

AN ORDINANCE REPEALING SECTION 4-7.402 OF ARTICLE 4 OF CHAPTER 7 OF TITLE IV OF THE MODESTO MUNICIPAL CODE RELATING TO LIMITED HOURS FOR PEDDLERS.

The Council of the City of Modesto does ordain as follows:

SECTION 1. REPEALS. Section 4-7.402 of Article 4 of Chapter 7 of Title IV of the Modesto Municipal Code is hereby repealed.

SECTION 2. EFFECTIVE DATE. This ordinance shall go into effect and be in full force and operation from and after thirty (30) days after its final passage and adoption.

SECTION 3. PUBLICATION. At least two (2) days prior to its final adoption, copies of this ordinance shall be posted in at least three (3) prominent and distinct locations in the City; and a notice shall be published once in The Modesto Bee, the official newspaper of the City of Modesto, setting forth the title of this ordinance, the date of its introduction and the places where this ordinance is posted.

The foregoing ordinance was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of January, 1984, by Councilmember Sutton, who moved its introduction and passage to print, which motion being duly seconded by Councilmember Bright, was upon roll call carried and ordered printed and published by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

APPROVED: *Peggy Mensinger*
PEGGY MENSINGER, Mayor

ATTEST:

By *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

Ord. No. 2235-C.S.

FINAL ADOPTION CLAUSE

The foregoing ordinance, having been published as required by the Charter of the City of Modesto, and coming on for final consideration at the regular meeting of the Council of the City of Modesto held on the 17th day of January, 1984, Councilmember Whiteside moved its final adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the ordinance adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

APPROVED


MAYOR PEGGY MENSINGER

ATTEST:


NORRINE COYLE, City Clerk

EFFECTIVE DATE: February 16, 1984

ORDINANCE NO. 2236 -C.S.

AN ORDINANCE AMENDING SECTION MAP 10-3-9 OF
THE ZONING MAP OF THE CITY OF MODESTO, RECLASSIFYING
CERTAIN PROPERTY LOCATED THEREON. (MUIR TRAIL GIRL SCOUT
COUNCIL)

The Council of the City of Modesto does ordain as follows:

SECTION 1. ZONING CHANGE. Section 10-3-9 of the Zoning
Map is hereby amended to reclassify the following described property
from Medium Density Residential Zone, R-2 to
Planned-Development Zone, P-D (347) :

All that certain real property situate in a portion of the Southwest quarter of the Northwest quarter of Section 10, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, in the City of Modesto, County of Stanislaus, State of California, described as follows:

Beginning at a point as established by the intersection of the center lines of Sylvan Meadows Drive and Forest Glenn Drive as shown on the official map of Sylvan Meadows East No. 5 filed in the office of the Recorder of Stanislaus County, California, on October 28, 1976, in Volume 26 of Maps, page 40; thence from said point and along the center line of Forest Glenn Drive, South 85° 33' 01" East, 80.02 feet to the beginning of a curve concave to the northeast having a radius of 500 feet and a central angle of 12° 54' 50"; thence along said curve and centerline of Forest Glenn Drive 112.69 feet to the end of said curve; thence continuing along said center line South 48° 27' 51" east, 136.00± feet to the intersection with the northeasterly prolongation of the southeastern line of Lot 4 in Block 12572 as shown on said map of Sylvan Meadows East No. 5; thence leaving the center line of Forest Glenn Drive and along said prolongation and southern line of Lot 4 South 41° 32' 09" west, 140.38 feet to the south corner of said Lot 4 and the western boundary of Sylvan Meadows East No. 5 Subdivision; thence North 48° 29' 26" west along said western boundary 266.11 feet to the eastern corner of Lot A as shown on said map of Sylvan Meadows East No. 5; thence along the southeastern line of Lot A and its southwestern prolongation south 41° 34' 34" West 192.57 feet to a point of intersection with the centerline of Haig Way; thence along said centerline on a curve concave to the west having a radius of 250 feet and a central angle of 58° 52' 37", 256.90 feet to the centerline of Sylvan Meadows Drive; thence along the centerline of Sylvan Meadows Drive, on a curve concave to the north having a radius of 500 feet, 162.43 feet to the point of beginning.

SECTION 2. USES. The following uses shall be permitted in said P-D(347) Zone subject to securing approval of the Secretary of the Planning Commission if the plan for construction conforms in principle to the approved plan, as required by Section 10-2.2704 of the Modesto Municipal Code, or by the Planning Commission if any changes not conforming in principle to the approved plan are proposed, as required by Section 10-2.2708(b) of the Modesto Municipal Code.

Muir Trail Girl Scout Council Program Service Center
Off-Street parking as shown on the approved plan.

SECTION 3. ZONING MAP. Section Map 10-3-9 of the Zoning Map of the City of Modesto is amended to appear as set forth on the map attached hereto, which is hereby made a part of this ordinance by reference.

SECTION 4. EFFECTIVE DATE. This ordinance shall go into effect and be in full force and operation from and after thirty (30) days after its final passage and adoption.

SECTION 5. PUBLICATION. At least two (2) days prior to its final adoption, copies of this ordinance shall be posted in at least three (3) prominent and distinct locations in the City; and a notice shall be published once in The Modesto Bee, the official newspaper of the City of Modesto, setting forth the title of this ordinance, the date of its introduction and the places where this ordinance is posted.

Ordinance 2235 C.S.
Exhibit A – Map

Oversized map folded and bound within Ordinance Book. Unable to
remove safely for scanning.

Ord. No. 2236-C.S.

FINAL ADOPTION CLAUSE

The foregoing ordinance, having been published as required by the Charter of the City of Modesto, and coming on for final consideration at the regular meeting of the Council of the City of Modesto held on the 24th day of January, 1984, Councilmember Muratore moved its final adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the ordinance adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton,
Acting Mayor Bright

NOES: Councilmembers: None

ABSENT: Councilmembers: Whiteside, Mayor Mensinger

APPROVED

Thomas A. Bright
ACTING MAYOR THOMAS A. BRIGHT

ATTEST: Morrine Coyle
MORRINE COYLE, City Clerk

EFFECTIVE DATE: February 23, 1984

ORDINANCE NO. 2237 -C.S.

AN ORDINANCE AMENDING SECTIONS 9-1.01, 9-1.08, 9-1.11, 9-1.14, 9-1.16, 9-1.17 OF CHAPTER 1 OF TITLE IX OF THE MODESTO MUNICIPAL CODE AND REPEALING SECTION 9-1.13 THERETO RELATING TO THE BUILDING CODE.

The Council of the City of Modesto does ordain as follows:

SECTION 1. AMENDMENT OF CODE. Sections 9-1.01, 9-1.08, 9-1.11, 9-1.14, 9-1.16, and 9-1.17 of Chapter 1 of Title IX of the Modesto Municipal Code are hereby amended to read as follows:

SEC. 9-1.01. ADOPTION BY REFERENCE OF "UNIFORM BUILDING CODE".

That certain document, three (3) copies of which are on file in the office of the City Clerk, being marked and designated as "Uniform Building Code, 1982 Edition", published by the International Conference of Building Officials, together with Appendix Chapters 7, 11, 23, 32, 38, 49, 55, 57, and 70, and the Uniform Building Code Standards referred to therein, which said Code provides for proper regulations for erecting, constructing, enlarging, altering, repairing, removing, conversions, demolition, occupancy, equipment, use, height, and maintenance of buildings or structures in the City and providing for the issuance of permits and collection of fees therefor, and providing penalties for the violation thereof, as hereinafter amended, deleted and added to, be and the same is hereby adopted by reference as the Building Code of the City of Modesto.

Sec. 9-1.08. FEES.

That subsection (b) of Section 304 of said Building Code be amended to read as follows:

- (b) Plan-Checking Fees. When the valuation of the proposed construction exceeds One Thousand and no/100ths (\$1,000.00) Dollars, and a plan is required to be submitted by section (b) of Section 302, a plan-checking fee shall be paid to the Building Official at the time of submitting plans and specifications for checking.

Said plan-checking fees for buildings of Groups R, Division 3 and M occupancies shall be twenty percent (20%) of the building permit fees. Plan-checking fees for buildings of Group R, Division 3 for which Master Plans are approved shall be ten percent (10%) of the building permit fees. Plan-checking fees for all other buildings shall be sixty-five percent (65%) of the building permit fees as set forth in Table No. 3-A.

Where plans are incomplete, or changed so as to require additional plan checking, an additional plan-check fee shall be charged at a rate shown in Table 3-A.

The Building Official may require that the plan-checking fee be paid at the same time the permit fee is paid.

SEC. 9-1.11. CERTIFICATE OF OCCUPANCY. That subsection (g) be added to Section 307 of said Building Code to read as follows:

- (g) If any building or structure is occupied prior to the issuance of a Certificate of Occupancy or Temporary Certificate of Occupancy as required by subsections a, b, c, d, or f above, the Building Official shall have the authority to request the immediate discontinuance of the electrical service and/or the gas service by the appropriate utility.

SEC. 9-1.14. BUILDING SECURITY.

That Section 1215 be added to said Building Code to read as follows:

Section 1215.

- (a) Every exterior door of a dwelling unit, except sliding glass doors, and every door leading from a garage into a dwelling unit shall be equipped with a self-locking (dead latch) device with a minimum throw of one-half (1/2") inch.
- (b) Every exterior sliding glass door of a dwelling unit shall be so equipped that it can be secured from the inside in such a manner that when so secured it cannot be lifted from the door frames.
- (c) Every window of a dwelling unit shall be so equipped that it can be secured from the inside in such a manner that when so secured it cannot be lifted from the window frame.

SEC. 9-1.16. SPECIAL DOORS.

That subsection (h) of Section 714 of Chapter 7 of the Appendix of said Building Code be amended to read as follows:

- (h) Revolving, sliding and overhead doors shall not be used as required exits. Approved power operated doors may be used for exit purposes.

EXCEPTION: Notwithstanding any other provisions of this Code, roll up and sliding security grills or doors of a type approved by the Building Official and Fire Chief shall be permitted as required exits from a B-2 occupancy into an enclosed, covered mall, provided:

1. That all B-2 occupancies shall have another conforming means of egress. This conforming means of egress shall have panic hardware or shall have no latch or lock and shall have lighted exit signs in locations as required by the Building Official.
2. That all other exits from the mall shall be provided with panic hardware or shall have not latch or lock.
3. That all roll up or sliding security grills or doors shall be provided with a key locking device so as to enable the grill to be locked in the full open position, and shall be so locked during any time that the public is in the B-2 occupancy. A readily visible permanent sign shall be placed adjacent to such locking device stating, "THIS DOOR TO REMAIN LOCKED IN THE FULL OPEN POSITION WHENEVER THE PUBLIC IS IN THIS STORE." The sign shall be in letters not less than one inch high on a contrasting background.
4. That all electrically operated roll up or sliding security grills or doors shall have a manual override within the B-2 occupancy which shall allow easy manual opening of the grill or door. This manual override shall not be locked whenever the public is in the B-2 occupancy. That a readily visible permanent sign shall be placed adjacent to such manual override giving instructions for its use in letters not less than one inch high on a contrasting background.
5. That the roll up or sliding security grill or door shall be installed for the full opening between the B-2 occupancy and the mall except for required structural supports and minor architectural appendages.

The use of this exception may be revoked by the Building Official or the Fire Chief for due cause.

SEC. 9-1.17. SECTIONS TO BE DELETED FROM BUILDING CODE.

That Sections 5101, 5102, 5103, 5104, and 5105 of said Building Code are hereby deleted.

SECTION 2. REPEALS. Section 9-1.13 of Chapter 1 of Title IX of the Modesto Municipal Code is hereby repealed.

SECTION 3. FINDING AND DECLARATION. As required by the Health and Safety Code of the State of California, the Council of the City of Modesto finds and declares that the foregoing additions, modifications and changes to the regulations adopted pursuant to said Health and Safety Code are reasonably necessary because of local conditions in that they adopt the 1982 Edition of the Uniform Building Code in lieu of the 1979 Edition, prescribe local fee schedules, prescribe local procedures to be used in the administration and enforcement of said Code, provide for local interpretations of said Code, make other changes in said Code consistent with local custom and practice as reflected in the prior local building code, and other changes due to local climatic and geographic conditions.

SECTION 4. EFFECTIVE DATE. This ordinance shall go into effect and be in full force and operation from and after thirty (30) days after its final passage and adoption.

SECTION 5. SAVINGS. The provisions of this ordinance shall not affect any proceedings, suit or prosecution heretofore or hereafter commenced under the provisions of the Municipal Code as they existed prior to the effective date of this ordinance. No offense committed and no liability, penalty or forfeiture, either civilly or criminally incurred under the provisions of the Municipal Code as they existed prior to the effective date of this ordinance shall be discharged or affected by the adoption of this ordinance; but prosecution and suits for such offenses, liabilities, penalties or forfeitures shall be instituted or proceeded with in all respects as if this ordinance had not been adopted.

SECTION 6. PUBLICATION. At least two (2) days prior to its final adoption, copies of this ordinance shall be posted in at least three (3)

prominent and distinct locations in the City; and a notice shall be published once in The Modesto Bee, the official newspaper of the City of Modesto, setting forth the title of this ordinance, the date of its introduction and the places where this ordinance is posted.

The foregoing ordinance was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of January, 1984, by Councilmember Whiteside, who moved its introduction and passage to print, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and ordered printed and published by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

APPROVED: *Peggy Mensinger*
PEGGY MENSINGER, Mayor

ATTEST:

By *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

Ord. No. 2237-C.S.

FINAL ADOPTION CLAUSE

The foregoing ordinance, having been published as required by the Charter of the City of Modesto, and coming on for final consideration at the regular meeting of the Council of the City of Modesto held on the 24th day of January, 1984, Councilmember Lang moved its final adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the ordinance adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton, Whiteside, Acting Mayor Bright
NOES: Councilmembers: None
ABSENT: Councilmembers: Mayor Mensinger

APPROVED

Thomas A. Bright
ACTING MAYOR THOMAS A. BRIGHT

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

EFFECTIVE DATE: February 23, 1984

ORDINANCE NO. 2238 -C.S.

AN ORDINANCE AMENDING SECTIONS 9-2.01 AND 9-2.16 OF CHAPTER 2 OF TITLE IX OF THE MODESTO MUNICIPAL CODE, RELATING TO THE PLUMBING CODE.

The Council of the City of Modesto does ordain as follows:

SECTION 1. AMENDMENT OF CODE. Sections 9-2.01 and 9-2.16 of Chapter 2 of Title IX of the Modesto Municipal Code are hereby amended to read as follows:

SEC. 9-2.01. ADOPTION OF UNIFORM PLUMBING CODE. That certain document three (3) copies of which are on file in the office of the City Clerk being marked and designated as the "Uniform Plumbing Code, 1982 Edition," adopted by the International Association of Plumbing and Mechanical Officials, together with Appendices A, B, C, D, G and I thereto, which said Code provides for the protection of the public health and safety, requires a permit for the installation or alteration of plumbing and drainage systems, defines certain terms, establishes minimum regulations for the installation, alteration or repair of plumbing and drainage systems and the inspection thereof, and provides penalties for the violation thereof, as amended, deleted and added to, be and the same is hereby adopted by reference as the Plumbing Code of the City of Modesto.

SEC. 9-2.16. RAINWATER PIPING. That Section 410 be added to said Plumbing Code to read as follows:

Section 410.

