

ORDINANCE NO. 1454

AN ORDINANCE PROVIDING FOR THE REZONING OF CERTAIN PROPERTY WITHIN THE CITY OF WALNUT CREEK BY ADDING AN OVERLAY ZONE TO THE SOUTHERN PACIFIC R.R. RIGHT OF WAY BETWEEN RUDGEAR ROAD AND WHICH IS ZONED R-10, R-20 (SINGLE FAMILY RESIDENTIAL), M-1, M-2, M-3, M-H (MULTIPLE FAMILY RESIDENTIAL), P-R (PEDESTRIAN RETAIL), R-O (RETAIL AND OFFICE), O-C (OFFICE COMMERCIAL), AND P-D-C (CORE AREA PLANNED DEVELOPMENT), AND AMENDING THE WALNUT CREEK MUNICIPAL CODE ACCORDINGLY (OVERLAY ZONE 5)

* Walden Road

The City Council of the City of Walnut Creek does ordain as follows:

Section 1. The real property shown on the map marked Exhibit A, attached hereto and made a part hereof, is hereby rezoned by adding an Overlay Zone to the Southern Pacific R.R. Right of Way between Rudgear Road and which is zoned R-10, R-20 (Single Family Residential), M-1, M-2, M-3, M-H (Multiple Family Residential), P-R (Pedestrian-Retail), R-O (Retail and Office), O-C (Office Commercial), and P-D-C (Core Area Planned development), subject to the provisions of Chapter 10, Articles 5, 7, 31, 32, 33, 34 and 36 of the Walnut Creek Municipal Code applicable to the R-10, R-20, M-1, M-2, M-3, M-H, P-R, R-O, O-C and P-D-C zoning districts, and subject to the following conditions, and the Municipal Code is hereby amended accordingly:

1. No private development may be established or granted on the real property shown on the map attached hereto, marked Exhibit A, and by reference incorporated herein, unless a conditional use permit is first obtained pursuant to the appropriate provisions of Sec. 10 2.

2216 of the Walnut Creek Municipal Code.

2. The long range goal of the City is for an open space easement to be established along the entire length of the real property shown on the attached Exhibit A. The desirable width of the easement would be 40 feet, except in the areas where public projects are developed for the public necessity, convenience and general welfare. In those cases the width may vary as appropriate.

Section 2. The Community Development Director is hereby authorized to amend the zoning map of the Walnut Creek Municipal Code accordingly.

Section 3. This ordinance shall become effective thirty (30) days after the date of its final passage and adoption.

PASSED AND ADOPTED by the City Council of the City of Walnut Creek at a regular meeting thereof held on the 4th day of December, 1979 by the following called vote:

AYES: Councilmen: Kovar, Martin, Armstrong, Hazard, Mayor Hildebrand

NOES: Councilmen: None

ABSENT: Councilmen: None
/s/ Richard D. Hildebrand
Mayor of the
City of Walnut Creek

ATTEST:
/s/ Mary L. Lucas
City Clerk of the
City of Walnut Creek

I HEREBY CERTIFY that the foregoing ordinance was duly and regularly passed and adopted by the City Council of the City of Walnut Creek, County of Contra Costa, State of California at a regular meeting of said Council held on the 4th day of December, 1979.

/s/ Mary L. Lucas
City Clerk of the
City of Walnut Creek

* Walden Rd.

(over)

OZ-5

EXHIBIT "A"

PROPOSED OVERLAY ZONE (0 - 5)

