

PUBLIC NOTICE OF AN INTRODUCTION OF AN ORDINANCE
BY THE CITY COUNCIL OF THE CITY OF HAYWARD

AN ORDINANCE AMENDING CHAPTER 10, ARTICLE 1 (ZONING ORDINANCE) OF THE HAYWARD MUNICIPAL CODE BY REZONING CERTAIN PROPERTY TO PLANNED DEVELOPMENT DISTRICT IN CONNECTION WITH ZONE CHANGE AND VESTING TENTATIVE MAP APPLICATION NO. 201704262 TO ACCOMMODATE EIGHT TOWNHOMES AT 420 SMALLEY AVENUE

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

Section 1. Provisions. Chapter 10 of the Hayward Municipal Code and the Official Zoning Map of the City of Hayward is hereby amended to rezone the property located at 420 Smalley Avenue (Assessor's Parcel Number 431-0008-020-00) from RM, Single Family Residential to PD, Planned Development District, to allow for the condominium subdivision of a 0.47-acre site to accommodate the construction of 8 new attached townhomes with common open space and bioretention areas, as well as related site and frontage improvements, subject to the findings and conditions of approval set forth in the companion Resolution to this Ordinance.

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 reasonably 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 the 13th day of November 2018, by Council Member Mendall.

This ordinance will be considered for adoption at the meeting of the Hayward City Council, to be held on November 27, 2018, at 7:00 p.m., in the Council Chambers, 777 B Street, Hayward, California. The full text of this Ordinance, including the Resolution, is available for examination by the public in the Office of the City Clerk.

Dated: November 23, 2018
Miriam Lens, City Clerk
City of Hayward