

ORDINANCE NO. 549
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LINDSAY AMENDING TITLE 17
OF THE LINDSAY MUNICIPAL CODE TO AUTHORIZE THE CITY COUNCIL TO APPROVE
THE MODIFICATION OF A RECORDED FINAL MAP.

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

ARTICLE 1: Chapter 17 of the Lindsay Municipal Code shall be amended to read as follows:
Chapter 17.20

FINAL MAP

Sections:

- 17.20.010 Filing.
- 17.20.020 Accompanying data required.
- 17.20.030 Size, material and scale.
- 17.20.040 Title.
- 17.20.050 Coordinate system.
- 17.20.060 Subdivision boundary.
- 17.20.070 Dimensions, bearing and curve data.
- 17.20.080 Lots and blocks.
- 17.20.090 Streets.
- 17.20.100 Easements
- 17.20.110 Building setback lines.
- 17.20.120 High water line.
- 17.20.130 Monuments.
- 17.20.140 Certificates, acknowledgments and descriptions.
- 17.20.150 Public improvement agreement.
- 17.20.160 Improvement security.
- 17.20.170 Engineer action.
- 17.20.180 Planning director action.
- 17.20.190 City council – Approval.
- 17.20.200 City council – Disapproval.
- 17.20.210 Recordation.
- 17.20.220 Modifying a recorded final map.
- 17.20.230 Fees.

17.20.220 Modifying a recorded final map.

The City Council may approve the modification of a recorded final map under the following conditions and directions:

A recorded final map may be modified by a certificate of correction or an amending map, if the City Council finds that there are changes in circumstances that make any or all of the conditions of the map no longer appropriate or necessary and that the modifications do not impose any additional burden on the fee owners of the real property, and if the modifications do not alter any right, title, or interest in the real property reflected on the recorded map, and the City Council finds that the map as modified conforms to Section 66474 of the Subdivision Map Act.

Any modification shall be set for public hearing as provided for in Section 66451.3 of the Subdivision Map Act. The City Council shall confine the hearing to consideration of and action on the proposed modification.

A certificate of correction or amending map shall be prepared by a registered civil engineer or licensed surveyor prior to approval by the City Council and be certified by the city engineer prior to filing at the office of the County Recorder.

17.20.230 Fees.

At the time of filing a final subdivision map, amending map, or certificate of map correction the applicant shall pay such fees as established by resolution of the city council.

Chapter 17.24

PARCEL MAP SUBDIVISION

Sections:

- 17.24.010 Applicability.
- 17.24.020 Tentative parcel map – Filing and fees.
- 17.24.030 Tentative parcel map – Contents.
- 17.24.040 Tentative parcel map – Consideration.
- 17.24.050 Tentative parcel map – Planning commission action.
- 17.24.060 Required conditions and improvements.
- 17.24.070 Appeal.
- 17.24.080 Recording time limit.
- 17.24.090 Final parcel map – Preparation.
- 17.24.100 Final parcel map – Field survey.
- 17.24.110 Final parcel map – Form.
- 17.24.120 Final parcel map – Information contained.
- 17.24.130 Final parcel map – Certificates.
- 17.24.140 Final parcel map – Improvement agreement and security.
- 17.24.150 Final parcel map – Recording.
- 17.24.160 Final parcel map, recorded – Modification of.
- 17.24.170 Lot line adjustment
- 17.24.180 Merger and reversion to acreage.

17.24.160 Final parcel map, recorded – Modification of.

The City Council may approve the modification of a recorded final parcel map under the following conditions and directions:

A recorded final parcel map may be modified by a certificate of correction or an amending map, if the City Council finds that there are changes in circumstances that make any or all of the conditions of the map no longer appropriate or necessary and that the modifications do not impose any additional burden on the fee owners of the real property, and if the modifications do not alter any right, title, or interest in the real property reflected on the recorded map, and the City Council finds that the map as modified conforms to Section 66474 of the Subdivision Map Act.

Any modification shall be set for public hearing as provided for in Section 66451.3 of the Subdivision Map Act. The City Council shall confine the hearing to consideration of and action on the proposed modification.

