

OAKLAND CITY COUNCIL

INTRODUCED BY COUNCILMEMBER \_\_\_\_\_

**77884**

RESOLUTION NO. \_\_\_\_\_ C. M. S.



FILED  
OFFICE OF THE CITY CLERK  
OAKLAND

2003 MAY 15 PM 4:36

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**RESOLUTION REGARDING THE STATUS OF THE ZONING CODE UPDATE PROJECT AND CONSIDERATION OF ALTERNATIVE STRATEGIES FOR COMPLETING THE PROJECT**

**WHEREAS**, the Land Use and Transportation Element (LUTE) of the General Plan was adopted on March 24, 1998, and

**WHEREAS**, staff was directed to prepare a comprehensive rewrite of the entire Zoning Code and to prepare new Citywide zoning maps, and

**WHEREAS**, the City Council adopted Ordinance No. 12054 C.M.S. setting forth the procedure to follow when there are land use conflicts between the existing zoning and the new General Plan, and

**WHEREAS**, the City Planning Commission adopted the *Guidelines for Determining Project Conformity with the General Plan and Zoning Regulations* for a three year period in anticipation of the completion of the Zoning Code update, and

**WHEREAS**, in 1999 the consultant team of Dyett and Bhatia, Thomas Cooke, Kahn & Mortimer, Tom Doctor, and Barry Miller was selected to prepare a comprehensive review of the Zoning Code. An Administrative Draft of the Zoning Code was presented to staff in October 2000, and

**WHEREAS**, staff has been working with the Zoning Update Committee on the Industrial, Business Mix, Housing and Business Mix, and Commercial zones, as well as beginning the review of Residential zones, and

**WHEREAS**, the mapping consultant has prepared a draft Citywide zoning map which is currently be converted to a digital format, and

**WHEREAS**, it is recognized that the Zoning Code Update project is taking much longer than originally anticipated and with reduced staffing and budget constraints it is not likely that staff can complete a re-write of the Zoning Code in a reasonable amount of time, and

**WHEREAS**, staff considered several alternative approaches to finishing the project more quickly, and

**WHEREAS**, it was decided that the best approach was to scale back the project and complete the update of the Zoning Code with existing resources, and

**WHEREAS**, the City Council has previously extended the Interim Controls and is being requested to extend them again until December 31, 2005, and

**BE IT RESOLVED**, that the existing Zoning Code will be updated as needed over time, that most of the existing Zoning Districts will remain, and that the draft Citywide zoning map will only be amended in areas where the General Plan and Zoning do not agree.

Section 1. Staff will use the existing Zoning Code and re-write sections over time, as needed, and

Section 2. Staff will write new zoning districts for those General Plan categories where there are no corresponding zoning districts, such as Housing and Business Mix, and

Section 3. The Citywide zoning map will be updated using existing zoning districts and only in those areas where the General Plan and Zoning are not consistent, and

Section 4. When the Citywide zoning map is completed, staff will hold public meetings in each of the City Council districts to discuss the proposed map changes, and

Section 5. It is estimated that this process will take 18 to 24 months to complete.

JUN 17 2003

IN COUNCIL, OAKLAND, CALIFORNIA, \_\_\_\_\_ 2003


**PASSED BY THE FOLLOWING VOTE:**

AYES- BROOKS, ~~BRUNNER~~, CHANG, NADEL, QUAN, REID, WAN, AND PRESIDENT DE LA FUENTE - 7

NOES- 0

ABSENT- Brunner - 1

ABSTENTION- 0

ATTEST:   
CEDA FLOYD  
City Clerk and Clerk of the Council  
of the City of Oakland, California