

ORDINANCE NO. 964

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LANCASTER, ADDING SECTIONS 17.08.050.A.3.a.3, 17.10.040.G, 17.12.050.A.1.c, 17.12.590.D, AND 17.12.740.A.1.a.3 TO TITLE 17 OF THE LANCASTER MUNICIPAL CODE, TO ALLOW THE USE OF CARGO CONTAINERS FOR THE STORAGE OF PUBLIC EMERGENCY SUPPLIES IN VARIOUS RESIDENTIAL AND COMMERCIAL ZONES, AND THE HOSPITAL ZONE, SUBJECT TO A DIRECTOR'S REVIEW

WHEREAS the City of Lancaster General Plan states that it is the intent of the City to “maintain a level of preparedness to respond to emergency situations, which will save lives, protect property, and facilitate recovery with a minimum of disruption” (Objective 5.1); and, “maintain ongoing coordination and cooperation with participating jurisdictions, and work closely with emergency responders, community partners and residents to engage in comprehensive disaster planning to improve regional capabilities to respond to disaster situations” (Specific Action 5.1.1(c)); and

WHEREAS the City Council further finds and declares that emergency preparedness includes ensuring that adequate emergency supplies are available to emergency responders in appropriate locations throughout the City; and

WHEREAS, the City has been coordinating with the Community Emergency Response Team (CERT) to ensure that emergency supplies are available throughout the City, and CERT members have indicated a need to allow for placement of cargo containers in key locations as the most effective way to ensure that such supplies are available; and

WHEREAS, the City Council hereby finds that modifications are necessary to the City's cargo container ordinance in order to advance the substantial public interest inherent in effective emergency planning, and to balance this interest to the extent possible against potential community aesthetic concerns; and

WHEREAS, the City Council hereby finds that the proposed ordinance will not result in any environmental impacts beyond those disclosed in the final environmental impact report prepared for the City of Lancaster General Plan, and further finds that, pursuant to Section 15162 of the State CEQA Guidelines, no further environmental review is required; and

THE CITY COUNCIL OF THE CITY OF LANCASTER, CALIFORNIA, DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. Title 17 of the Lancaster Municipal Code is hereby amended by adding the following Sections:

Add Section 17.08.050.A.3.a.3) to read as follows:

3) Real property utilized for the placement of cargo containers that are used exclusively for the storage of emergency supplies to be used for the benefit of the public by a recognized governmental agency, such as the Los Angeles County Fire Department, in the event of a disaster or emergency situation. Placement of a cargo container for the storage of private supplies is not included in this exemption. Placement of cargo containers for this purpose shall be approved through a Director's Review.

Add Section 17.10.040.G to read as follows:

G. Cargo containers utilized exclusively for the storage of emergency supplies to be used for the benefit of the public by a recognized governmental agency, such as the Los Angeles County Fire Department, in the event of a disaster or emergency situation, may be approved in the MU zones through a Director's Review. Placement of a cargo container for the storage of private supplies is not allowed.

Add Section 17.12.050.A.1.c to read as follows:

c. Real property utilized for the placement of cargo containers that are used exclusively for the storage of emergency supplies to be used for the benefit of the public by a recognized governmental agency, such as the Los Angeles County Fire Department, in the event of a disaster or emergency situation. Placement of a cargo container for the storage of private supplies is not included in this exemption. Placement of cargo containers for this purpose shall be approved through a Director's Review.

Add Section 17.12.590.D to read as follows:

D. Cargo containers utilized exclusively for the storage of emergency supplies to be used for the benefit of the public by a recognized governmental agency, such as the Los Angeles County Fire Department, in the event of a disaster or emergency situation. Placement of a cargo container for the storage of private supplies is not allowed.

Add Section 17.12.740.A.1.a.3) to read as follows:

3) Real property utilized for the placement of cargo containers that are used exclusively for the storage of emergency supplies to be used for the benefit of the public by a recognized governmental agency, such as the Los Angeles County Fire Department, in the event of a disaster or emergency situation. Placement of a cargo container for the storage of private supplies is not included in this exemption. Placement of cargo containers for this purpose shall be approved through a Director's Review.

Section 2. That the City Council finds that this Ordinance is consistent with the City's adopted General Plan.

Section 3. That the City Clerk shall certify to the passage of this Ordinance and will see that it is published and posted in the manner required by law.

I, Geri K. Bryan, CMC, City Clerk of the City of Lancaster, do hereby certify that the foregoing ordinance was regularly introduced and placed upon its first reading on the 10th day of May, 2011, and placed upon its second reading and adoption at a regular meeting of the City Council on the ____ day of _____, 2011, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

APPROVED:

GERI K. BRYAN, CMC
City Clerk
City of Lancaster

R. REX PARRIS
Mayor
City of Lancaster

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) ss
CITY OF LANCASTER)

CERTIFICATION OF ORDINANCE
CITY COUNCIL

I, _____, _____ City of Lancaster, California, do hereby certify that this is a true and correct copy of the original Ordinance No. 964, for which the original is on file in my office.

WITNESS MY HAND AND SEAL OF THE CITY OF LANCASTER, on this _____ Day of the _____.

(seal)
