

ORDINANCE NO. 2633

AN ORDINANCE OF THE CITY OF CHULA VISTA AMENDING SECTION 19.04.022 AND 19.36.030 OF THE CHULA VISTA MUNICIPAL CODE TO ALLOW MINOR AUTOMOBILE MAINTENANCE AND REPAIR FACILITIES IN THE C-C CENTRAL COMMERCIAL ZONE SUBJECT TO APPROVAL OF A CONDITIONAL USE PERMIT

WHEREAS, the Municipal Code does not presently differentiate between automotive repair and automotive maintenance; and,

WHEREAS, the advent of self-serve gas stations has created a need for automotive maintenance facilities; and,

WHEREAS, the Municipal Code does not permit automotive repair shops (minor) in the C-C zone as a primary use; and,

WHEREAS, Econo Lube 'n' Tune, Inc. has submitted a request to amend the Municipal Code to allow for automotive maintenance facilities in the C-C zone upon issuance of a conditional use permit; and,

WHEREAS, the Planning Commission received and considered the request to initiate an amendment at its meeting of September 28, 1994, and referred the matter to staff for a report and recommendation; and,

WHEREAS, the Environmental Review Coordinator has conducted an Initial Study, IS-95-17, and has determined that there are no potential significant environmental impacts associated with the amendments to the Municipal Code and recommends adoption of the Negative Declaration issued on IS-95-17; and,

WHEREAS, on February 16, 1995, the Resource Conservation Commission voted 4-0 to recommend approval of the Negative Declaration issued on IS-95-17; and,

WHEREAS, on May 10, 1995, the City Planning Commission voted 5-0 to recommend that the City Council adopt the amendments to the Municipal Code in accordance with Resolution PCA-95-04; and,

WHEREAS, the City Clerk set the time and place for a hearing on said amendments to the Municipal Code, and notice of said hearing together with its purpose was given by its publication in a newspaper of general circulation in the City at least 10 days prior to the hearing; and,

WHEREAS, the hearing was held at the time and place as advertised, namely June 13, 1995, in the Council Chambers, 276 Fourth Avenue, before the City Council and said hearing was thereafter closed.

NOW, THEREFORE, the City Council of the City of Chula Vista does hereby find, determine and ordain as follows:

**SECTION I:** That there are no potential significant environmental impacts associated with the amendments and hereby adopts the Negative Declaration issued on IS-95-17.

**SECTION II:** That the public necessity, convenience, general welfare, and good zoning practice justify the amendments, and that the amendments are consistent with the City of Chula Vista General Plan.

**GENERAL III:** That Section 19.04.022 of the Chula Vista Municipal Code is amended to read as follows:

**Sec 19.04.022 Automobile maintenance and repair, minor.**

Minor automobile maintenance and repair means general lubrication services, engine tune-up, and replacement of parts and motor service to passenger cars and trucks not exceeding one and one-half tons capacity, but not including other operations named under "automobile repair, major" or similar thereto as determined by the commission.

**SECTION IV:** That Section 19.36.030 of the Chula Vista Municipal Code is amended to read as follows:

**Sec 19.36.030 Conditional uses.**

Conditional uses in the C-C zone include:

- A. Car washes, subject to the provisions of Section 19.58.060;
- B. Skating rinks, subject to the conditions of Section 19.58.040;
- C. Signs in excess of maximum as established in Section 19.36.040 of this chapter;
- D. Automobile rental and towing service;
- E. Billiard parlors;
- F. Bowling alleys, subject to the provisions of Section 19.58.040;
- G. Social and fraternal organizations (nonprofit), subject to the provisions of Section 19.58.100;
- H. Trailer rentals;
- I. Veterinarian clinic, subject to the provisions of Section 19.58.050;
- J. Unclassified uses, See Chapter 19.54;

- K. Automobile service stations, subject to the provisions of Section 19.58.280; and automobile maintenance and repair (minor);
- L. Cardrooms;
- M. Roofmounted satellite dishes subject to the standard set forth in Section 19.30.040.
- N. Recycling collection centers, subject to the provisions of Section 19.58.340.
- O. Mixed commercial-residential projects, subject to the provisions of Section 19.58.205.

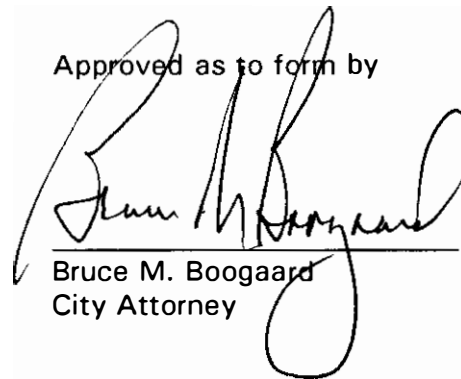
SECTION V: This ordinance shall take effect and be in full force and effect on the thirtieth day from and after its second reading and adoption.

Presented by



Robert A. Leiter  
Director of Planning

Approved as to form by



Bruce M. Boogaard  
City Attorney

PASSED, APPROVED and ADOPTED by the City Council of the City of Chula Vista, California, this 20th day of June, 1995, by the following vote:

AYES: Councilmembers: Alevy, Moot, Padilla, Rindone, Horton

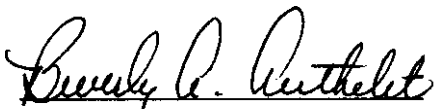
NOES: Councilmembers: None

ABSENT: Councilmembers: None

ABSTAIN: Councilmembers: None

  
\_\_\_\_\_  
Shirley Horton, Mayor

ATTEST:

  
\_\_\_\_\_  
Beverly A. Authelet, City Clerk

STATE OF CALIFORNIA )  
COUNTY OF SAN DIEGO ) ss.  
CITY OF CHULA VISTA )

I, Beverly A. Authelet, City Clerk of the City of Chula Vista, California, do hereby certify that the foregoing Ordinance No. 2633 had its first reading on June 13, 1995, and its second reading and adoption at a regular meeting of said City Council on the 20th day of June, 1995.

Executed this 20th day of June, 1995.

  
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Beverly A. Authelet, City Clerk