- (a) No overflow from a cistern, tank, expansion tank, drip pan or other device shall be directly connected to any soil waste or vent pipe, house drain or house sewer.
- (b) Rainwater from roofs, parking areas, landscaped areas or other approved areas exposed to rainwater may be drained into the public positive storm water drainage system, but shall not drain into any sewer intended for sanitary sewage. A permit shall be procured in all cases to connect rainwater drainage to a positive storm water drainage system. The Director of Engineering Services is authorized to limit the rate of flow of storm water into the public storm water drainage system.

Rainwater from roofs, parking areas, landscaped areas or other approved areas may drain into the public street gutter; provided, that such gutter is paved and runs to a catch basin connected to the public positive storm drain system. The Director of Engineering Services is authorized to limit the rate at which this storm water flows into the public storm drain.

In areas of the City not served by a public, positive storm water drainage system, rainwater from roofs, parking areas, landscaped areas and other approved areas shall be retained on the premise and disposed of on the premises. On premise disposal systems may consist of rock wells, retention basins, or other approved methods that allow the storm drainage to be absorbed into the soil.

- (c) No rainwater from roofs or other rainwater drainages of premises shall discharge upon a public sidewalk. When it is desired to conduct rainwater from a building or premises to a public street gutter, the outside underground piping shall be cast iron soil pipe. Water leaders connecting to such underground drainage piping, which are on the outside of a building wall that abuts on a public thoroughfare shall be constructed of cast iron pipe for a distance of five (5') vertically above grade.
- (d) No sheet metal water leader shall be installed on the inside of a building, inner court or vent shaft. No sheet metal leader shall be directly connected to any drainage system which connects to a public sewer.
- (e) When an existing sheet metal water leader pipe within the walls of a building becomes defective, such water leader shall be replaced with one which conforms to this Code.
- (f) All underground roof and area rainwater drainage piping within the walls of a building shall be cast iron pipe and fittings and all such piping above ground shall be cast iron pipe and fittings or galvanized wrought iron or steel pipe with drainage fittings or approved standards.
- (g) Except the feeding of rain water leader traps as herein required, no water leader or other rain water piping shall be used as a soil, waste or vent pipe nor shall any soil, waste or vent pipe be used as a rainwater leader.
- (h) Rainwater leaders connecting to the storm water drainage system shall be effectively trapped if such water leader opening is within twelve feet (12') of a side or rear property line which does not abut on a public street or

alley, or if such rainwater leader opening is within twelve feet (12') of any door or window or other source of ventilation or fresh air supply to any building. All water leaders may be served by one master trap or each leader may be trapped separately. All water leader traps shall have their seals maintained by an automatic priming device, designed and installed for that purpose. When a rainwater drainage system is served by one trap, such trap shall be provided with a fresh air inlet, not less than four inches (4") in diameter, which shall lead to the outer air and be provided with an approved cowl or grating so installed as to prevent the entrance of soil, stones or other objectionable materials.

- (i) All roof boxes connected to concealed rainwater leaders (if made of light metal) shall be made by means of a lead stub and caulking ferrule which shall be firmly caulked with lead and oakum into said rainwater leader and the other end of lead stub to be firmly soldered to roof box. Cast iron roof drains may be screwed or caulked to their respective rainwater leaders.
- (j) Rainwater from paved or unpaved areas shall not drain into the sanitary sewer system but may drain to the storm water drainage system. All such rainwater shall drain to a sump constructed of concrete with bottom and walls not less than four inches (4") in thickness. All sumps shall be provided with a trap formed by turning down the outlet pipe with a forty-five degree (45°) bend so as to maintain a water seal of not less than twelve inches (12"). No part of such seal shall protrude inside the sump. All sumps shall be not less than eighteen inches (18") wide and eighteen inches (18") long and two feet (2') deep and be provided with suitable grates that may be removed for cleaning purposes.

SECTION 2. FINDINGS AND DECLARATION. As required by the Health and Safety Code of the State of California, the Council of the City of Modesto finds and declares that the foregoing additions, modifications and changes to the regulations adopted pursuant to said Health and Safety Code are reasonably necessary because of local conditions in that they adopt the 1982 Edition of the Uniform Plumbing Code in lieu of the 1979 Edition, prescribe local fee schedules, prescribe local procedures to be used in the administration and

enforcement of said Code, provide for local interpretations of said Code, make other changes in said Code consistent with local custom and practice as reflected in the prior local plumbing code, and other changes due to local climatic and geographic conditions.

SECTION 3. SAVINGS. The provisions of this ordinance shall not affect any proceedings, suit or prosecution heretofore or hereafter commenced under the provisions of the Municipal Code as they existed prior to the effective date of this ordinance. No offense committed and no liability, penalty or forfeiture, either civilly or criminally incurred under the provisions of the Municipal Code as they existed prior to the effective date of this ordinance, shall be discharged or affected by the adoption of this ordinance; but prosecutions and suits for such offenses, liabilities, penalties, or forfeitures shall be instituted or proceeded with in all respects as if this ordinance had not been adopted.

SECTION 4. EFFECTIVE DATE. This ordinance shall go into effect and be in full force and operation from and after thirty (30) days after its final passage and adoption.

SECTION 5. PUBLICATION. At least two (2) days prior to its final adoption, copies of this ordinance shall be posted in at least three (3) prominent and distinct locations in the City; and a notice shall be published once in The Modesto Bee, the official newspaper of the City of Modesto, setting forth the title of this ordinance, the date of its introduction and the places where this ordinance is posted.

The foregoing ordinance was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of January, 1983, by Councilmember Whiteside, who moved its introduction and passage to

print, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and ordered printed and published by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

APPROVED: *Peggy Mensinger*
PEGGY MENSINGER, Mayor

ATTEST:

By *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

Ord. No. 2238-C.S.

FINAL ADOPTION CLAUSE

The foregoing ordinance, having been published as required by the Charter of the City of Modesto, and coming on for final consideration at the regular meeting of the Council of the City of Modesto held on the 24th day of January, 1984, Councilmember Lang moved its final adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the ordinance adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton, Whiteside, Acting Mayor Bright

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

APPROVED

Thomas A. Bright
ACTING MAYOR THOMAS A BRIGHT

ATTEST:

Morrine Coyle
MORRINE COYLE, City Clerk

EFFECTIVE DATE: February 23, 1984

ORDINANCE NO. 2239 -C.S.

AN ORDINANCE AMENDING SECTION 9-7.01 OF CHAPTER 7 OF TITLE IX OF THE MODESTO MUNICIPAL CODE RELATING TO THE MECHANICAL CODE.

The Council of the City of Modesto does ordain as follows:

SECTION 1. AMENDMENT OF CODE. Section 9-7.01 of Chapter 7 of Title IX of the Modesto Municipal Code is hereby amended to read as follows:

SEC. 9-7.01. ADOPTION BY REFERENCE OF "UNIFORM MECHANICAL CODE".

That certain document, three (3) copies of which are on file in the office of the City Clerk, being marked and designated as "Uniform Mechanical Code, 1982 Edition", published by the International Association of Plumbing and Mechanical Officials and the International Conference of Building Officials, together with Appendices A, B, and C thereto, which said Code provides for proper regulations for erecting, installing, altering, repairing, relocating, replacing, adding to, using and maintenance of, any heating, ventilating, comfort cooling or refrigeration systems and incinerators and other miscellaneous heat-producing appliances in the City and providing for the issuance of permits and collection of fees therefor, and providing penalties for the violation thereof, as hereinafter amended, deleted and added to, be and the same is hereby adopted by reference as the Mechanical Code of the City of Modesto.

SECTION 2. FINDING AND DECLARATION. As required by the Health and Safety Code of the State of California, the Council of the City of Modesto finds and declares that the foregoing additions, modifications and changes to the regulations adopted pursuant to said Health and Safety Code are reasonably necessary because of local conditions in that they adopt the 1982 Edition of the Uniform Mechanical Code in lieu of the 1979 Edition, prescribe local fee schedules, prescribe local procedures to be used in the administration and enforcement of said Code, provide for local interpretations of said Code, make other changes in said Code consistent with local custom and practice as reflected in the prior local mechanical code, and other changes due to local climatic and geographic conditions.

SECTION 3. EFFECTIVE DATE. This ordinance shall go into effect and be in full force and operation from and after thirty (30) days after its final passage and adoption.

SECTION 4. SAVINGS. The provisions of this ordinance shall not affect any proceedings, suit or prosecution heretofore or hereafter commenced under the provisions of the Municipal Code as they existed prior to the effective date of this ordinance. No offense committed and no liability, penalty or forfeiture, either civilly or criminally incurred under the provisions of the Municipal Code as they existed prior to the effective date of this ordinance, shall be discharged or affected by the adoption of this ordinance; but prosecutions and suits for such offenses, liabilities, penalties, or forfeitures shall be instituted or proceeded with in all respects as if this ordinance had not been adopted.

SECTION 5. PUBLICATION. At least two (2) days prior to its final adoption, copies of this ordinance shall be posted in at least three (3) prominent and distinct locations in the City; and a notice shall be published once in The Modesto Bee, the official newspaper of the City of Modesto, setting forth the title of this ordinance, the date of its introduction and the places where this ordinance is posted.

The foregoing ordinance was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of January, 1984, by Councilmember Whiteside, who moved its introduction and passage to

print, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and ordered printed and published by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST:

APPROVED: *Peggy Mensinger*
PEGGY MENSINGER, Mayor

By *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

Ord. No. 2239-C.S.

FINAL ADOPTION CLAUSE

The foregoing ordinance, having been published as required by the Charter of the City of Modesto, and coming on for final consideration at the regular meeting of the Council of the City of Modesto held on the 24th day of January, 1984, Councilmember Lang moved its final adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the ordinance adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton, Whiteside, Acting Mayor Bright
NOES: Councilmembers: None
ABSENT: Councilmembers: Mayor Mensinger

APPROVED


ACTING MAYOR THOMAS A. BRIGHT

ATTEST: 
MORRINE COYLE, City Clerk

EFFECTIVE DATE: February 23, 1984

ORDINANCE NO. 2240 -C. S.

AN ORDINANCE AMENDING SECTION 9-9.01 OF CHAPTER 9 OF TITLE IX OF THE MODESTO MUNICIPAL CODE AND ADDING SECTION 9-9.04 THERETO RELATING TO THE HOUSING CODE.

The Council of the City of Modesto does ordain as follows:

SECTION 1. AMENDMENT OF CODE. Section 9-9.01 is hereby added to Chapter 9 of Title IX of the Modesto Municipal Code to read as follows:

SEC. 9-9.01. ADOPTION BY REFERENCE OF "HOUSING CODE".

That certain document, three (3) copies of which are on file in the office of the City Clerk, being marked and designated as "Uniform Housing Code, 1982 Edition", excepting Chapters 8 and 9 thereto, as published by the International Conference of Building Officials, which said Code provides for proper regulations for the alteration, relocation, removing, demolition, sanitation, occupancy, vacation, equipment, use and maintenance of residential buildings within the City, and provides procedures for processing appeals on decisions made by the Building Official, and provides for enforcement of orders, performance of repair or demolition work, and for recovering the costs of repair or demolition, as hereinafter amended, deleted and added to, is hereby adopted by reference as the Housing Code of the City of Modesto.

SECTION 2. AMENDMENT OF CODE. Section 9-9.04 is hereby added to Chapter 9 of Title IX of the Modesto Municipal Code to read as follows:

SEC. 9-9.04. MECHANICAL REGULATION.

That Chapter 7 of said Housing Code be amended to read as follows:

Section 701

- (a) Heating. Every dwelling unit and guest room used or offered for rent or lease shall be provided with heating facilities capable of maintaining a minimum room temperature of 70 degrees F. at a point three feet above the floor in all habitable rooms and when the heating facilities are not under the control of the tenant or occupant the building owner and/or manager shall be required to provide said heat at a minimum temperature of 70 degrees F. 24 hours a day. Such facilities shall be installed and maintained in a safe condition and in accordance with Chapter 37 of the Building Code, the Mechanical Code, and other applicable laws. No unvented fuel burning heaters shall be permitted. All heating devices or appliances shall be of the approved type.

- (b) The provisions of Subsection (a) are subject to the exemption for existing buildings provided in Section 103(a) of the Uniform Housing Code.
- (c) Those buildings and structures which are exempt from the requirements of Subsection (a) shall be provided with heat at a temperature as close to 70 degrees as the existing heating facilities are capable of providing at a point three feet above the floor in all habitable rooms when the heating facilities are not under control of the tenant.
- (d) Electrical Equipment. All electrical equipment, wiring and appliances shall be installed and maintained in a safe manner in accordance with all applicable laws. All electrical equipment shall be of an approved type.

Where there is electrical power available within 300 feet of the premises of any building, such building shall be connected to such electrical power. Every habitable room shall contain at least two supplied electric convenience outlets or one such convenience outlet and one supplied electric light fixture. Every water closet compartment, bathroom, laundry room, furnace room and public hallway shall contain at least one supplied electric light fixture.

- (e) Ventilation. Ventilation for rooms and areas and for fuel-burning appliances shall be provided as required in the Mechanical Code and in this code. Where mechanical ventilation is provided in lieu of the natural ventilation required by Section 504 of this code, such mechanical ventilating system shall be maintained in operation during the occupancy of any building or portion thereof.

SECTION 3. FINDINGS AND DECLARATION. As required by Section 17958.7 of the Health and Safety Code of the State of California, the Council of the City of Modesto finds and declares that the foregoing additions, modifications, and changes to the regulations adopted pursuant to said Health and Safety Code are reasonably necessary because of local conditions in that they adopt the 1982 Edition of the Uniform Housing Code in lieu of the 1979 Edition, prescribe local procedures to be used in the administration and enforcement of said Code, provide for local interpretations of said Code, make other changes

in said Code consistent with local custom and practice as reflected in the prior local Housing Code, and make other changes due to local climatic and geographic conditions.

SECTION 4. SAVINGS. The provisions of this ordinance shall not affect any proceedings, suit or prosecution heretofore or hereafter commenced under the provisions of the Municipal Code as they existed prior to the effective date of this ordinance. No offense committed and no liability, penalty or forfeiture, either civilly or criminally incurred under the provisions of the Municipal Code as they existed prior to the effective date of this ordinance, shall be discharged or affected by the adoption of this ordinance; but prosecutions and suits for such offenses, liabilities, penalties, or forfeitures shall be instituted or proceeded with in all respects as if this ordinance had not been adopted.

SECTION 5. EFFECTIVE DATE. This ordinance shall go into effect and be in full force and operation from and after thirty (30) days after its final passage and adoption.

SECTION 6. PUBLICATION. At least two (2) days prior to its final adoption, copies of this ordinance shall be posted in at least three (3) prominent and distinct locations in the City; and a notice shall be published once in The Modesto Bee, the official newspaper of the City of Modesto, setting forth the title of this ordinance, the date of its introduction and the places where this ordinance is posted.

The foregoing ordinance was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of January, 1984,

by Councilmember Whiteside, who moved its introduction and passage to print, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and ordered printed and published by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

APPROVED: *Peggy Mensinger*
PEGGY MENSINGER, Mayor

ATTEST:

By *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

Ord. No. 2240-C.S.

