

DRAFT ORDINANCE

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF LOS GATOS
AMENDING THE ZONING FROM C-1 (NEIGHBORHOOD COMMERCIAL)
TO RD (RESIDENTIAL DUPLEX) FOR PROPERTIES LOCATED AT
15025, 15026, 15039, 15040, 15053, 15054,
15066, 15067, 15080, AND 15081 DOWNING OAK COURT**

ZONING CODE AMENDMENT APPLICATION Z-24-002

APPLICANT: TOWN OF LOS GATOS

WHEREAS, the existing C-1 zoning is inconsistent with the General Plan land use designation for these properties; and

WHEREAS, Government Code Section 65860 requires that zoning be consistent with General Plan land use designations; and

WHEREAS, residential uses are currently located on these properties.

WHEREAS, the Planning Commission at its meeting on February 14, 2024, reviewed the proposed zone change, held a public hearing, and forwarded a recommendation of approval to the Town Council; and

WHEREAS, this matter was regularly noticed in conformance with State and Town law and came before the Town Council for public hearing on March 19, 2024; and

WHEREAS, on March 19, 2024, the Town Council accepted the report of the Planning Commission's recommendation of approval for the proposed zone change, held a public hearing, and voted to introduce the Ordinance.

WHEREAS, this matter was regularly noticed in conformance with State and Town law and came before the Town Council for public hearing on April 2, 2024.

NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of Los Gatos as follows:

1. The Zoning Map of the Town of Los Gatos is hereby amended to change the zoning of the properties at 15025, 15026, 15039, 15040, 15053, 15054, 15066, 15067, 15080, and 15081 Downing Oak Court (Santa Clara County Assessor Parcel Numbers 523-41-024, -033, -025, -032, -026, -031, -030, -027, -029, and -028 respectively) as shown on the map attached hereto as Exhibit A, and is part of this Ordinance, from C-1 (Neighborhood Commercial) to RD (Residential Duplex).

2. This Ordinance was introduced at a regular meeting of the Town Council of the Town of Los Gatos on the 19th day of March 2024, and adopted by the following vote as an ordinance of the Town of Los Gatos at a regular meeting of the Town Council of the Town of Los Gatos on the 2nd day of April 2024.
3. This ordinance takes effect 30 days after it is adopted.
4. In lieu of publication of the full text of the ordinance within fifteen (15) days after its passage a summary of the ordinance may be published at least five (5) days prior to and fifteen (15) days after adoption by the Town Council and a certified copy shall be posted in the office of the Town Clerk, pursuant to GC 36933(c)(1).
5. The proposed zone change is exempt pursuant to CEQA, Section 15061(b)(3), because it can be seen with certainty that it will not significantly affect the physical environment in that it aligns the regulations with existing land use no additional development is proposed at this time.
6. The proposed zone change is consistent with the General Plan and its elements in that the proposed zoning is consistent with the existing General Plan land use designation.

COUNCIL MEMBERS:

AYES:

NAYS:

ABSENT:

ABSTAIN:

SIGNED:

MAYOR OF THE TOWN OF LOS GATOS
LOS GATOS, CALIFORNIA

DATE: _____

ATTEST:

TOWN CLERK OF THE TOWN OF LOS GATOS
LOS GATOS, CALIFORNIA

DATE: _____