A certificate of correction or amending map shall be prepared by a registered civil engineer or licensed surveyor prior to approval by the City Council and be certified by the city engineer prior to filing at the office of the County Recorder.

17.24.170 Lot line adjustment.

A lot line adjustment between two or more adjacent parcels, where the land taken from one parcel is added to an adjacent parcel, and where a greater number of parcels than originally existed is not thereby created, may be approved by the city engineer and planning director or their authorized representatives, with" the filing of a final parcel map and necessary information required by the city engineer and planning director. Applications for lot line adjustments shall be filed with the planning director and shall be in the form and contain the information required by the city engineer and planning director. A lot line adjustment shall not be approved unless the diminished parcel and any structures or parking spaces located thereon will comply with area, width, frontage and yard requirements of the zone in which the parcel is located. The lot line adjustment shall not be complete until a final parcel map is recorded with the office of the county recorder.

17.24.180 Merger and reversion to acreage.

Subdivided real property may be merged or reverted to acreage pursuant to provisions of Chapter 6, Article 1 of the Subdivision Map Act.

ARTICLE 2: The City Council declares that this ordinance directing an amendment to the Municipal Code is not a project pursuant to Section 15378 (b) (2) of the California Environmental Quality Act (CEQA) Guidelines because the activity concerns general policy and procedure making and the activity does not result in a physical change to the environment.

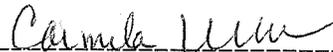
ARTICLE 3: This Ordinance shall be in full force and effect on and after the 30th day after its adoption by the City Council. Within 15 days of its adoption by the City Council, this Ordinance shall be published in full text or in summary in a newspaper of general circulation in the City of Lindsay.

The foregoing ordinance, read by title only with waiving of the reading in full was introduced at a regularly scheduled meeting on the 12th day of May, 2015.

PASSED, APPROVED AND ADOPTED at a regular meeting of the City Council held on the 26th day of May, 2015.

ATTEST:

CITY COUNCIL OF THE CITY OF LINDSAY



Carmela Wilson, City Clerk



Ramona Villarreal-Padilla, Mayor

CITY OF LINDSAY)
STATE OF CALIFORNIA)
COUNTY OF TULARE)

CITY CLERK CERTIFICATION

I, Carmela Wilson, City Clerk of the City of Lindsay, do hereby certify that the foregoing is a full, true and correct copy of Ordinance No. 549 introduced at a regular meeting of the City Council of the City of Lindsay held on the 12th day of May, 2015, and ADOPTED by the Lindsay city Council on the 26th day of May, 2015 upon motion by KIMBALL second of SALINAS by the following vote, as the same appears of record and on file in my office:

AYES: KIMBALL, SALINAS, MECUM, SANCHEZ, PADILLA.
NOES: None.
ABSTAIN: None.
ABSENT: None.

WITNESS my hand and Corporate City Seal of Lindsay this 26th day of May, 2015.

OFFICE OF THE CITY CLERK OF LINDSAY


Carmela Wilson, City Clerk

ORDINANCE NO. 549

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The foregoing ordinance, read by title only with waiving of the reading in full was introduced at a regularly scheduled meeting on the 12th day of May, 2015.

APPROVED at a regular meeting of the City Council held on the 12th day of May, 2015.

ATTEST:

CITY COUNCIL OF THE CITY OF LINDSAY



Carmela Wilson, City Clerk



Ramona Villarreal-Padilla, Mayor

CITY OF LINDSAY)
STATE OF CALIFORNIA) CITY CLERK CERTIFICATION
COUNTY OF TULARE)

I, Carmela Wilson, City Clerk of the City of Lindsay, do hereby certify that the foregoing is a full, true and correct copy of Ordinance No. 549 introduced at a regular meeting of the City Council of the City of Lindsay held on the 12th day of May, 2015 upon motion by KIMBALL, second of SALINAS, by the following vote, as the same appears of record and on file in my office:

AYES: KIMBALL, SALINAS, SANCHEZ, PADILLA.
NOES: None.
ABSTAIN: None.
ABSENT: MECUM.

WITNESS my hand and Corporate City Seal of Lindsay this 12th day of May, 2015.

OFFICE OF THE CITY CLERK OF LINDSAY



Carmela Wilson, City Clerk