FINAL ADOPTION CLAUSE

The foregoing ordinance, having been published as required by the Charter of the City of Modesto, and coming on for final consideration at the regular meeting of the Council of the City of Modesto held on the 24th day of January, 1984, Councilmember Lang moved its final adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the ordinance adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton, Whiteside,
Acting Mayor Bright

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

APPROVED


ACTING MAYOR THOMAS A. BRIGHT

ATTEST: 
MORRINE COYLE, City Clerk

EFFECTIVE DATE: February 23, 1984

ORDINANCE NO. 2241 -C.S.

AN ORDINANCE AMENDING SECTIONS 9-3.101 AND 9-3.104 OF ARTICLE 1 OF CHAPTER 3 OF TITLE IX OF THE MODESTO MUNICIPAL CODE AND ADDING ARTICLE 2 TO CHAPTER 3 OF TITLE IX RELATING TO THE ELECTRICAL CODE.

The Council of the City of Modesto does ordain as follows:

SECTION 1. AMENDMENT OF CODE. Sections 9-3.101 and 9-3.104 of Article 1 of Chapter 3 of Title IX of the Modesto Municipal Code are hereby amended to read as follows:

SEC. 9-3.101. ADOPTION BY REFERENCE OF "NATIONAL ELECTRICAL CODE".

That certain document, three (3) copies of which are on file in the office of the City Clerk, being marked and designated as "National Electrical Code 1981 Edition", published by the National Fire Protection Association, which said Code provides for the protection of the public health and safety, provides for the design, construction, installation, alteration, and repair of electrical work, as hereinafter amended, deleted and added to, be and the same is hereby adopted by reference as the Electrical Code of the City of Modesto.

SEC. 9-3.104. VIOLATIONS.

That Article 90-9 be added to said Electrical Code to read as follows:

Article 90-9. It shall be unlawful for any person, firm or corporation to erect, install, alter, repair, relocate, add to, replace, use or maintain electrical systems or parts thereof or cause the same to be done contrary to or in violation of this Code. Maintenance of equipment which was unlawful at the time it was installed and which would be unlawful under this Code, if installed after the effective date of this Code, shall constitute a continuing violation of this Code.

SECTION 2. AMENDMENT OF CODE. Article 2 is hereby added to Chapter 3 of Title IX of the Modesto Municipal Code to read as follows:

ARTICLE 2. TELEVISION ANTENNAS

SEC. 9-3.201. DEFINITIONS.

The following definitions shall apply in the interpretation and enforcement of this article:

- (a) "Antenna": The outdoor portion of the receiving equipment used for receiving or radiating television waves;
- (b) "Mast": That portion of the outside antenna system to which the antenna is attached, and the support or extension required to elevate the antenna to a height deemed necessary for adequate operation, excluding towers;
- (c) "Height": The overall vertical length of the antenna system above the ground, or, if such system be located on a building, then above that part of the level of such building upon which the system rests.

SEC. 9-3.202. TECHNICAL REQUIREMENTS.

It shall be unlawful for any person hereafter to install, repair or maintain, either as owner or as agent, servant or employee of the owner, or as an independent contractor for the owner, or otherwise, any outside television antenna, or to make any additions to, or substitutions for, said antenna, except in accordance with the following rules and regulations:

- (a) Materials. Height. Every mast and antenna hereafter erected shall be of non-combustible and corrosive-resistant material, except that in the case of ground support, a wooden pole may be used when adequately treated with a wood preservative. No mast or antenna hereafter erected shall exceed the maximum height of forty-five (45') feet above a roof support and sixty-five (65') feet above a ground support; provided, however, that in areas where reception is affected by obstruction or ground elevation special permission may be granted by the Chief Building Official upon request to exceed the above specified height limitations.
- (b) Mounting. Every mast and antenna installed on a roof shall be mounted on its own platform or plate covering one (1) or more rafters of the roof. Whenever a plate is used, it shall be of wood at least two (2") inches thick, six (6") inches wide, and eighteen (18") inches long, or of metal one-eighth (1/8") inch thick, six (6") inches wide and twelve (12") inches long.
- (c) Method of Erection. Masts shall be erected by means of the telescope method, and the base of the mast shall be at least one and three-quarters (1 3/4") inches in diameter, and at least three-quarters (3/4") inches in diameter at the top of the mast, except that no rotor shall be mounted on any mast, the top dimension of which is less than one (1") inch in diameter. Masts shall be made of tubing material of a minimum thickness of 16 gauge. Each mast

shall be securely fastened to the building structure by not less than three (3) guy wires as equally separated as is practically possible and guyed every ten (10') feet in height. Guy wires shall be at least twenty (20') gauge, six-strand galvanized cable. The distance that the guy wire shall be fastened from the base of the television mast shall be the ratio of one-third (1/3) of its height; e.g., a forty-five foot mast shall be guyed at least fifteen (15') feet away from mast.

- (d) Wind Load Requirements. Notwithstanding any other provisions of this article, antennas shall be designed and installed to withstand a wind pressure of twenty-five (25) pounds per square foot.
- (e) Anchor Screws. Anchor screws or lead expansion shields must be used in masonry at anchor points of masts and guy wire supports.
- (f) Eye Bolts. All eye bolts shall be galvanized and a minimum of one-quarter (1/4") inch in diameter set one and one-half (1 1/2") inches into wood.
- (g) Public Ways. In no case shall an antenna be installed nearer to the street, sidewalk or any primary power line than the height of the antenna plus ten (10') feet unless approved by the Chief Building Official, and no wires, cables, or guy wires shall cross or extend over any part of any street or sidewalk.
- (h) Safety Wire. Whenever it is necessary to install antennas near primary power lines (2200 volts or over), or where damage would be caused by its falling, a separate safety wire shall be attached to the top of the mast and secured to a separate eye bolt in a direction away from the hazard.
- (i) Fire Protection. No antenna shall be installed in such a manner as to prevent access to any building for fire fighting or fire prevention purposes.
- (j) Grounding. Each mast and tower shall be grounded at its lowest point with wires of at least No. 8 copper, or with other conductors of equivalent carrying capacity. Ground shall be a cold water pipe, if available, or if not, by an approved ground rod driven a minimum of six (6') feet into the ground and fastened with an approved ground connector. Grounding means shall be by approved grounding fittings.

SEC. 9-3.203. RIGHTS, DUTIES AND POWERS OF CHIEF BUILDING OFFICIAL.

- (a) The Chief Building Official, or his authorized assistants, shall be authorized to inspect any television antenna hereafter erected to ascertain if the work has been done in a workmanlike manner and in compliance with this article.
- (b) Nothing contained in this article shall be construed to prevent the City, through a duly authorized Inspector, from inspecting any antenna system in use in the City heretofore or hereafter installed in order to ascertain whether or not the same is reasonably safe to life or property. In case any condition is found which might result in danger to life or property, the Chief Building Official is authorized to give written notice to the owner or operator of such antenna at his last known address, specifying the dangerous condition, indicating the corrective action that must be taken to make the same safe, and requiring the same to be corrected within the time as the Chief Building Official may specify. If such conditions are not corrected within such time, the maintenance thereafter of any such defective installation by the owner or use thereof shall be unlawful.

SEC. 9-3.204. EXISTING ANTENNAS.

Every television antenna erected prior to April 22, 1954 may be maintained and operated in its present location, unless said antenna is so constructed and maintained so as to be unsafe and dangerous as determined by the Chief Building Official in accordance with the provisions of Section 9-3.203. Alterations, additions or substitutions for existing antennas, however, shall be made in accordance with the provisions of this article.

SECTION 3. FINDING AND DECLARATION. As required by the Health and Safety Code of the State of California, the Council of the City of Modesto finds and declares that the foregoing additions, modifications and changes to the regulations adopted pursuant to said Health and Safety Code are reasonably necessary because of local conditions in that they adopt the 1981 Edition of the National Electrical Code in lieu of the 1978 Edition, prescribe local fee schedules, prescribe local procedures to be used in the administration and enforcement of said Code, provide for the clarification and recording of local

interpretation of said Code, and make other changes in said Code consistent with local custom and practice as reflected in the prior local electrical code.

SECTION 4. EFFECTIVE DATE. This ordinance shall go into effect and be in full force and operation from and after thirty (30) days after its final passage and adoption.

SECTION 5. SAVINGS. The provisions of this ordinance shall not affect any proceedings, suit or prosecution heretofore or hereafter commenced under the provisions of the Municipal Code as they existed prior to the effective date of this ordinance. No offense committed and no liability, penalty or forfeiture, either civilly or criminally incurred under the provisions of the Municipal Code as they existed prior to the effective date of this ordinance, shall be discharged or affected by the adoption of this ordinance; but prosecutions and suits for such offenses, liabilities, penalties, or forfeitures shall be instituted or proceeded with in all respects as if this ordinance had not been adopted.

SECTION 6. PUBLICATION. At least two (2) days prior to its final adoption, copies of this ordinance shall be posted in at least three (3) prominent and distinct locations in the City; and a notice shall be published once in The Modesto Bee, the official newspaper of the City of Modesto, setting forth the title of this ordinance, the date of its introduction and the places where this ordinance is posted.

The foregoing ordinance was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of January, 1984, by Councilmember Whiteside, who moved its introduction and passage to

print, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and ordered printed and published by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

APPROVED: *Peggy Mensinger*
PEGGY MENSINGER, Mayor

ATTEST:

By *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

Ord. No. 2241-C.S.

FINAL ADOPTION CLAUSE

The foregoing ordinance, having been published as required by the Charter of the City of Modesto, and coming on for final consideration at the regular meeting of the Council of the City of Modesto held on the 24th day of January, 1984, Councilmember Lang moved its final adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the ordinance adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton, Whiteside, Acting Mayor Bright
NOES: Councilmembers: None
ABSENT: Councilmembers: Mayor Mensinger

APPROVED


ACTING MAYOR THOMAS A. BRIGHT

ATTEST: 
NORRINE COYLE, City Clerk

EFFECTIVE DATE: February 23, 1984

ORDINANCE NO. 2242-C.S.

AN ORDINANCE REPEALING ARTICLE 10 OF CHAPTER 7 OF TITLE IV OF THE MODESTO MUNICIPAL CODE RELATING TO TELEVISION ANTENNAS.

The Council of the City of Modesto does ordain as follows:

SECTION 1. REPEALS. Article 10 of Chapter 7 of Title IV of the Modesto Municipal Code is hereby repealed.

SECTION 2. EFFECTIVE DATE. This ordinance shall go into effect and be in full force and operation from and after thirty (30) days after its final passage and adoption.

SECTION 3. PUBLICATION. At least two (2) days prior to its final adoption, copies of this ordinance shall be posted in at least three (3) prominent and distinct locations in the City; and a notice shall be published once in The Modesto Bee, the official newspaper of the City of Modesto, setting forth the title of this ordinance, the date of its introduction and the places where this ordinance is posted.

The foregoing ordinance was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of January, 1984, by Councilmember Whiteside, who moved its introduction and passage to print, which motion being duly seconded by Councilmember Patterson,

was upon roll call carried and ordered printed and published by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

APPROVED: *Peggy Mensinger*
PEGGY MENSINGER, Mayor

ATTEST:

By *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

Ord. No. 2242-C.S.

FINAL ADOPTION CLAUSE

The foregoing ordinance, having been published as required by the Charter of the City of Modesto, and coming on for final consideration at the regular meeting of the Council of the City of Modesto held on the 24th day of January, 1984, Councilmember Lang moved its final adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the ordinance adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton, Whiteside, Acting Mayor Bright

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

APPROVED

Thomas A. Bright
ACTING MAYOR THOMAS A. BRIGHT

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

EFFECTIVE DATE: February 23, 1984

ORDINANCE NO. 2243 -C.S.

AN ORDINANCE AMENDING SECTION MAP 21-3-9 OF
THE ZONING MAP OF THE CITY OF MODESTO, RECLASSIFYING
CERTAIN PROPERTY LOCATED THEREON. (C. DWAIN CARVER)

The Council of the City of Modesto does ordain as follows:

SECTION 1. ZONING CHANGE. Section 21-3-9 of the Zoning

Map is hereby amended to reclassify the following described property
from Low Density Residential Zone, R-1, to
Planned-Development Zone, P-D (348) :

All that certain real property situate in a portion of the northeast
quarter of the Southeast quarter of Section 21, Township 3 South,
Range 9 East, Mount Diablo Base and Meridian, in the City of Modesto,
County of Stanislaus, State of California, described as follows:

All of Parcel "A" as shown on the official parcel map filed in the office
of the Recorder of Stanislaus County, California, on January 10, 1980,
in Volume 30 of Parcel Maps, Page 6.

Including also all of the northern one-half of 60.00 foot wide East
Fairmont Avenue and the Eastern and Southern one-half of the 20-foot wide
alleys bounding Parcel "A" and all immediately adjacent to the above
described property.

SECTION 2. USES. The following uses shall be permitted in said P-D(348)
Zone subject to securing approval of the Secretary of the Planning Commission if
the plan for construction conforms in principle to the approved plan, as required
by Section 10-2.2704 of the Modesto Municipal Code, or by the Planning Commission
if any changes not conforming in principle to the approved plan are proposed, as
required by Section 10-2.2708(b) of the Modesto Municipal Code.

One story apartment units with off-street parking as shown
on the approved plan

SECTION 3. ZONING MAP. Section Map 21-3-9 of the Zoning Map of the City of Modesto is amended to appear as set forth on the map attached hereto, which is hereby made a part of this ordinance by reference.

SECTION 4. EFFECTIVE DATE. This ordinance shall go into effect and be in full force and operation from and after thirty (30) days after its final passage and adoption.

SECTION 5. PUBLICATION. At least two (2) days prior to its final adoption, copies of this ordinance shall be posted in at least three (3) prominent and distinct locations in the City; and a notice shall be published once in The Modesto Bee, the official newspaper of the City of Modesto, setting forth the title of this ordinance, the date of its introduction and the places where this ordinance is posted.

The foregoing ordinance was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of January, 1984, by Councilmember Muratore, who moved its introduction and passage to print, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and ordered printed

Ordinance 2243 C.S.
Exhibit A – Map

Oversized map folded and bound within Ordinance Book. Unable to
remove safely for scanning.

Ord. No. 2243-C.S.

FINAL ADOPTION CLAUSE

The foregoing ordinance, having been published as required by the Charter of the City of Modesto, and coming on for final consideration at the regular meeting of the Council of the City of Modesto held on the 7th day of February, 1984, Councilmember Patterson moved its final adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the ordinance adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

APPROVED


MAYOR PEGGY MENSINGER

ATTEST:


NORRINE COYLE, City Clerk

EFFECTIVE DATE: March 8, 1984

AN ORDINANCE AMENDING SECTION 4-2.08 OF CHAPTER 2 OF TITLE IV OF THE MODESTO MUNICIPAL CODE RELATING TO TAKE OFF OR LANDING OF AIRCRAFT AT OTHER THAN ESTABLISHED AIRPORTS.

The Council of the City of Modesto does ordain as follows:

SECTION 1. AMENDMENT OF CODE. Section 4-2.08 of Chapter 2 of

Title IV of the Modesto Municipal Code is hereby amended to read as follows:

SEC. 4-2.08. TAKE OFF OR LANDING OF AIRCRAFT AT OTHER THAN ESTABLISHED AIRPORTS PROHIBITED.

