

CITY OF MOUNTAIN VIEW
ORDINANCE NO.
SERIES 2016

AN ORDINANCE AMENDING SECTION 36.34.30 OF THE MOUNTAIN VIEW CITY
CODE TO UPDATE THE CITY OF MOUNTAIN VIEW WATER CONSERVATION IN
LANDSCAPING REGULATIONS

THE CITY COUNCIL OF THE CITY OF MOUNTAIN VIEW DOES HEREBY
ORDAIN AS FOLLOWS:

Section 1. Council Findings. The City Council finds and determines the following Zoning Text Amendment is consistent with the General Plan of the City of Mountain View based upon the following findings made pursuant to Section 36.52.60 of the City Code:

a. The Zoning Text Amendment is consistent with the General Plan because it furthers the City's water conservation efforts per Goal INC-5 (water conservation) and Policy INC-5.5 (landscape efficiency); and

b. The Zoning Text Amendment would not be detrimental to the public interest, health, safety, convenience, or welfare of the City as it is necessary to help manage and protect the City of Mountain View's potable water supply in the short and long term and to avoid or minimize the effects of drought and shortage within the City; and

c. The Zoning Text Amendment is internally consistent with Chapter 36 of the Mountain View Municipal Code; and

d. The Zoning Text Amendment is in compliance with the provisions of the California Environmental Quality Act (CEQA) because the proposed amendment is categorically exempt under the CEQA pursuant to Section 15307 ("Actions by Regulatory Agencies for the Protection of Natural Resources").

Section 2. Section 36.34.30 of Chapter 36 of the Mountain View City Code is hereby amended to read as follows:

"SEC. 36.34.30 – Water conservation in landscaping regulations.

The water conservation in landscaping regulations supplement the requirements of this article by providing detailed requirements for landscaping and irrigation systems for select new and rehabilitated landscape areas and are

incorporated herein by reference. These regulations further the city's current water conservation efforts, reduce future water demands and comply with state water conservation requirements. New and/or rehabilitated landscaping shall comply with the provisions of the water conservation in landscaping regulations.

Standards stated in this article that are not specified in the water conservation in landscaping regulations shall remain applicable. In the case of conflict between the water conservation in landscaping regulations and the requirements of this article, the water conservation in landscaping regulations shall govern."

Section 3. The provisions of this ordinance shall be effective thirty (30) days from and after the date of its adoption.

Section 4. If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason held to be unconstitutional, such decision shall not affect the validity of the other remaining portions of this ordinance. The City Council hereby declares that it would have passed this ordinance and each section, subsection, sentence, clause, or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared unconstitutional.

Section 5. Pursuant to Section 522 of the Mountain View City Charter, it is ordered that copies of the foregoing proposed ordinance be posted at least two (2) days prior to its adoption in three (3) prominent places in the City and that a single publication be made to the official newspaper of the City of a notice setting forth the title of the ordinance, the date of its introduction, and a list of the places where copies of the proposed ordinance are posted.

CB/3/ORD
891-01-26-16o-E