

ORDINANCE NO. 16-03

ORDINANCE AMENDING HAYWARD MUNICIPAL
CODE SECTION 10-1.315: RESIDENTIAL-NATURAL
PRESERVATION DISTRICT, TO REVISE THE
PERMITTED USE TABLE WITH RESPECT TO
HOUSEHOLD PETS AND APIARIES

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

Section 1. The City Council incorporates by reference the findings contained in Resolution No. 16-002 approving the text changes requested in Text Amendment Application 201505957.

Section 2. Zoning Ordinance Section 10-1.315, which establishes the permitted uses for the Single-Family Residential District, is hereby amended to add certain text as indicated by underline red text in attached Exhibit A, related to implementing revisions to the City's Livestock Regulations.

Section 3. 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. In accordance with the provisions of Section 620 of the City Charter, this ordinance shall become effective immediately upon adoption.

INTRODUCED at a special meeting of the City Council of the City of Hayward, held on the 12th day of January 2016, by Council Member Mendall.

ADOPTED at a regular meeting of the City Council of the City of Hayward held the 19th day of January, 2016, by the following votes of members of said City Council.

AYES: COUNCIL MEMBERS: Zermeño, Mendall, Jones, Peixoto, Lamnin, Márquez
MAYOR: Halliday

NOES: COUNCIL MEMBERS: None

ABSTAIN: COUNCIL MEMBERS: None

ABSENT: COUNCIL MEMBERS: None

APPROVED: Barbara Halliday
Mayor of the City of Hayward

DATE: January 22, 2016

ATTEST: William Pava
City Clerk of the City of Hayward

APPROVED AS TO FORM:

Tracie S. Pan
City Attorney of the City of Hayward

EXHIBIT A

SEC. 10-1.315 USES PERMITTED.

a. **Primary Uses.** The following uses, or uses determined to be similar by the Planning Director, are permitted in the RNP District as primary uses.

(1) **Residential Uses.**

(a) Single-family dwelling.

(b) Group home

(6 or fewer residents, excluding staff).

(See definitions)

(2) **Other Uses.**

(a) Day care home.

(State-licensed, less than 24-hour care for children or adults, 14 or fewer persons, excluding staff. See definitions)

(b) Public agency facilities.

(See definitions)

b. **Secondary Uses.** The following uses are permitted as secondary or subordinate uses to the primary uses permitted in the RNP District:

(1) **Residential Uses.**

(a) Attached second dwelling unit.

(Also referred to as a "Granny or in-law unit." See Section 10-1.245n., for criteria)

(2) **Other Uses.**

(a) Accessory buildings and uses.

(See Section 10-1.245a. & b.)

(b) Garage sales.

(4 per year per dwelling. See General Regulations Section 10-1.2735.d.)

(c) Home Occupation.

(See definitions)

(d) Household pets.

(See definitions and Section 10-1.2735)

(e) Apiaries

(See definitions and Section 10-1.2735)

Daily Review

c/o Bay Area News Group-East Bay
22533 Foothill Blvd.
Hayward, CA 94541
800-595-9595

2050945

HAYWARD, CITY OF/CITY CLERK
MIRIAM LENS
777 B ST.
HAYWARD, CA 94541

PROOF OF PUBLICATION
FILE NO. Ordinance Livestock

In the matter of

Daily Review

The Daily Review

I am a citizen of the United States; I am over the age of eighteen years, and not a party to or interested in the above-entitled matter. I am the Legal Advertising Clerk of the printer and publisher of The Daily Review, a newspaper published in the English language in the City of Hayward, County of Alameda, State of California.

I declare that the Daily Review is a newspaper of general circulation as defined by the laws of the State of California as determined by this court's decree, dated March 2, 1950, in the action entitled In the Matter of the Ascertainment and Establishment of the Standing of The Daily Review as a Newspaper of General Circulation, case number 221938. Said decree states that "'The Daily Review' has been established, printed, and published daily in the City of Hayward, County of Alameda, State of California, for one year or more next preceding the date of the filing of said petition; that it is a newspaper published for the dissemination of local and telegraphic news and intelligence of a general character and has a bona fide subscription list of paying subscribers; ... [] [and] THEREFORE, ... 'The Daily Review' is hereby determined and declared to be a newspaper of general circulation [within the meaning of Government Code §§ 6000 et seq.]" Said decree has not been revoked, vacated or set aside.