Except in the case of an emergency or rescue mission, no person shall take-off in or land any aircraft within the City limits except upon a regularly established airport field or landing place. The terms "emergency" and "rescue mission," as used in this section, shall mean situations in which human life is threatened. The terms "regularly established airport field or landing place" shall mean only those sites for landing or take-off of aircraft which are so designated pursuant to the provisions of Title X of this code. The term "aircraft," includes any airplane, helicopter, ultralight vehicle, glider, balloon, parachute or other contrivance now known or hereinafter invented, used, or designed for navigation of or flight in the air. The term to "land" includes loading or unloading person(s) and/or cargo between an airborne aircraft and the ground or a structure or other object located on the ground, and also includes the touching of any part of an aircraft upon the ground or upon a structure or other object located on the ground.

This section shall not prohibit the take-off or landing of a helicopter at a construction site for the purpose of handling building materials or equipment during construction activities, provided that written permission for such take-off or landing is first obtained from the Airport Manager. Each applicant for such permission shall provide the Airport Manager with a written statement specifying what kind of operation is planned, including the location and the type of work to be performed. In determining whether to grant permission for the operation, the Airport Manager shall consider weather conditions, the existence of obstructions in approach and departure paths,

the proximity of the construction site to schools and other centers of activity, and any other factors necessary to determine that the operation can be conducted safely. If written permission for the operation is granted, the applicant shall provide the Airport Manager with twenty-four (24) hours' notification prior to commencing the operation.

SECTION 2. EFFECTIVE DATE. This ordinance shall go into effect and be in full force and operation from and after thirty (30) days after its final passage and adoption.

SECTION 3. PUBLICATION. At least two (2) days prior to its final adoption, copies of this ordinance shall be posted in at least three (3) prominent and distinct locations in the City; and a notice shall be published once in The Modesto Bee, the official newspaper of the City of Modesto, setting forth the title of this ordinance, the date of its introduction and the places where this ordinance is posted.

The foregoing ordinance was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of February, 1984, by Councilmember Patterson, who moved its introduction and passage to print, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and ordered

printed and published by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside,
Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

APPROVED:

Peggy Mensinger
PEGGY MENSINGER, Mayor

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By

Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

Ord. No. 2244-C.S.

FINAL ADOPTION CLAUSE

The foregoing ordinance, having been published as required by the Charter of the City of Modesto, and coming on for final consideration at the regular meeting of the Council of the City of Modesto held on the 14th day of February, 1984, Councilmember Bright moved its final adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the ordinance adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

APPROVED

Peggy Mensinger
MAYOR PEGGY MENSINGER

ATTEST:

Horrine Coyle
HORRINE COYLE, City Clerk

EFFECTIVE DATE: March 15, 1984

ORDINANCE NO. 2245-C.S.

AN ORDINANCE AMENDING SECTION MAP 30-3-9 OF THE ZONING MAP TO REZONE FROM P-D(173) TO R-1 , PROPERTY LOCATED AT THE SOUTHEAST CORNER OF CARPENTER ROAD AND ELM AVENUE. (MID-CAL LAND DEVELOPMENT)

WHEREAS, the City Council, by Ordinance No. 1676-C.S., which was adopted on November 28, 1977, and which became effective on December 28, 1977, amended Section Map 30-3-9 of the Zoning Map to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(173), to permit construction of a neighborhood shopping center, property located at the southeast corner of Elm Avenue and Carpenter Road, in the City of Modesto, and

WHEREAS, the Council, by Resolution No. 77-1191, adopted on November 14, 1977, approved the development schedule for Planned Development Zone, P-D(173), and

WHEREAS, a verified application for an amendment to Section 30-3-9 of the Zoning Map was filed by Mid-Cal Land Development on November 29, 1983, to reclassify from Planned Development Zone, P-D(173), allowing a neighborhood shopping center, to Low Density Residential Zone, R-1, and Medium-High Density Residential Zone, R-3, property located at the southeast corner of Carpenter Road and Elm Avenue, and

WHEREAS, said amendment was set for a public hearing before the Planning Commission on January 3, 1984, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, at which hearing evidence, both oral and documentary, was received and considered, and

WHEREAS, at said hearing, after hearing evidence, both oral and documentary, the Planning Commission, by its Resolution No. 84-4, found and determined that rezoning of the property from P-D(173) to R-1 and R-3 was

required by public necessity, convenience and general welfare for the following reasons:

1. The property owner no longer intends to construct a neighborhood shopping center on the site.
2. The proposed R-3 zoning has its primary frontage on Carpenter Road, a major street.
3. The proposed R-1 zoning will allow completion of the currently stubbed Moccasin Drive and will allow new single family homes between the current single family area to the east and the proposed multiple family area to the west.
4. The proposed zoning pattern conforms to the neighborhood plan prototype and zoning criteria of the Modesto Urban Area General Plan.

and

WHEREAS, said matter was set for public hearing before the Council of the City of Modesto in the Council Chambers, City Hall, 801 11th Street, Modesto, California, on February 14, 1984, at 7:30 p.m., at which time evidence, both oral and documentary was taken and introduced,

NOW, THEREFORE, the Council of the City of Modesto does ordain as follows:

SECTION 1. COUNCIL FINDINGS (R-3 ZONE). The Council finds and determines that the requested rezoning of a portion of Planned Development Zone, P-D(173), to Medium-High Density Residential Zone, R-3, is not required by public necessity, convenience and general welfare for the following reasons:

1. At this time the applicant does not have proposed plans for the requested R-3 site.
2. In order to ensure that development of the requested R-3 site is compatible with neighboring R-1 properties, the specifics of a multi-family development on the site needs to be known prior to rezoning it for multiple family use.

3. When the applicant has specific plans for the proposed R-3 site, multi-family or P-D zoning can be requested.

SECTION 2. COUNCIL FINDINGS (R-1 ZONE). The Council further finds and determines that all of Planned Development Zone, P-D(173), should be rezoned to Low Density Residential Zone, R-1, for the following reasons:

1. The property owner no longer intends to construct a neighborhood shopping center on the site.
2. The proposed R-1 zoning will allow completion of the currently stubbed Moccasin Drive and will allow another double tier of single family lots on the easterly 250' ± of the site.
3. The proposed R-1 zoning will serve as a holding zone until a more definite proposal is made for multi-family or other use on the westerly 300' ± of the site.

SECTION 3. ZONING CHANGE. Section 30-3-9 of the Zoning Map is hereby amended to rezone the following described property from Planned Development Zone, P-D(173), to Low Density Residential Zone, R-1:

P-D(173) to R-1

All that certain real property situated in Lot 18, Map of the Maze Ranch Subdivision, recorded in Volume 4 of Maps at Page 18, Stanislaus County Records, in Section 30, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, located in the City of Modesto, County of Stanislaus, State of California, described as follows:

BEGINNING at the southwest corner of Pioneer Village No. 1 recorded in Volume 26 of Maps at Page 80, Stanislaus County Records; said point being on the North right-of-way line of Modesto Irrigation District Lateral No.4; thence South 86° 55' 40" West along said North right-of-way, a distance of

578.81 feet to a point on a curve concave to the East, said point also being on the Easterly right-of-way line of Carpenter Road; thence Northerly along the Easterly right-of-way line of Carpenter Road 36.09 feet along said curve having a radius of 1955 feet and a central angle of $1^{\circ} 03' 28''$; thence North $40^{\circ} 14' 40''$ East 510.89 feet to a tangent curve concave to the West; thence Northerly 180.29 feet along said tangent curve having a radius of 2045 feet and a central angle of $5^{\circ} 03' 05''$; thence North $0^{\circ} 48' 25''$ West 43.20 feet; thence leaving the Easterly right-of-way line of Carpenter Road, North $44^{\circ} 42' 39''$ East, 35.67 feet; thence North $0^{\circ} 14' 00''$ East 10.00 feet to a point on the South right-of-way line of Elm Avenue, said right-of-way line being 20.00 feet South of the centerline of Elm Avenue; thence South $89^{\circ} 46' 00''$ East along said right-of-way line a distance of 500.73 feet to the Northwest corner of Pioneer Village No. 1; thence South $0^{\circ} 31' 58''$ East along the West line of Pioneer Village No. 1 a distance of 771.17 feet to the point of beginning.

INCLUDING also the Northerly 50.00 feet of M.I.D. Lateral No. 4 Canal, the Easterly 45.00 feet of Carpenter Road and the Southerly 20.00 feet of Elm Avenue all being immediately adjacent to the above described property.

SECTION 4. ZONING MAP. Section 30-3-9 of the Zoning Map of the City of Modesto is amended to appear as set forth on the map attached hereto, which is hereby made a part of this ordinance by reference.

SECTION 5. EFFECTIVE DATE. This ordinance shall go into effect and be in full force and operation from and after thirty (30) days after its final passage and adoption.

SECTION 6. PUBLICATION. At least two (2) days prior to its final adoption, copies of this ordinance shall be posted in at least three (3) prominent and distinct locations in the City; and a notice shall be published once in The Modesto Bee, the official newspaper of the City of Modesto, setting forth the title of this ordinance, the date of its introduction and the places where this ordinance is posted.

The foregoing ordinance was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of February, 1984, by Councilmember Sutton, who moved its introduction and passage to print, which motion being duly seconded by Councilmember Lang, was upon roll call carried and ordered printed and published by the following vote:

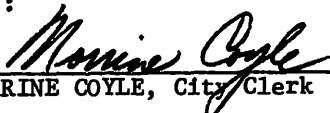
AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Mayor Mensinger.

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

APPROVED: 
PEGGY MENSINGER, Mayor

ATTEST:

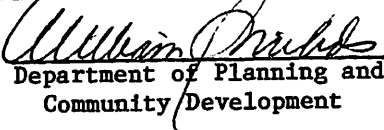
By 
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By 
Department of Planning and
Community Development

Ordinance 2245 C.S.
Exhibit A – Map

Oversized map folded and bound within Ordinance Book. Unable to
remove safely for scanning.

Ord. No. 2245-C.S.

FINAL ADOPTION CLAUSE

The foregoing ordinance, having been published as required by the Charter of the City of Modesto, and coming on for final consideration at the regular meeting of the Council of the City of Modesto held on the 28th day of February, 1984, Councilmember Whiteside moved its final adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the ordinance adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

APPROVED


MAYOR PEGGY MENSINGER

ATTEST:


NORRINE COYLE, City Clerk

EFFECTIVE DATE: March 28, 1984

ORDINANCE NO. 2246- -C.S.

AN ORDINANCE AMENDING SECTION MAP 24-3-9 OF THE ZONING MAP TO REPEAL P-D(279) AND REZONE TO R-1, PROPERTY LOCATED ON THE NORTH SIDE OF EAST ORANGEBURG AVENUE WEST OF CLAUS ROAD. (COMMISSION INITIATED)

WHEREAS, the City Council, by Ordinance No. 1994-C.S., which was adopted on November 12, 1980, and which became effective on December 12, 1980, amended Section Map 24-3-9 of the Zoning Map to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(279), for a condominium project on the north side of East Orangeburg Avenue west of Claus Road, and

WHEREAS, the Council, by Resolution No. 80-1123, adopted on November 4, 1980, approved the development schedule for P-D(279) which specified that the entire construction program be accomplished in three phases, with construction of Phase one to begin on or before April 1, 1982, and completion to be not later than April 1, 1984, and

WHEREAS, the Planning Commission, by Resolution No. 82-44, adopted on March 1, 1982, amended the original development schedule for P-D(279) to grant a one year time extension with construction of Phase one to begin on or before April 1, 1983, and completion to be not later than April 1, 1985, and

WHEREAS, Section 10-2.2709(c) of the Modesto Municipal Code provides that if the owner or owners of property in P-D Zones have failed to meet the approved development schedule, the Planning Commission shall initiate proceedings to repeal the P-D Zone and rezone the property to the zone classification it held immediately prior to being zoned P-D, and

WHEREAS, the owner of P-D(279) failed to meet the approved development schedule, and

WHEREAS, the Planning Commission, by Resolution No. 84-3, adopted on January 3, 1984, initiated proceedings to repeal P-D(279) and rezone the property to Low Density Residential Zone, R-1, setting December 19, 1983 as the date for public hearing, and

WHEREAS, said public hearing scheduled for December 19, 1983 was continued to January 3, 1984, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, at which time it was found and determined by the Planning Commission that the repeal of Planned Development Zone, P-D(279) and rezoning the property back to Low Density Residential Zone, R-1, is required by public necessity, convenience and general welfare for the following reasons:

1. The existing P-D(279) zone no longer represents an actual development proposal, but has become a "holding zone."
2. The proposed R-1 zone will not be construed to prohibit a new P-D Zone from being sought at a later date when development becomes imminent.
3. The proposed rezoning substantially conforms to the General Plan.

and

WHEREAS, by Resolution No. 84-3, adopted January 3, 1984, the Planning Commission recommended to the Council that Section Map 24-3-9 of the Zoning Map be amended to repeal P-D(279) and rezone the property hereinafter described to Low Density Residential Zone, R-1, and

WHEREAS, said matter was set for public hearing before the Council of the City of Modesto in the Council Chambers, City Hall, 801 11th Street, in the City of Modesto, at 4:00 p.m. on February 21, 1984, at which time evidence, both oral and documentary, was taken and introduced,

NOW, THEREFORE, the Council of the City of Modesto does ordain as follows:

SECTION 1. COUNCIL FINDINGS. After a public hearing, this Council finds and determines that the recommended rezoning of Planned Development Zone, P-D(279), to Low Density Residential Zone, R-1, is required by public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 84-3, and quoted above:

SECTION 2. ZONING CHANGE. Section 24-3-9 of the Zoning Map is hereby amended to reclassify the following described property from Planned Development Zone, P-D(279), to Low Density Residential Zone, R-1:

All that certain real property situate in a portion of Section 24, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, and lying within the City of Modesto, County of Stanislaus, State of California, described as follows:

Beginning at the Northeast corner of Parcel 2 as shown on that certain map filed in Volume 28 of Parcel Maps, at page 63, Stanislaus County Records; thence South $0^{\circ} 50' 30''$ East, along the Southerly prolongation a distance of 608.21 feet to the intersection with the centerline of Orangeburg Avenue, as shown on said map; thence South $89^{\circ} 21' 00''$ West, along said centerline of Orangeburg Avenue, a distance of 327.54 feet, to the intersection with the Southerly prolongation of the West line of said Parcel 2; thence North $0^{\circ} 51' 10''$ West, along the said

Southerly prolonged line and along said West line of Parcel 2 a distance of 607.05 feet to the Northwest corner of said Parcel 2; thence North 89° 08' 50" East, along the North line of said Parcel 2 a distance of 327.65 feet to the Point of Beginning.

SECTION 3. ZONING MAP. Section 24-3-9 of the Zoning Map of the City of Modesto is amended to appear as set forth on the map attached hereto, which is hereby made a part of this ordinance by reference.

SECTION 4. EFFECTIVE DATE. This ordinance shall go into effect and be in full force and operation from and after thirty (30) days after its final passage and adoption.

SECTION 5. PUBLICATION. At least two (2) days prior to its final adoption, copies of this ordinance shall be posted in at least three (3) prominent and distinct locations in the City; and a notice shall be published once in The Modesto Bee, the official newspaper of the City of Modesto, setting forth the title of this ordinance, the date of its introduction and the places where this ordinance is posted.

