

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE AMENDING CHAPTER 10, ARTICLE 1 OF THE HAYWARD MUNICIPAL CODE BY REZONING CERTAIN PROPERTY IN CONNECTION WITH ZONE CHANGE APPLICATION NO. 201400648 RELATING TO A RESIDENTIAL DEVELOPMENT AT THE SOUTHWESTERN CORNER OF 2<sup>ND</sup> STREET AND WALPERT STREET

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

Section 1.      Rezoning.

Article 1 of Chapter 10 of the Hayward Municipal Code is hereby amended to rezone the properties located at the southwestern corner of 2<sup>nd</sup> Street and Walpert Street (APNs. 445-0040-011-03; 445-0050-001-11; 445-0050-010-01; 445-0050-019-00; and 445-0050-018-00) from Single-Family, Medium and High Density Residential Districts with a Special Design Overlay (SD-7), and Open Space District to Planned Development District for Ward Creek Cottages.

Section 2.      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 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 the remainder of the ordinance, absent the excised portion, can be reasonable interpreted to give effect to intentions of the City Council.

Section 3.      Effective Date.

This ordinance shall become effective immediately upon adoption.

INTRODUCED at a regular meeting of the City Council of the City of Hayward, held on the 15 day of March, 2016, by Council Member \_\_\_\_\_.

ADOPTED at a regular meeting of the City Council of the City of Hayward held the \_\_\_\_\_ day of \_\_\_\_\_, 2016, by the following votes of members of said City Council.

AYES:              COUNCIL MEMBERS:

NOES:             COUNCIL MEMBERS:

ABSTAIN:        COUNCIL MEMBERS:

ABSENT:          COUNCIL MEMBERS:

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

DATE: \_\_\_\_\_

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

APPROVED AS TO FORM:

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