I declare that the notice, of which the annexed is a printed copy, has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to wit:

01/16/2016

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

Dated: January 18, 2016



Public Notice Advertising Clerk

Legal No. 0005654110

**PUBLIC NOTICE OF AN INTRODUCTION
OF ORDINANCE BY THE CITY COUNCIL OF
THE CITY OF HAYWARD**
ORDINANCE AMENDING HAYWARD MUNICIPAL
CODE SECTION 10-1.215: SINGLE-FAMILY RES-
IDENTIAL, TO REVISE THE PERMITTED USE
TABLE WITH RESPECT TO HOUSEHOLD PETS
AND APIARIES

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

Section 1. The City Council incorporates by reference the findings contained in Resolution No. 16-002 approving the text changes requested in Text Amendment Application 201506957.

Section 2. Zoning Ordinance Section 10-1.215, which establishes the permitted uses for the Single-Family Residential District, is hereby amended to add certain text as indicated by underline red text in attached Exhibit A, related to implementing revisions to the City's Livestock Regulations.

Section 3. 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 unexercised portion, can be reasonably interpreted to give effect to the intentions of the City Council.

Section 4. In accordance with the provisions of Section 620 of the City Charter, this ordinance shall become effective immediately upon adoption.

Introduced at the special meeting of the Hayward City Council held January 12, 2016, the above-entitled Ordinance was introduced by Council Member Mendall.

This Ordinance will be considered for adoption at the regular meeting of the Hayward City Council, to be held on January 19, 2016, at 7:00 p.m. in the Council Chambers, 777 B Street, Hayward, California. The full text of this Ordinance is available for examination by the public in the Office of the City Clerk.

Dated: January 16, 2016
Miriam Lens, City Clerk - City of Hayward

**PUBLIC NOTICE OF AN INTRODUCTION
OF ORDINANCE BY THE CITY COUNCIL OF
THE CITY OF HAYWARD**
ORDINANCE AMENDING HAYWARD MUNICIPAL
CODE SECTION 10-1.315: RESIDENTIAL-NAT-
URAL PRESERVATION DISTRICT, TO REVISE THE
PERMITTED USE TABLE WITH RESPECT TO
HOUSEHOLD PETS AND APIARIES

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

Section 1. The City Council incorporates by reference the findings contained in Resolution No. 16-002 approving the text changes requested in Text Amendment Application 201506957.

Section 2. Zoning Ordinance Section 10-1.315, which establishes the permitted uses for the Single-Family Residential District, is hereby amended to add certain text as indicated by underline red text in attached Exhibit A, related to implementing revisions to the City's Livestock Regulations.

Section 3. 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 unexercised portion, can be reasonably interpreted to give effect to the intentions of the City Council.

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Dated: January 16, 2016
Miriam Lens, City Clerk - City of Hayward

**PUBLIC NOTICE OF AN INTRODUCTION
OF ORDINANCE BY THE CITY COUNCIL OF
THE CITY OF HAYWARD**
ORDINANCE AMENDING HAYWARD MUNICIPAL
CODE SECTION 10-1.2735: GENERAL REGULA-
TIONS, TO REVISE THE STANDARDS FOR THE
KEEPING OF LIVESTOCK AND HOUSEHOLD PETS,
AND TO INCLUDE ADDITIONAL REGULATIONS

FOR THE OPERATION OF APARIES

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

Section 1. The City Council incorporates by reference the findings contained in Resolution No. 16-002 approving the text changes requested in Text Amendment Application 201505957.

Section 2. Zoning Ordinance Section 10-1.2735.e, which establishes regulations which are applicable in all zoning districts for certain uses, is hereby amended to add certain text as indicated by underlined red text in attached Exhibit A, and remove certain text as indicated by strikethrough text in attached Exhibit A, related to revisions to the City's Livestock Regulations.

Section 3. 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.

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Dated: January 16, 2016
Miriam Lens, City Clerk - City of Hayward

PUBLIC NOTICE OF AN INTRODUCTION OF ORDINANCE BY THE CITY COUNCIL OF THE CITY OF HAYWARD
ORDINANCE AMENDING HAYWARD MUNICIPAL CODE SECTION 10-1.3500: DEFINITIONS, TO REVISE DEFINITIONS RELATING TO HOUSEHOLD PETS, LIVESTOCK, AND APARIES

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

Section 1. The City Council incorporates by reference the findings contained in Resolution No. 16-003 approving the text changes requested in Text Amendment Application 201505957.

Section 2. Zoning Ordinance Section 10-1.3500, which establishes definitions of terms in the Zoning Ordinance, is hereby amended to add certain text as indicated by underlined red text in attached Exhibit A, and remove certain text as indicated by strikethrough text in attached Exhibit A, related to revisions to the City's Livestock Regulations.

Section 3. 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.

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Dated: January 16, 2016
Miriam Lens, City Clerk - City of Hayward
DR #5654116; January 16, 2016