The foregoing ordinance was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of February, 1984, by Councilmember Lang, who moved its introduction and passage to print, which motion being duly seconded by Councilmember Whiteside,

was upon roll call carried and ordered printed and published by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

APPROVED: *Peggy Mensinger*
PEGGY MENSINGER, Mayor

ATTEST:

By *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By *Anthony Mucius*
Department of Planning and
Community Development

Ordinance 2246 C.S.
Exhibit A – Map

Oversized map folded and bound within Ordinance Book. Unable to
remove safely for scanning.

Ord. No. 2246-C.S.

FINAL ADOPTION CLAUSE

The foregoing ordinance, having been published as required by the Charter of the City of Modesto, and coming on for final consideration at the regular meeting of the Council of the City of Modesto held on the 28th day of February, 1984, Councilmember Whiteside moved its final adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the ordinance adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger.

NOES: Councilmembers: None

ABSENT: Councilmembers: None

APPROVED

Peggy Mensinger
MAYOR PEGGY MENSINGER

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

EFFECTIVE DATE: March 28, 1984

ORDINANCE NO. 2247 -C.S.

AN ORDINANCE AMENDING SECTION 3-2.1401.1 OF ARTICLE 14 OF CHAPTER 2 OF TITLE III OF THE MODESTO MUNICIPAL CODE RELATING TO SPEED LIMITS IN THE CITY OF MODESTO.

The Council of the City of Modesto does ordain as follows:

SECTION 1. AMENDMENT OF CODE. Section 3-2.1401.1 of Article 14 of Chapter 2 of Title III of the Modesto Municipal Code is hereby amended to read as follows:

SEC. 3-2.1401.1. CHANGE IN SPEED LIMITS SET BY STATE LAW: FOR PURPOSE OF ENFORCEMENT USING RADAR OR OTHER ELECTRONIC DEVICE. By authority of, and upon the basis of engineering and traffic surveys conducted pursuant to Vehicle Code and the Traffic Manual of the Department of Transportation, it is determined that the prima facie speed limits which follow would facilitate the orderly movement of vehicular traffic and would be reasonable and safe.

<u>NAME OF STREET OR PORTION AFFECTED</u>	<u>DECLARED PRIMA FACIE SPEED LIMIT</u>	<u>DATE SURVEYED</u>
BLUE GUM AVENUE, between Poust and Carpenter Roads	40 miles per hour	July 11, 1980
BOWEN AVENUE, between Tully Road and McHenry Avenue	35 miles per hour	November 15, 1982
BRIGGSMORE AVENUE, (westbound) between Coffee Road and McHenry Avenue	45 miles per hour	January 27, 1984
BRIGGSMORE AVENUE, (eastbound) between McHenry Avenue and 1,000 feet west of Coffee Road	40 miles per hour	November 13, 1982
BRIGGSMORE AVENUE, (eastbound), between a point 1,000 feet west of Coffee Road and Coffee Road	40 miles per hour	January 26, 1984

BRIGGSMORE AVENUE, between Coffee Road and Rose Avenue	45 miles per hour	January 26, 1984
BRIGGSMORE AVENUE, between Rose Avenue and Oakdale Road	45 miles per hour	January 26, 1984
BRIGGSMORE AVENUE, between Oakdale Road and Claus Road	50 miles per hour	January 26, 1984
BRIGGSMORE AVENUE, (east and westbound) between McHenry Avenue and Tully Road	45 miles per hour	January 27, 1984
BRIGGSMORE AVENUE, between Tully Road and Prescott Road	45 miles per hour	January 27, 1984
BRIGHTON AVENUE, between Locke Road and Coffee Road	30 miles per hour	June 15, 1983
CARPENTER ROAD, between Paradise Road and Maze Boulevard within the City limits	45 miles per hour	January 26, 1984
CARPENTER ROAD, between Woodland Avenue and Blue Gum Avenue within the City limits	45 miles per hour	February 8, 1984
CARVER ROAD, between 9th Street and Roseburg Avenue	35 miles per hour	November 13, 1982
CARVER ROAD, between Roseburg Avenue and Brixton Lane within the City limits	35 miles per hour	November 15, 1982
CARVER ROAD, between Brixton Lane and M.I.D. Lateral No. 6 within the City limits	40 miles per hour	December 10, 1981
CELESTE DRIVE, between Coffee Road and Oakdale Road	30 miles per hour	June 14, 1983
CLAUS ROAD, between M.I.D. Lateral No. 3 and 200' south of Scenic Drive	45 miles per hour	February 3, 1984
COFFEE ROAD, between Scenic Drive and Briggsmore Avenue	35 miles per hour	January 26, 1984

COFFEE ROAD, between Briggsmore Avenue and Floyd Avenue	35 miles per hour	January 26, 1984
COFFEE ROAD, between Floyd Avenue and Sylvan Avenue within the City limits	35 miles per hour	January 26, 1984
COFFEE ROAD, between Sylvan Avenue and Mabel Avenue within City limits	40 miles per hour	June 6, 1981
COLLEGE AVENUE, between Princeton Avenue and Bowen Avenue	35 miles per hour	November 20, 1982
COLLEGE AVENUE, between Rumble Road and Bowen Avenue	35 miles per hour	January 19, 1981
CROWS LANDING ROAD, School Avenue to Blankenburg Avenue, within the City limits	35 miles per hour	June 22, 1983
DALE ROAD, between Standiford Avenue and Veneman Avenue	35 miles per hour	January 26, 1984
EASTRIDGE DRIVE, between Orangeburg Avenue and Scenic Drive	30 miles per hour	May 25, 1983
EICHER AVENUE, between Conant Avenue and Goldie Avenue	30 miles per hour	March 11, 1981
EL VISTA AVENUE, between Yosemite Boulevard and Scenic Drive	40 miles per hour	November 16, 1982
EMERALD AVENUE, between Maze Boulevard and California Avenue within the City limits	35 miles per hour	June 14, 1983
ENCINA AVENUE, between Santa Barbara Avenue and Conejo Avenue	30 miles per hour	June 22, 1983
EVERGREEN AVENUE, between Orangeburg Avenue and Carver Road	35 miles per hour	January 19, 1981

FAIRMONT AVENUE, between Coffee Road and Sunrise Avenue	30 miles per hour	June 15, 1983
FLOYD AVENUE, between McHenry Avenue and Coffee Road	35 miles per hour	November 15, 1982
FLOYD AVENUE, between Coffee Road and Oakdale Road	30 miles per hour	June 14, 1983
FRANKLIN STREET, between California Avenue and Maze Boulevard	35 miles per hour	November 20, 1982
GRANGER AVENUE, between Sunrise Avenue and McHenry Avenue	30 miles per hour	June 14, 1983
GRANGER AVENUE, between McHenry Avenue and Tully Road	30 miles per hour	June 14, 1983
KANSAS AVENUE, between Carpenter Road and Emerald Avenue within the City limits	40 miles per hour	July 9, 1981
KANSAS AVENUE, between Emerald Avenue and Eighth Street	35 miles per hour	January 26, 1984
KEARNEY AVENUE, between Coldwell Avenue and Glenwood Drive	30 miles per hour	January 19, 1981
KELLER STREET, between Rumble Road and Sylvan Avenue within the City limits	30 miles per hour	January 26, 1984
LAKWOOD AVENUE, between Scenic Drive and Orangeburg Avenue	30 miles per hour	September 15, 1983
LA LOMA AVENUE, between Buena Vista and Yosemite Boulevard	35 miles per hour	November 16, 1982
LINCOLN AVENUE, between Yosemite Boulevard and 650' north of M.I.D. Lateral No. 2	35 miles per hour	June 3, 1980
MABLE AVENUE, between Coffee Road and Oakdale Road	40 miles per hour	February 24, 1981

MILLER AVENUE, between La Loma Avenue and El Vista Avenue	35 miles per hour	November 16, 1982
MITCHELL ROAD, between Finch Road and the southerly City limits	50 miles per hour	November 20, 1982
MORRIS AVENUE, between McHenry Avenue and Coffee Road	35 miles per hour	November 16, 1982
MT. VERNON DRIVE, between Carver Road and Prescott Road	30 miles per hour	June 14, 1983
MT. VERNON DRIVE, between College Avenue and Carver Road	30 miles per hour	June 23, 1983
NEECE DRIVE, between Tuolumne Boulevard and Rouse Avenue	35 miles per hour	June 14, 1983
NEEDHAM STREET, between L and and 9th Streets	35 miles per hour	June 22, 1983
NORWEGIAN AVENUE, between McHenry Avenue and Coffee Road	35 miles per hour	June 14, 1983
OAKDALE ROAD, between Scenic Drive and Briggsmore Avenue	35 miles per hour	January 26, 1984
OAKDALE ROAD, between Briggsmore Avenue and Floyd Avenue	45 miles per hour	January 26, 1984
ORANGEBURG AVENUE, between McHenry Avenue and Coffee Road	35 miles per hour	July 21, 1980
ORANGEBURG AVENUE, between Oakdale Road and Lakewood Avenue	35 miles per hour	March 17, 1980
ORANGEBURG AVENUE, between Lakewood Avenue and Claus Road	35 miles per hour	March 17, 1980
ORANGEBURG AVENUE, between Coffee Road and Rose Avenue	35 miles per hour	December 9, 1981
ORANGEBURG AVENUE, between Rose Avenue and Oakdale Road	35 miles per hour	January 27, 1984

ORANGEBURG AVENUE, between Briggsmore Avenue and Martin Avenue	30 miles per hour	July 11, 1980
ORANGEBURG AVENUE, between Martin Avenue and McHenry Avenue	35 miles per hour	July 11, 1980
PARADISE ROAD, between Vernon Avenue and Franklin Street within the City limits	35 miles per hour	January 27, 1984
PRESCOTT ROAD, between Briggsmore Avenue and Rumble Road	35 miles per hour	January 26, 1984
PRINCETON AVENUE, between College Avenue and Tully Road	25 miles per hour	July 15, 1980
RIVERSIDE DRIVE, between Edge- brook Drive and Yosemite Boulevard	35 miles per hour	January 19, 1981
ROSE AVENUE, between Scenic Drive and Briggsmore Avenue	35 miles per hour	November 3, 1982
ROSE AVENUE, between Briggsmore Avenue and Floyd Avenue	35 miles per hour	November 16, 1982
ROSEBURG AVENUE, between Sunrise Avenue and McHenry Avenue	35 miles per hour	June 14, 1983
ROSEBURG AVENUE, between McHenry Avenue and Tully Road	30 miles per hour	June 14, 1983
ROSEBURG AVENUE, between Tully Road and Carver Road	30 miles per hour	June 14, 1983
ROSELAWN AVENUE, between Colorado Avenue and Rouse Avenue	30 miles per hour	March 19, 1982
ROUSE AVENUE, between Neece Drive and Colorado Avenue within the City limits	35 miles per hour	September 16, 1982
RUMBLE ROAD, between Coffee Road and McHenry Avenue within the City limits	35 miles per hour	June 14, 1983

RUMBLE ROAD, between Conant Avenue and Tully Road	30 miles per hour	June 14, 1983
RUMBLE ROAD, between Sisk Road and Conant Avenue	40 miles per hour	December 9, 1981
RUMBLE ROAD, between Tully Road and McHenry Avenue	35 miles per hour	January 19, 1981
SCENIC DRIVE, between Burney Street and Coffee Road	30 miles per hour	June 22, 1983
SCENIC DRIVE, between Coffee Road and Oakdale Road	40 miles per hour	December 9, 1981
SCENIC DRIVE, between Oakdale Road and Lakewood Avenue	45 miles per hour	December 9, 1981
SCENIC DRIVE, between Lakewood Avenue and Lillian Drive	30 miles per hour	October 11, 1983
SCENIC DRIVE, Lillian Drive to Claus Road, within	40 miles per hour	November 3, 1982
SHARON WAY, between Budd Street and Prescott Road	30 miles per hour	June 7, 1983
SIERRA DRIVE, between G and South 7th Streets	30 miles per hour	June 14, 1983
SISK ROAD, between Briggsmore Avenue and Brenner Way	40 miles per hour	June 8, 1983
SISK ROAD, between Brenner Way and Standiford Avenue	40 miles per hour	December 9, 1981
SISK ROAD, between Standiford Avenue and 600' north of Vintage Drive	40 miles per hour	March 6, 1981
STANDIFORD AVENUE, between Dale Road and Prescott Road within the City limits	40 miles per hour	December 10, 1981
STANDIFORD AVENUE, between Prescott Road and Carver Road	40 miles per hour	December 10, 1981

STANDIFORD AVENUE, between Carver Road and Tully Road	40 miles per hour	January 26, 1984
STANDIFORD AVENUE, between Tully Road and McHenry Avenue	30 miles per hour	October 20, 1980
SUNRISE AVENUE, between Floyd Avenue and Briggsmore Avenue	35 miles per hour	June 14, 1983
SUNRISE AVENUE, between Briggsmore Avenue and Lucern Avenue	30 miles per hour	June 22, 1983
SURREY AVENUE, between Oakdale Road and Eastridge Drive	25 miles per hour	May 30, 1980
SUTTER AVENUE, between Paradise Road and Robertson Road	30 miles per hour	November 1, 1982
SYCAMORE AVENUE, between Griswold Avenue and Orangeburg Avenue	35 miles per hour	June 15, 1983
SYLVAN AVENUE, between McHenry Avenue and Coffee Road	40 miles per hour	June 14, 1983
SYLVAN AVENUE, between Coffee Road and Oakdale Road within the City limits	40 miles per hour	June 14, 1983
TOKAY AVENUE, between McHenry Avenue and Bodega Lane	35 miles per hour	January 27, 1982
TULLY ROAD, between Coldwell Avenue and Standiford Avenue	35 miles per hour	November 20, 1982
TULLY ROAD, between Standiford Avenue and M.I.D. Lateral No. 6	40 miles per hour	June 14, 1983
TUOLUMNE BOULEVARD, between 7th Street and Paradise Road	35 miles per hour	November 1, 1982

VENEMAN AVENUE, between Dale Road and M.I.D. Lateral No. 7	35 miles per hour	November 13, 1982
VIRGINIA AVENUE, between Needham Street and Roseburg Avenue	30 miles per hour	June 14, 1983
WHITMORE AVENUE, between Morgan Road and Crows Landing Road within the City limits	45 miles per hour	December 10, 1981
WOODLAND AVENUE, between Morse Road and Shasta Avenue, within the City limits	45 miles per hour	January 26, 1984
WOODLAND AVENUE, between Shasta Avenue and Carpenter Road, within the City limits	45 miles per hour	February 5, 1980
WOODLAND AVENUE, between 9th Street and Carpenter Road, within the City limits	35 miles per hour	December 10, 1981
WOODROW AVENUE, between McHenry Avenue and Tully Road	30 miles per hour	June 14, 1983
WYLIE DRIVE, between Rose Avenue and Oakdale Road	35 miles per hour	February 7, 1984
9TH STREET, between L Street and P Street	35 miles per hour	December 9, 1981

SECTION 2. EFFECTIVE DATE. This ordinance shall go into effect and be in full force and operation from and after thirty (30) days after its final passage and adoption.

SECTION 3. PUBLICATION. At least two (2) days prior to its final adoption, copies of this ordinance shall be posted in at least three (3) prominent and distinct locations in the City; and a notice shall be published once in The Modesto Bee, the official newspaper of the City of Modesto, setting forth the title of this ordinance, the date of its introduction and the places where this ordinance is posted.

