

ORDINANCE NO. 24-\_\_\_\_\_

AN ORDINANCE AMENDING THE ZONING MAP AND CHAPTER 10, ARTICLE 1 (ZONING ORDINANCE) OF THE HAYWARD MUNICIPAL CODE TO ESTABLISH AN AFFORDABLE HOUSING OVERLAY DISTRICT TO ALLOW MINISTERIAL DESIGN REVIEW OF NEW RESIDENTIAL DEVELOPMENT SUBJECT TO MINIMUM AFFORDABILITY CRITERIA AND TO REZONE THREE PROPERTIES SUBJECT TO THE OVERLAY DISTRICT

NOW THEREFORE THE CITY COUNCIL OF THE CITY OF HAYWARD DOES ORDAIN AS FOLLOWS:

Section 1. Provisions. The City Council incorporates by reference the findings contained in Resolution 24-\_\_\_ approving the Zoning Map and Zoning Text Amendments to the Hayward Municipal Code as detailed in Exhibits A and B to this Ordinance.

Section 2. Chapter 10, Article 1 Planning, Zoning, and Subdivisions of the Hayward Municipal Code, which establishes development standards and regulations for all zoning districts within City boundaries, is hereby amended to add a new Section 10-1.2650, Streamlined Affordable Housing Overlay District as detailed in attached Exhibit A.

Section 3. The Zoning Map is hereby amended to apply a new Affordable Housing Overlay District to three properties located 548 Claire Street (APN 431-0040-029-00); 28824 Mission Boulevard (APN 078C-0461-006-04); and Fletcher Lane (APN 445 -0001-004-13), as illustrated in the Exhibit B, introduced herewith and as specifically described in this Ordinance.

Section 4. Severance. Should any part of this Ordinance be declared by a final decision by a court or tribunal of competent jurisdiction to be unconstitutional, invalid, or beyond the authority of the City, such decision shall not affect the validity of the remainder of this Ordinance, which shall continue in full force and effect, provided that the remainder of the Ordinance, absent the unexcised portion, can be reasonably interpreted to give effect to the intentions of the City Council.

Section 4. Effective Date. In accordance with the provisions of Section 620 of the City Charter, the Ordinance shall become effective 30 days after the second reading on the Ordinance.

INTRODUCED at a regular meeting of the City Council of the City of Hayward, held the \_\_\_ day of \_\_\_\_\_ 2024, by \_\_\_\_\_.

ADOPTED at a regular meeting of the City Council of the City of Hayward, held the \_\_\_ day of \_\_\_\_\_, by the following votes of members of said City Council.

AYES: COUNCIL MEMBERS:  
MAYOR:

NOES: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

APPROVED: \_\_\_\_\_  
Mayor of the City of Hayward

ATTEST: \_\_\_\_\_  
City Clerk of the City of Hayward

APPROVED AS TO FORM:

\_\_\_\_\_  
City Attorney of the City of Hayward