning is consistent with the General Plan, as amended.

**SECTION 3.** The rezoning of approximately 4.20 of 6.40 acres of 3999 Bernal Avenue from A (Agriculture) District to the A/HOZ (Agriculture/Housing Opportunity Zone) Districts is hereby approved.

**SECTION 4.** The uses allowed and development standards applicable to this Property are those which were in effective prior to this rezoning, plus the ability to develop the Property with housing consistent with the HOZ District provisions in Municipal Code Chapter 18.30, the Housing Site Compliance Review provisions in Municipal Code Chapter 18.22, and the Objective Design Standards for Housing Sites adopted by Resolution No. 23-1386, as amended.

**SECTION 5.** The Zoning Map of the City of Pleasanton, dated April 18, 1960, on file with the City Clerk, designating and dividing the City into zoning districts, is hereby amended by the

Zoning Map attached hereto as Exhibit A, dated December 5, 2023, and incorporated herein by this reference.

**SECTION 6.** A summary of this ordinance shall be published once within fifteen (15) days after its adoption in "The Valley Times," a newspaper of general circulation published in the City of Pleasanton, and the complete ordinance shall be posted for fifteen (15) days in the City Clerk's office within fifteen (15) days after its adoption.

**SECTION 7.** This ordinance shall be effective thirty (30) days after its passage and adoption.

The foregoing Ordinance was introduced at a regular meeting of the City Council of the City of Pleasanton on December 5, 2023, and adopted December 19, 2023, by the following vote:

Ayes:	Councilmembers Arkin, Nibert, Testa, Mayor Brown
Noes:	None
Absent:	None
Recused:	Councilmember Balch

  
\_\_\_\_\_  
Karla Brown, Mayor

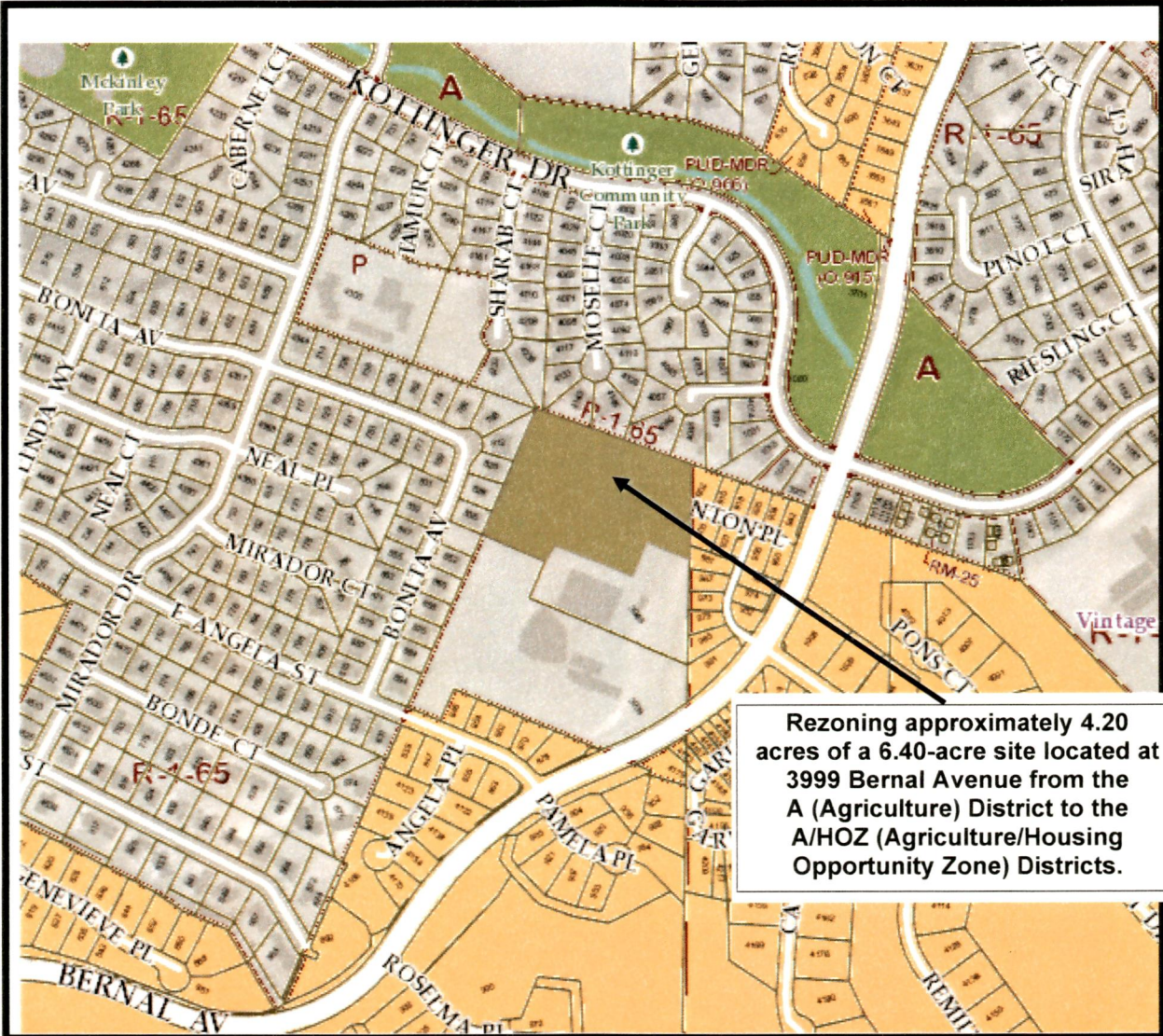
ATTEST:

  
\_\_\_\_\_  
Jocelyn Kwong, City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Daniel G. Sodergren, City Attorney

EXHIBIT A



Rezoning approximately 4.20 acres of a 6.40-acre site located at 3999 Bernal Avenue from the A (Agriculture) District to the A/HOZ (Agriculture/Housing Opportunity Zone) Districts.

**CITY OF PLEASANTON  
PLANNING DIVISION**

**Ordinance No. 2266  
Zoning Unit Map No.**

**DRAWN BY:**  
E.Luchini

**APPROVED BY:**

**DATE:**  
December 5, 2023

**SCALE:**  
1" = 600'

**SEC. NO.:**  
P23-0608