The foregoing ordinance was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of February, 1984, by Councilmember Muratore who moved its introduction and passage to print, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and order printed and published by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

APPROVED: Peggy Mensinger
PEGGY MENSINGER, Mayor

ATTEST:

By Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

Ord. No. 2247-C.S.

FINAL ADOPTION CLAUSE

The foregoing ordinance, having been published as required by the Charter of the City of Modesto, and coming on for final consideration at the regular meeting of the Council of the City of Modesto held on the 28th day of February, 1984, Councilmember Whiteside moved its final adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the ordinance adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger.

NOES: Councilmembers: None

ABSENT: Councilmembers: None

APPROVED

Peggy Mensinger
MAYOR PEGGY MENSINGER

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

EFFECTIVE DATE: March 28, 1984

ORDINANCE NO. 2248 -C.S.

AN ORDINANCE AMENDING SECTION MAP 7-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO, RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON. (THE LUCKEY COMPANY)

The Council of the City of Modesto does ordain as follows:

SECTION 1. ZONING CHANGE. Section Map 7-3-9 of the Zoning Map is hereby amended to reclassify the following described property from Planned Development Zone, P-D(176), to Planned Development Zone, P-D(349):

All that certain real property situate in a Portion of Northwest Quarter of Section 7, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, in the City of Modesto, County of Stanislaus, State of California, described as follows:

BEGINNING at the Southwest corner of said Northwest Quarter of Section 7; thence South $88^{\circ} 55' 35''$ East along the South line of said Northwest Quarter a distance of 757.23 feet; thence North $0^{\circ} 42' 30''$ West 526.45 feet; thence Northerly 41.00 feet along a tangent curve, concave to the West, having a radius of 300.00 feet and a central angle of $7^{\circ} 07' 05''$; thence along a radial line South $82^{\circ} 10' 25''$ West 130.00 feet; thence North $24^{\circ} 36' 31''$ West 118.47 feet; thence North $47^{\circ} 34' 00''$ West 272.37 feet to the Southeasterly line of the 100 foot wide Modesto Irrigation District Lateral No. 7; thence South $42^{\circ} 26' 00''$ West along said Southeasterly line 553.60 feet to the West line of said Northwest Quarter of Section 7; thence South $0^{\circ} 42' 15''$ East along said West line 418.30 feet to the point of beginning..

CONTAINING 11.18 acres.

SECTION 2. USES. The following uses shall be permitted in said P-D(349) Zone subject to securing approval of the Secretary of the Planning

Commission if the plan for construction conforms in principle to the approved plan, as required by Section 10-2.2704 of the Modesto Municipal Code, or by the Planning Commission if any changes not conforming in principle to the approved plan are proposed, as required by Section 10-2.2708(b) of the Modesto Municipal Code.

1. Residential Condominium Development.
2. All uses as permitted in the P-0, Professional Office Zone.
3. Two banks or financial institutions.
4. Off-street parking as shown on the approved plan.

SECTION 3. ZONING MAP. Section Map 7-3-9 of the Zoning Map of the City of Modesto is amended to appear as set forth on the map attached hereto, which is hereby made a part of this ordinance by reference.

SECTION 4. EFFECTIVE DATE. This ordinance shall go into effect and be in full force and operation from and after thirty (30) days after its final passage and adoption.

SECTION 5. PUBLICATION. At least two (2) days prior to its final adoption, copies of this ordinance shall be posted in at least three (3) prominent and distinct locations in the City; and a notice shall be published once in The Modesto Bee, the official newspaper of the City of Modesto, setting forth the title of this ordinance, the date of its introduction and the places where this ordinance is posted.

The foregoing ordinance was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of March, 1984, by Councilmember Muratore, who moved its introduction and passage to print, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and ordered printed and published by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

APPROVED: Peggy Mensinger
PEGGY MENSINGER, Mayor

ATTEST:

By Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By Arthur J. Lucido
Department of Planning and
Community Development

Ordinance 2248 C.S.
Exhibit A – Map

Oversized map folded and bound within Ordinance Book. Unable to
remove safely for scanning.

Ord. No. 2248-C.S.

FINAL ADOPTION CLAUSE

The foregoing ordinance, having been published as required by the Charter of the City of Modesto, and coming on for final consideration at the regular meeting of the Council of the City of Modesto held on the 20th day of March, 1984, Councilmember Muratore moved its final adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the ordinance adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: Sutton

APPROVED *Beggy Mensinger*
MAYOR BEGGY MENSINGER

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

EFFECTIVE DATE: April 19, 1984

ORDINANCE NO. 2249 -C.S.

AN ORDINANCE AMENDING SECTION MAP 7-3-9 OF
THE ZONING MAP OF THE CITY OF MODESTO, RECLASSIFYING
CERTAIN PROPERTY LOCATED THEREON. (CDS DEVELOPMENT, INC.)'

The Council of the City of Modesto does ordain as follows:

SECTION 1. ZONING CHANGE. Section 7-3-9 of the Zoning
Map is hereby amended to reclassify the following described property
from Medium-High Density Residential Zone, R-3, to
Planned-Development Zone, P-D (350) :

R-3 to P-D

All that certain real property situate in a portion of the Northwest
Quarter of Section 7, Township 3 South, Range 9 East, Mount Diablo Base
and Meridian, in the City of Modesto, State of California, described as
follows:

COMMENCING at the Northwest corner of said Section 7, thence along the
West line of said Section 7, South 0°42'15" East 1262.78 feet to the
POINT OF BEGINNING of this description; thence North 89°17'45" East
218.58 feet; thence Southeasterly 441.87 feet along a tangent curve,
concave to the southwest having a radius of 586.90 feet and a central
angle of 43°08'15" to the Northwesterly line of the 100-foot wide
Modesto Irrigation Lateral No. 7; thence along said Northwesterly line of
Lateral No. 7 South 42°26' West 906.57 feet to the West line of said
Section 7; thence along said West line of Section 7 North 0°42'15" West
820.17 feet to the point of beginning.

Including also the Northwesterly 50 feet of the Modesto Irrigation
District Lateral No. 7 immediately adjacent to the above described
property.

Contains: 6.50 Acres.

SECTION 2. USES. The following uses shall be permitted in said P-D(350) Zone subject to securing approval of the Secretary of the Planning Commission if the plan for construction conforms in principle to the approved plan, as required by Section 10-2.2704 of the Modesto Municipal Code, or by the Planning Commission if any changes not conforming in principle to the approved plan are proposed, as required by Section 10-2.2708(b) of the Modesto Municipal Code.

1. Condominium dwellings
2. Off-street parking as shown on the approved plans

SECTION 3. ZONING MAP. Section Map 7-3-9 of the Zoning Map of the City of Modesto is amended to appear as set forth on the map attached hereto, which is hereby made a part of this ordinance by reference.

SECTION 4. EFFECTIVE DATE. This ordinance shall go into effect and be in full force and operation from and after thirty (30) days after its final passage and adoption.

SECTION 5. PUBLICATION. At least two (2) days prior to its final adoption, copies of this ordinance shall be posted in at least three (3) prominent and distinct locations in the City; and a notice shall be published once in The Modesto Bee, the official newspaper of the City of Modesto, setting forth the title of this ordinance, the date of its introduction and the places where this ordinance is posted.

The foregoing ordinance was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of March, 1984, by Councilmember Lang, who moved its introduction and passage to print, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and ordered printed

and published by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Whiteside,
Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

APPROVED:

Peggy Mensinger
PEGGY MENSINGER, Mayor

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By *William J. Smith*
Department of Planning and
Community Development



Ordinance 2249 C.S.
Exhibit A – Map

Oversized map folded and bound within Ordinance Book. Unable to
remove safely for scanning.

Ord. No. 2249-C.S.

FINAL ADOPTION CLAUSE

The foregoing ordinance, having been published as required by the Charter of the City of Modesto, and coming on for final consideration at the regular meeting of the Council of the City of Modesto held on the 27th day of March, 1984, Councilmember Whiteside moved its final adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the ordinance adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Mayor Mensinger

APPROVED

Richard Patterson

ACTING MAYOR RICHARD PATTERSON

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

EFFECTIVE DATE: April 26, 1984

AN ORDINANCE AMENDING SECTION 2 OF ORDINANCE NO. 1840 ENTITLED, "AN ORDINANCE AMENDING SECTION MAP 30-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO, RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON. (ERROL VRH)"

The Council of the City of Modesto does ordain as follows:

SECTION 1. AMENDMENT OF ORDINANCE NO. 1840-C.S. Section 2 of Ordinance No. 1840-C.S. is hereby amended to read as follows:

"SECTION 2. USES. The following uses shall be permitted in said P-D(225) Zone subject to securing approval of the Secretary of the Planning Commission if the plan for construction conforms in principle to the approved plan, or by the Planning Commission if any changes not conforming in principle to the approved plan are proposed, as required by Section 10-2.2708(b) of the Modesto Municipal Code:

A retail furniture store and warehouse and related parking.

A retail-wholesale building supply business.

All C-2 zone uses for which a sufficient number of off-street parking spaces are provided on the property, except that ambulance service and alcoholic beverages sales both on/off-sale are not allowed."

SECTION 2. EFFECTIVE DATE. This ordinance shall go into effect and be in full force and operation from and after thirty (30) days after its final passage and adoption.

SECTION 3. PUBLICATION. At least two (2) days prior to its final adoption, copies of this ordinance shall be posted in at least three (3) prominent and distinct locations in the City; and a notice shall be published once in The Modesto Bee, the official newspaper of the City of Modesto, setting forth the title of this ordinance, the date of its introduction and the places where this ordinance is posted.

Ord. No. 2250-C.S.

FINAL ADOPTION CLAUSE

The foregoing ordinance, having been published as required by the Charter of the City of Modesto, and coming on for final consideration at the regular meeting of the Council of the City of Modesto held on the 10th day of April, 1984, Councilmember Whiteside moved its final adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the ordinance adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger.

NOES: Councilmembers: None

ABSENT: Councilmembers: None

APPROVED

Peggy Mensinger
MAYOR PEGGY MENSINGER

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

EFFECTIVE DATE: May 10, 1984

ORDINANCE NO. 2251-C.S.

AN ORDINANCE AMENDING SECTION MAP 7-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO, RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON. (YOSEMITE PROPERTIES CO.)

WHEREAS, a verified application for an amendment to Section 7-3-9 of the Zoning Map was filed by Yosemite Properties Company on January 3, 1984, to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D, for a neighborhood shopping center and a two-story business office building, located at the southwest corner of Carver Road and Standiford Avenue, described as follows:

R-1 to P-D

All that certain real property situate in a portion of the Northeast quarter of the Southwest quarter of Section 7, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, lying within the County of Stanislaus, State of California, described as follows:

Being the North half of the North 992.64 feet of the East 892.32 feet of Lot 1 of the Knapp Tract according to the map thereof recorded November 16, 1904, in Volume 2 of Maps at Page 2, Stanislaus County records, and being more particularly described as follows:

Beginning at the Northeast corner of said Lot 1, said corner also being the center line intersection of Standiford Avenue and Carver Road; thence North 89°00'30" West along the North line of said Lot 1 and along the center line of Standiford Avenue, a distance of 892.32 feet; thence South 0°41'00" East, a distance of 496.32 feet; thence South 89°00'30" East, a distance of 892.32 feet to the intersection with the East line of said Lot 1 and the center line of Carver Road; thence North 0°41'00" West along said East line of Lot 1 and the center line of Carver Road, a distance of 496.32 feet to the point of beginning.

Containing 10.16 acres more or less

and

WHEREAS, a public hearing was held by the Planning Commission on February 21, 1984, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, at which hearing evidence both oral and documentary was received and considered, and

WHEREAS, the Planning Commission, by Resolution No. 84-44, denied the application of Yosemite Properties Company for an amendment to Section 7-3-9 of the Zoning Map to rezone from Low Density Residential Zone, R-1, to Planned Development Zone, P-D, for a neighborhood shopping center and a two-story business office building at the southwest corner of Carver Road and Standiford Avenue, for the following reasons:

1. The proposed shopping center location conflicts with the clearly established locational criteria of the General Plan.
2. A fully developed neighborhood shopping center exists 1/2 mile to the east (Tully Manor) and there are sites which can accommodate a shopping center less than 1/2 mile to the west (Prescott/Standiford) according to the General Plan.

and

WHEREAS, by letter dated February 22, 1984, Yosemite Properties Company appealed the decision of the Planning Commission denying said rezoning, and

WHEREAS, said appeal was set for public hearing before the City Council at its regular meeting place located in the Council Chambers in the City Hall, 801 - 11th Street, Modesto, California, on March 13, 1984, and

WHEREAS, based on the evidence, both oral and documentary, presented at said public hearing, the Council of the City of Modesto found and determined that the application of Yosemite Properties Company to amend Section 7-3-9 of the Zoning Map to reclassify from Low Density Residential Zone, R-1, to Planned

Development Zone, P-D, should be granted for the following reasons:

1. The proposed shopping center has less area and square footage than a typical neighborhood shopping center. The applicant can be expected to add a supermarket to serve the needs of this general area soon. These factors warrant deviation from the General Plan.
2. The office complex represents the retention of approximately 100 jobs, an important step in meeting the City's economic development goals.
3. The office complex is a typical accessory use to a shopping center.

NOW, THEREFORE, the Council of the City of Modesto does ordain as follows:

SECTION 1. APPEAL GRANTED. The appeal filed by Yosemite Properties Company to the decision of the Planning Commission which denied an amendment to Section 7-3-9 of the Zoning Map to rezone from Low Density Residential Zone, R-1, to Planned Development Zone, P-D, is granted for the reasons set forth above, and the decision of the Planning Commission which denied said rezoning is hereby overruled.

SECTION 2. ZONING CHANGE. Section 7-3-9 of the Zoning Map is hereby amended to reclassify the following described property from Low Density Residential Zone, R-1, to Planned-Development Zone, P-D(351):

R-1 to P-D

All that certain real property situate in a portion of the Northeast quarter of the Southwest quarter of Section 7, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, lying within the County of Stanislaus, State of California, described as follows:

Being the North half of the North 992.64 feet of the East 892.32 feet of Lot 1 of the Knapp Tract according to the map thereof recorded November 16, 1904, in Volume 2 of Maps at Page 2, Stanislaus County records, and being more particularly described as follows:

Beginning at the Northeast corner of said Lot 1, said corner also being the center line intersection of Standiford Avenue and Carver Road; thence North 89°00'30" West along the North line of said Lot 1 and along the center line of Standiford Avenue, a distance of 892.32 feet; thence South 0°41'00" East, a distance of 496.32 feet; thence South 89°00'30" East, a distance of 892.32 feet to the intersection with the East line of said Lot 1 and the center line of Carver Road; thence North 0°41'00" West along said East line of Lot 1 and the center line of Carver Road, a distance of 496.32 feet to the point of beginning.

Containing 10.16 acres more or less

SECTION 3. USES. The following uses shall be permitted in said P-D(351) Zone subject to securing approval of the Secretary of the Planning Commission if the plan for construction conforms in principle to the approved plan, as required by Section 10-2.2704 of the Modesto Municipal Code, or by the Planning Commission if any changes not conforming in principle to the approved plan are proposed, as required by Section 10-2.2708(b) of the Modesto Municipal Code.

