

**ORDINANCE NO. 2007- 06**

**AN ORDINANCE OF THE CITY COUNCIL  
OF THE CITY OF SAN JUAN BAUTISTA  
RESCINDING ARTICLE 4 (CONTROL AND REGULATION OF MOVING  
OF HOUSES) OF CHAPTER 10-1 (BUILDINGS) OF TITLE 10  
(BUILDINGS AND SUBDIVISIONS) OF THE MUNICIPAL CODE**

**WHEREAS**, the City Council desires to conform with state law (Section 18214 of the Health and Safety Code) allowing mobile home parks as a permitted land use on all land planned and zoned for residential land use as designated by the General Plan; and

**WHEREAS**, the City Council acknowledges that mobile home parks contain structures commonly known as “pre-fabricated” homes, “manufactured” homes, and “mobile homes”, and that these structures are typically constructed outside of City limits; and

**WHEREAS**, the City Council acknowledges that Article 4 (Control and Regulation of Moving of Houses) of Chapter 10-1 (Buildings) of Title 10 (Buildings and Subdivisions) of the San Juan Bautista Municipal Code prohibits the moving into San Juan Bautista of any building which has been constructed outside City limits, contrary to state law and Chapter 10-5 (Mobile Homes) of the San Juan Bautista Municipal Code allowing mobile home and trailer parks; and

**WHEREAS**, this Council has determined that action taken by this ordinance is exempt from CEQA as the action taken here has no possibility of having a significant effect on the environment. (CEQA Guidelines, Section 15601(b)(3))

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SAN JUAN BAUTISTA HEREBY RESOLVES AS FOLLOWS:**

**SECTION 1.** Article 4 of Chapter 10-1 of Title 10 of the San Juan Bautista Municipal Code hereby is rescinded.

**SECTION 2. Severability.** This ordinance is hereby declared to be severable. Should any section of this ordinance be declared by a court to be unconstitutional or invalid, such decision shall not affect the validity of the ordinance as a whole, or any portion thereof other than the part declared unconstitutional or invalid.

**SECTION 3. Effective Date.** This ordinance shall go into effect thirty (30) days after the date of its adoption.

**THE FOREGOING ORDINANCE** was first read at a regular meeting of the San Juan Bautista City Council on the 16<sup>th</sup> day of January, 2007, and was adopted at a regular meeting of the San Juan Bautista City Council on the 20<sup>th</sup> day of February, 2007, by the following vote:

**AYES:** Hill, Paradice, Edge, Laverone

**NOES:** None

**ABSENT:** Dias

**ABSTAIN:** None

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**Priscilla Hill, Mayor**

**ATTEST:**

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**Trish Paetz, Deputy City Clerk**

**APPROVED AS TO FORM:**

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**George Thacher, City Attorney**