A neighborhood shopping center, including all uses allowed in the C-1 zone.

A two-story office building.

Off-street parking as shown on the approved development plan.

SECTION 4. ZONING MAP. Section Map 7-3-9 of the Zoning Map of the City of Modesto is amended to appear as set forth on the map attached hereto, which is hereby made a part of this ordinance by reference.

SECTION 5. EFFECTIVE DATE. This ordinance shall go into effect and be in full force and operation from and after thirty (30) days after its final passage and adoption.

SECTION 6. PUBLICATION. At least two (2) days prior to its final adoption, copies of this ordinance shall be posted in at least three (3) prominent and distinct locations in the City; and a notice shall be published once in The Modesto Bee, the official newspaper of the City of Modesto, setting forth the title of this ordinance, the date of its introduction and the places where this ordinance is posted.

The foregoing ordinance was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of April, 1984, by Councilmember Muratore, who moved its introduction and passage to print, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and ordered printed and published by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton

NOES: Councilmembers: Whiteside, Mayor Mensinger

ABSENT: Councilmembers: None

APPROVED:

Peggy Mensinger
PEGGY MENSINGER, Mayor

ATTEST:

By *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By *William J. Sanchez*
Department of Planning and
Community Development

Ordinance 2251 C.S.
Exhibit A – Map

Oversized map folded and bound within Ordinance Book. Unable to
remove safely for scanning.

Ord. No. 2251-C.S.

FINAL ADOPTION CLAUSE

The foregoing ordinance, having been published as required by the Charter of the City of Modesto, and coming on for final consideration at the regular meeting of the Council of the City of Modesto held on the 17th day of April, 1984, Councilmember Lang moved its final adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the ordinance adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger.

NOES: Councilmembers: None

ABSENT: Councilmembers: None

APPROVED

Reggie Mensinger
MAYOR REGGIE MENSINGER

ATTEST:

Morrine Coyle
MORRINE COYLE, City Clerk

EFFECTIVE DATE:

May 17, 1984

ORDINANCE NO. 2252 -C.S.

AN ORDINANCE ADDING SECTION 3-2.107.1 TO ARTICLE 1 OF CHAPTER 2 OF TITLE III OF THE MODESTO MUNICIPAL CODE, AND ADDING SECTION 3-2.1302 TO ARTICLE 13 OF CHAPTER 2 OF TITLE III THEREOF RELATING TO INTERSTATE TRUCKS.

The Council of the City of Modesto does ordain as follows:

SECTION 1. AMENDMENT OF CODE. Section 3-2.107.1 is hereby added to Article 1 of Chapter 2 of Title III of the Modesto Municipal Code to read as follows:

SEC. 3-2.107.1. INTERSTATE TRUCK ROUTE.

A street upon which a vehicle or combination of vehicles authorized by Vehicle Code Section 35401.5 may operate.

SECTION 2. AMENDMENT OF CODE. Section 3-2.1302 is hereby added to Article 13 of Chapter 2 of Title III of the Modesto Municipal Code to read as follows:

SEC. 3-2.1302. INTERSTATE TRUCK ROUTES.

- (a) Use of Interstate Truck Routes. It shall be unlawful for the operator of any vehicle or combination of vehicles authorized to operate in the State of California by Vehicle Code Section 35401.5 to operate said vehicle or combination of vehicles upon any street other than on an interstate truck route.
- (b) Designation of Interstate Truck Routes. The Council is authorized to designate interstate truck routes by resolution, which designation shall become effective when appropriate signs are in place giving notice of said designation to the public.
- (c) Procedure for Designation of Interstate Truck Routes. The procedure for obtaining designation of interstate truck routes shall be as follows:
 - (1) Application by individuals, firms or corporations for designation of routes to interstate truck terminals shall be made to the Director. The application shall include the name and address of the applicant, the location of the

terminal, the preferred route and alternates if appropriate, evidence that terminal parking and entries are adequate, and other considerations noted by the applicant that need to be resolved. The application shall be accompanied by a non-refundable application fee to be established from time to time by resolution.

- (2) The Director shall cause an investigation to be made of the proposed route to include traffic safety considerations, adequacy of street surfaces and geometrics, approval or disapproval of the California Department of Transportation, an estimate of the cost of establishing the route, and other considerations as appropriate.
- (3) If the Director determines, upon completion of the investigation, that the proposed route is acceptable, he shall recommend to the Council that the route be adopted. If the Council denies the application, its action shall be final.
- (4) If the Council adopts the route, the applicant shall have thirty (30) days in which to deposit the estimated cost for establishing the route with the Director of Finance.
- (5) If a route is adopted, within thirty (30) days after completion of the route the City shall make an accounting and any overpayment will be returned to the applicant. If the deposit was insufficient to cover cost for establishing the route, the applicant shall pay the additional cost within thirty (30) days after being billed therefore.
- (6) If the Director determines, upon completion of the investigation, that the route is not acceptable, he shall notify the applicant that the application is denied, noting the reasons for the denial.

- (7) If the Director denies an application, the applicant may appeal the denial to the Council in accordance with the provisions of Chapter 4 of Title I of this Code.
- (8) If the Council grants the appeal, the establishment of the route shall be in accordance with the procedures specified in subparagraphs (4) and (5) above.
- (9) Termination of Interstate Truck Routes. The Council may, in its sole discretion, terminate interstate truck route designations or designate alternate routes.

SECTION 3. EFFECTIVE DATE. This ordinance shall go into effect and be in full force and operation from and after thirty (30) days after its final passage and adoption.

SECTION 4. PUBLICATION. At least two (2) days prior to its final adoption, copies of this ordinance shall be posted in at least three (3) prominent and distinct locations in the City; and a notice shall be published once in The Modesto Bee, the official newspaper of the City of Modesto, setting forth the title of this ordinance, the date of its introduction and the places where this ordinance is posted.

The foregoing ordinance was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of April, 1984, by Councilmember Sutton, who moved its introduction and passage to print, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and ordered printed and published by the following vote:

AYES: Councilmembers: Bright, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang, Patterson

APPROVED: *Peggy Mensinger*
PEGGY MENSINGER, Mayor

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

Ord. No. 2252-C.S.

FINAL ADOPTION CLAUSE

The foregoing ordinance, having been published as required by the Charter of the City of Modesto, and coming on for final consideration at the regular meeting of the Council of the City of Modesto held on the 1st day of May, 1984, Councilmember Muratore moved its final adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the ordinance adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

APPROVED

Peggy Mensinger
MAYOR PEGGY MENSINGER

ATTEST:

Morrine Coyle
MORRINE COYLE, City Clerk

EFFECTIVE DATE: May 31, 1984

ORDINANCE NO. 2253 -C.S.

AN ORDINANCE AMENDING SECTION 2 OF ORDINANCE NO. 1905-C.S. ENTITLED "AN ORDINANCE AMENDING SECTION MAP 12-3-8 OF THE ZONING MAP OF THE CITY OF MODESTO, RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON. (R. T. HUGHES CO.)".

The Council of the City of Modesto does ordain as follows:

SECTION 1. AMENDMENT OF ORDINANCE NO. 1905-C.S. Section 2 of Ordinance No. 1905-C.S. is hereby amended to read as follows:

"SECTION 2. USES. The following uses shall be permitted in said P-D(253) Zone, subject to securing approval of the Secretary of the Planning Commission if the plan for construction conforms in principle to the approved plan, as required by Section 10-2.2704 of the Modesto Municipal Code, or by the Planning Commission if any changes not conforming in principle to the approved plan are proposed, as required by section 10-2.2708(b) of the Modesto Municipal Code.

- a. A convenience commercial center limited to C-1 Zone uses.
- b. Off-street parking areas in accordance with Article 18 of the Modesto Municipal Code.
- c. Restaurant. (Alcoholic beverages may be served only in conjunction with meals. No separate bar or cocktail lounge is allowed. Music may be provided, but no dancing or entertainment is permitted."

SECTION 2. EFFECTIVE DATE. This ordinance shall go into effect and be in full force and operation from and after thirty (30) days after its final passage and adoption.

SECTION 3. PUBLICATION. At least two (2) days prior to its final adoption, copies of this ordinance shall be posted in at least three (3) prominent and distinct locations in the City; and a notice shall be published once in The Modesto Bee, the official newspaper of the City of Modesto, setting forth the title of this ordinance, the date of its introduction and the

places where this ordinance is posted.

The foregoing ordinance was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of May, 1984, by Councilmember Lang, who moved its introduction and passage to print, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and ordered printed and published by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

APPROVED: *Peggy Mensinger*
PEGGY MENSINGER, Mayor

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney



Ord. No. 2253-C.S.

FINAL ADOPTION CLAUSE

The foregoing ordinance, having been published as required by the Charter of the City of Modesto, and coming on for final consideration at the regular meeting of the Council of the City of Modesto held on the 8th day of May, 1984, Councilmember Sutton moved its final adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the ordinance adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

APPROVED

Peggy Mensinger
MAYOR PEGGY MENSINGER

ATTEST:

Horrine Coyle
HORRINE COYLE, City Clerk

EFFECTIVE DATE: June 7, 1984

ORDINANCE NO. 2254-C.S.

AN ORDINANCE AMENDING SECTION 2 OF ORDINANCE NO. 1760-C.S. ENTITLED "AN ORDINANCE AMENDING SECTION MAP 7-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO, RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON. (NORMAN WINSOR)" AS AMENDED BY ORDINANCE NOS. 1932-C.S. AND 2221-C.S.

The Council of the City of Modesto does ordain as follows:

SECTION 1. AMENDMENT OF ORDINANCE NO. 1760-C.S. Section 2 of Ordinance No. 1760-C.S., as previously amended by Ordinance No. 1932-C.S. and Ordinance No. 2221-C.S., is further amended to read as follows:

"SECTION 2. USES. The following uses shall be permitted in said P-D(197) Zone, subject to securing approval of the Secretary of the Planning Commission if the plan for construction conforms in principle to the approved plan, as required by Section 10-2.2704 of the Modesto Municipal Code, or by the Planning Commission if any changes not conforming in principle to the approved plan are proposed, as required by section 10-2.2708(b) of the Modesto Municipal Code.

Air space condominiums"

SECTION 2. EFFECTIVE DATE. This ordinance shall go into effect and be in full force and operation from and after thirty (30) days after its final passage and adoption.

SECTION 3. PUBLICATION. At least two (2) days prior to its final adoption, copies of this ordinance shall be posted in at least three (3) prominent and distinct locations in the City; and a notice shall be published once in The Modesto Bee, the official newspaper of the City of Modesto, setting forth the title of this ordinance, the date of its introduction and the places where this ordinance is posted.

The foregoing ordinance was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of May, 1984,

by Councilmember Muratore, who moved its introduction and passage to print, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and ordered printed and published by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

APPROVED: *Peggy Mensinger*
PEGGY MENSINGER, Mayor

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

Ord. No. 2254-C.S.

FINAL ADOPTION CLAUSE

The foregoing ordinance, having been published as required by the Charter of the City of Modesto, and coming on for final consideration at the regular meeting of the Council of the City of Modesto held on the 8th day of May, 1984, Councilmember Sutton moved its final adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the ordinance adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

APPROVED

Peggy Mensinger
MAYOR PEGGY MENSINGER

ATTEST:

Morrine Coyle
MORRINE COYLE, City Clerk

EFFECTIVE DATE: June 7, 1984

ORDINANCE NO. 2255 -C.S.

AN ORDINANCE AMENDING SECTION 2 OF ORDINANCE NO. 1933-C.S. ENTITLED "AN ORDINANCE AMENDING SECTION MAP 13-3-8 OF THE ZONING MAP OF THE CITY OF MODESTO, RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON. (REX PROPERTIES)"

The Council of the City of Modesto does ordain as follows:

SECTION 1. AMENDMENT OF ORDINANCE NO. 1933-C.S. Section 2 of Ordinance No. 1933-C.S. is hereby amended to read as follows:

"SECTION 2. USES. the following uses shall be permitted in said P-D(259) Zone subject to securing approval of the Secretary of the Planning Commission if the plan for construction conforms in principle to the approved plan, as required by Section 10-2.2704 of the Modesto Municipal Code, or by the Planning Commission if any changes not conforming in principle to the approved plan are proposed, as required by Section 10-2.2708(b) of the Modesto Municipal Code.

"A two-story residential condominium development, off-street parking, and common recreational facilities."

SECTION 2. EFFECTIVE DATE. This ordinance shall go into effect and be in full force and operation from and after thirty (30) days after its final passage and adoption.

SECTION 3. PUBLICATION. At least two (2) days prior to its final adoption, copies of this ordinance shall be posted in at least three (3) prominent and distinct locations in the City; and a notice shall be published once in The Modesto Bee, the official newspaper of the City of Modesto, setting forth the title of this ordinance, the date of its introduction and the places where this ordinance is posted.

The foregoing ordinance was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of May, 1984,

by Councilmember Whiteside, who moved its introduction and passage to print, which motion being duly seconded by Councilmember Lang, was upon roll call carried and ordered printed and published by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

APPROVED: 
PERCY MENSINGER, Mayor

ATTEST: 
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

Ord. No. 2255-C.S.

FINAL ADOPTION CLAUSE

The foregoing ordinance, having been published as required by the Charter of the City of Modesto, and coming on for final consideration at the regular meeting of the Council of the City of Modesto held on the 8th day of May, 1984, Councilmember Sutton moved its final adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the ordinance adopted by the following vote:

- AYES:** Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger;
- NOES:** Councilmembers: None
- ABSENT:** Councilmembers: None

APPROVED *Peggy Mensinger*
MAYOR PEGGY MENSINGER

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

EFFECTIVE DATE: June 7, 1984

ORDINANCE NO. 2256-C.S.

AN ORDINANCE AMENDING SECTION MAP 12-3-8 OF THE ZONING MAP TO REZONE FROM LOW DENSITY RESIDENTIAL ZONE, R-1, TO PLANNED DEVELOPMENT ZONE, P-D(355), PROPERTY LOCATED BETWEEN STANDIFORD AVENUE AND RUMBLE ROAD WEST OF HAHN DRIVE. (NYLEN DEVELOPMENT, INC.)

The Council of the City of Modesto does ordain as follows:

SECTION 1. ZONING CHANGE. Section 12-3-8 of the Zoning Map is hereby amended to reclassify the following described property from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(355):

R-1 to P-D

Beginning at the Southwest corner of Section Twelve (12), Township Three (3) South, Range Eight (8) East, Mount Diablo Base and Meridian, Thence along the South line of said Section 12, North 88°45'45" East, a distance of 653.06 feet to the East line of the West 18.25 acres of Lot Nine (9) of McKinney Colony filed in Volume One (1) of Maps at page Sixty-Seven (67), Records of Stanislaus County, Thence along said East line, North 00°48'40" West, a distance of 40.00 feet to a point on the North Right-of-Way of Rumble Road (40 feet wide) said point being the TRUE POINT OF BEGINNING, Thence along said North right-of-way of Rumble Road, South 88°45'45" West, a distance of 23.00 feet to the Southwest corner of that certain parcel described in Deed to Miller recorded in Volume 3154 of Official Records, Page 122, Records of Stanislaus County, thence along the westerly line of said parcel North 00°24'54" West, a distance of 384.9 feet to the center line of the Hetch-Hetchy Aqueduct as described in Deed to City and County of San Francisco, recorded in Volume 63 of Official Record, Page 151, Records of Stanislaus County, Thence along said center line North 69°42'07" East, a distance of 22.00 feet to the said East line of the West 18.25 acres, Thence along said East line, North 00°48'40" West, a distance of 699.8 feet to the South right-of-way of Standiford Avenue (100 feet wide), Thence along said south right-of-way North 85°17'10" East, a distance of 676.12 feet to the East line of said Lot 9, Thence along said East line South 00°49'50" East, a distance of 1132.85 feet to the said north line of Rumble Road (40 feet wide), Thence along said North line of Rumble Road South 88°45'45" West, a distance of 674.96 feet to the TRUE POINT OF BEGINNING containing 17.40 acres more or less.

Including also the southerly 50-feet of Standiford Avenue and the northerly 20-feet of West Rumble Road (40-feet wide) adjacent to the above described property.

SECTION 2. USES. The following uses shall be permitted in said P-D(355) Zone subject to securing approval of the Secretary of the Planning Commission if the plan for construction conforms in principle to the approved plan, as required by Section 10-2.2704 of the Modesto Municipal Code, or by the Planning Commission if any changes not conforming in principle to the approved plan are proposed, as required by Section 10-2.2708(b) of the Modesto Municipal Code.

Apartment complex

SECTION 3. ZONING MAP. Section Map 12-3-8 of the Zoning Map of the City of Modesto is amended to appear as set forth on the map attached hereto, which is hereby made a part of this ordinance by reference.

SECTION 4. EFFECTIVE DATE. This ordinance shall go into effect and be in full force and operation from and after thirty (30) days after its final passage and adoption.

SECTION 5. PUBLICATION. At least two (2) days prior to its final adoption, copies of this ordinance shall be posted in at least three (3) prominent and distinct locations in the City; and a notice shall be published once in The Modesto Bee, the official newspaper of the City of Modesto, setting forth the title of this ordinance, the date of its introduction and the places where this ordinance is posted.

The foregoing ordinance was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of May, 1984, by Councilmember Patterson, who moved its introduction and passage to print, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and ordered printed

and published by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

APPROVED: *Peggy Mensinger*
PEGGY MENSINGER Mayor

ATTEST: NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By *Arthur Nichols*
Department of Planning and
Community Development

Ordinance 2256 C.S.
Exhibit A – Map

Oversized map folded and bound within Ordinance Book. Unable to
remove safely for scanning.

Ord. No. 2256-C.S.

FINAL ADOPTION CLAUSE

The foregoing ordinance, having been published as required by the Charter of the City of Modesto, and coming on for final consideration at the regular meeting of the Council of the City of Modesto held on the 22nd day of May, 1984, Councilmember Whiteside moved its final adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the ordinance adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

APPROVED

Peggy Mensinger
MAYOR PEGGY MENSINGER

ATTEST:

Judy C. Hall
JUDY C. HALL, Acting City Clerk

EFFECTIVE DATE: June 21, 1984

AN ORDINANCE AMENDING SECTION MAP 14-3-9 OF
THE ZONING MAP OF THE CITY OF MODESTO, RECLASSIFYING
CERTAIN PROPERTY LOCATED THEREON. (FLORSHEIM PROPERTIES)

The Council of the City of Modesto does ordain as follows:

SECTION 1. ZONING CHANGE. Section 14-3-9 of the Zoning

Map is hereby amended to reclassify the following described property

from Low Density Residential Zone, R-1, to

Planned-Development Zone, P-D (352) :

R-1 to P-D

ALL that certain real property situate in a portion of the Northwest quarter of Section 14, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, and lying in the City of Modesto, County of Stanislaus and the State of California, more particularly described as follows:

COMMENCING at the centerline-centerline intersection of Floyd Avenue and Oakdale Road, said point lying on the West line of said Section 14; thence South $0^{\circ}20'37''$ West along the centerline of said Oakdale Road and said West line of Section 14, 661.04 feet to the Point of Beginning of this description; thence South $88^{\circ}51'00''$ East, 671.47 feet; thence South $0^{\circ}20'37''$ West, 661.04 feet; thence North $88^{\circ}51'01''$ West, 671.48 feet to a point on the said centerline of Oakdale Road; thence North $0^{\circ}20'37''$ East along said Oakdale Road, 661.04 feet to the Point of Beginning.

Containing 10.19 acres.

SECTION 2. USES. The following uses shall be permitted in said P-D(352) Zone subject to securing approval of the Secretary of the Planning Commission if the plan for construction conforms in principle to the approved plan, as required by Section 10-2.2704 of the Modesto Municipal Code, or by the Planning Commission if any changes not conforming in principle to the approved plan are proposed, as required by Section 10-2.2708(b) of the Modesto Municipal Code.

A residential condominium development

SECTION 3. ZONING MAP. Section Map 14-3-9 of the Zoning Map of the City of Modesto is amended to appear as set forth on the map attached hereto, which is hereby made a part of this ordinance by reference.

SECTION 4. EFFECTIVE DATE. This ordinance shall go into effect and be in full force and operation from and after thirty (30) days after its final passage and adoption.

SECTION 5. PUBLICATION. At least two (2) days prior to its final adoption, copies of this ordinance shall be posted in at least three (3) prominent and distinct locations in the City; and a notice shall be published once in The Modesto Bee, the official newspaper of the City of Modesto, setting forth the title of this ordinance, the date of its introduction and the places where this ordinance is posted.

The foregoing ordinance was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of May, 1984, by Councilmember Lang, who moved its introduction and passage to print, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and ordered printed

and published by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

APPROVED:

Richard Patterson
RICHARD PATTERSON, Acting Mayor

ATTEST:

NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By William J. ...
Department of Planning and
Community Development

Ordinance 2257 C.S.
Exhibit A – Map

Oversized map folded and bound within Ordinance Book. Unable to
remove safely for scanning.

Ord. No. 2257-C.S.

FINAL ADOPTION CLAUSE

The foregoing ordinance, having been published as required by the Charter of the City of Modesto, and coming on for final consideration at the regular meeting of the Council of the City of Modesto held on the 22nd day of May, 1984, Councilmember Whiteside moved its final adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the ordinance adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

APPROVED

Peggy Mensinger
MAYOR PEGGY MENSINGER

ATTEST:

Judy E. Hall
JUDY E. HALL, Acting City Clerk

EFFECTIVE DATE: June 21, 1984

ORDINANCE NO. 2258-C.S.

AN ORDINANCE AMENDING SECTION MAP 14-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON. (FLORSHEIM PROPERTIES)

WHEREAS, a verified application for an amendment to Section 14-3-9 of the Zoning Map was filed by Florsheim Properties on February 15, 1984, to reclassify from Low Density Residential Zone, R-1, to Medium Density Residential Zone, R-2, property located on the east side of Oakdale Road south of Floyd Avenue, described as follows:

R-1 to R-2

ALL that certain real property situate in a portion of the Northwest quarter of Section 14, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, and lying in the City of Modesto, County of Stanislaus, and the State of California, more particularly described as follows:

COMMENCING at the centerline-centerline intersection of Floyd Avenue and Oakdale Road, said point lying on the West line of said Section 14; thence South 0°20'37" West along the centerline of said Oakdale Road and said West line of Section 14, 661.04 feet; thence South 88°51'00" East, 671.47 feet to the point of beginning of this description; thence continuing South 88°51'00" East, 631.11 feet; thence South 0°15'08" West, 661.06 feet; thence North 88°51'01" West, 632.15 feet; thence North 0°20'37" East, 661.04 feet to the point of beginning.

Containing 9.58 acres.

and

WHEREAS, a public hearing was held by the Planning Commission on April 16, 1984, in the City Council Chamber, City Hall, 801 11th Street, Modesto, California, at which hearing evidence both oral and documentary was received and considered, and

WHEREAS, after said public hearing, the Planning Commission found and determined that rezoning a portion of the property to Medium Density Residential Zone, R-2, as requested is not required by public necessity, convenience and general welfare for the following reasons:

1. The portion of the area requested for R-2 zoning lying west of the first collector street east of Oakdale Road is consistent with the neighborhood zoning and development plan adopted for the area.
2. The portion of the area requested for R-2 Zoning lying east of the first collector street east of Oakdale Road is not consistent with the neighborhood zoning and development plan adopted for the area.

and

WHEREAS, by Resolution No. 84-75, the Planning Commission denied the rezoning of a portion of the property described above from Low Density Residential Zone, R-1, to Medium Density Residential Zone, R-2, and recommended to the City Council that a portion of the property be rezoned from Low Density Residential Zone, R-1, to Medium Density Residential Zone, R-2, property located on the east side of Oakdale Road south of Floyd Avenue, and

WHEREAS, the rezoning as recommended by the Planning Commission was set for public hearing before the Council of the City of Modesto in the Council Chambers, City Hall, 801 11th Street, Modesto, California, at 4:00 p.m. on May 14, 1984,

NOW, THEREFORE, the Council of the City of Modesto does ordain as follows:

SECTION 1. COUNCIL FINDINGS. After a public hearing held on May 15, 1984, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, at which evidence both oral and documentary was received and considered, this Council finds and determines that the rezoning as recommended by the Planning Commission is required by public necessity,

convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 84-75 and set forth above.

SECTION 2. ZONING CHANGE. Section 14-3-9 of the Zoning Map is hereby amended to reclassify the following described property from Low Density Residential Zone, R-1, to Medium Density Residential Zone, R-2:

R-1 to R-2

ALL that certain real property situate in a portion of the Northwest quarter of Section 14, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, and lying in the City of Modesto, County of Stanislaus and the State of California, more particularly described as follows:

COMMENCING at the centerline-centerline intersection of Floyd Avenue and Oakdale Road, said point lying on the West line of said Section 14, thence South 0°20'37" West along the centerline of said Oakdale Road and the said West line of Section 14, 661.04 feet; thence South 88°51'00" East, 671.47 feet to the point of beginning of this description; thence continuing South 88°51'00" East, 501.11 feet; thence South 0°15'08" West, 531.06 feet; thence South 88°51'01" East, 130.00 feet; thence South 0°15'08" West, 130.00 feet; thence North 88°51'01" West, 632.15 feet; thence North 0°20'37" East, 661.04 feet to the point of beginning.

Containing: 8.0 Acres

SECTION 3. ZONING MAP. Section 14-3-9 of the Zoning Map of the City of Modesto is amended to appear as set forth on the map attached hereto, which is hereby made a part of this ordinance by reference.

SECTION 4. EFFECTIVE DATE. This ordinance shall go into effect and be in full force and operation from and after thirty (30) days after its final passage and adoption.

SECTION 5. PUBLICATION. At least two (2) days prior to its final adoption, copies of this ordinance shall be posted in at least three (3) prominent and distinct locations in the City; and a notice shall be published once in The Modesto Bee, the official newspaper of the City of Modesto,

setting forth the title of this ordinance, the date of its introduction and the places where this ordinance is posted.

The foregoing ordinance was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of May, 1984, by Councilmember Lang, who moved its introduction and passage to print, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and ordered printed and published by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

APPROVED: Richard Patterson
RICHARD PATTERSON, Acting Mayor

ATTEST: NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By Althea D. ...
Department of Planning and
Community Development

Ordinance 2258 C.S.
Exhibit A – Map

Oversized map folded and bound within Ordinance Book. Unable to
remove safely for scanning.

Ord. No. 2258-C.S.

FINAL ADOPTION CLAUSE

The foregoing ordinance, having been published as required by the Charter of the City of Modesto, and coming on for final consideration at the regular meeting of the Council of the City of Modesto held on the 22nd day of May, 1984, Councilmember Whiteside moved its final adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the ordinance adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger.

NOES: Councilmembers: None

ABSENT: Councilmembers: None

APPROVED

Peggy Mensinger
MAYOR PEGGY MENSINGER

ATTEST:

Judy C. Hall
JUDY C. HALL, Acting City Clerk

EFFECTIVE DATE: June 21, 1984

ORDINANCE NO. 2259-C.S.

AN ORDINANCE CONSENTING TO THE TRANSFER OF AN EXCLUSIVE FRANCHISE FOR THE RIGHT, PRIVILEGE AND PERMISSION TO PLACE, CONSTRUCT AND MAINTAIN BENCHES WITH ADVERTISING THEREON AT DESIGNATED LOCATIONS ON THE STREETS AND SIDEWALKS IN THE CITY OF MODESTO FROM FRANK IMBURG, DOING BUSINESS AS THE TRANSADTISE COMPANY, TO FRANK IMBURG AND SHARON IMBURG, DOING BUSINESS AS THE TRANSADTISE COMPANY.

WHEREAS, Frank Imburg, doing business as The Transadtise Company, has an exclusive franchise for the right, privilege and permission to place, construct and maintain benches with advertising thereon at designated locations on the streets and sidewalks in the City of Modesto, which franchise expires on December 31, 1985, and

WHEREAS, Frank Imburg has requested that the City of Modesto consent to the transfer of said franchise to Frank Imburg and Sharon Imburg who desire to continue the operation thereunder of said bus bench advertising business under the name of The Transadtise Company, and

WHEREAS, Section 11-2.20 of the Modesto Municipal Code provides that the transfer of said franchise shall not be valid unless an ordinance of the City consenting to such transfer has been adopted, and

WHEREAS, Section 20 of Ordinance No. 1911-C.S. which grants said franchise to Frank Imburg, doing business as The Transadtise Company, also provides that said franchise may not be sold, transferred, assigned or otherwise disposed of without the prior written consent of the City Council, and

WHEREAS, the request of Frank Imburg, doing business as The Transadtise Company, for approval of the transfer of said franchise to Frank Imburg and Sharon Imburg was considered at a public hearing held by the City Council of the City of Modesto on May 22, 1984, and

WHEREAS, based on the evidence received and considered at said hearing, the City Council has determined that it is in the interest of the public health, safety and welfare to consent to said transfer,

NOW, THEREFORE, the Council of the City of Modesto does ordain as follows:

SECTION 1. TRANSFER OF FRANCHISE. Consent is hereby given for the transfer from Frank Imburg, doing business as The Transadtise Company, to Frank Imburg and Sharon Imburg, doing business as The Transadtise Company, of the exclusive franchise for the right, privilege and permission to place, construct and maintain benches with advertising thereon at designated locations on the streets and sidewalks in the City of Modesto granted by Ordinance No. 1911-C.S.

SECTION 2. EFFECTIVE DATE. This ordinance shall go into effect and be in full force and operation from and after thirty (30) days after its final passage and adoption.

SECTION 3. PUBLICATION. At least two (2) days prior to its final adoption, copies of this ordinance shall be posted in at least three (3) prominent and distinct locations in the City; and a notice shall be published once in The Modesto Bee, the official newspaper of the City of Modesto, setting forth the title of this ordinance, the date of its introduction and the places where this ordinance is posted.

The foregoing ordinance was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of May, 1984, by Councilmember Lang, who moved its introduction and passage to print, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and ordered printed and published by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

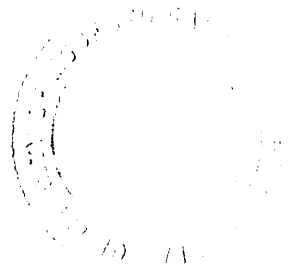
NOES: Councilmembers: None

ABSENT: Councilmembers: None

APPROVED: Peggy Mensinger
PEGGY MENSINGER, Mayor

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)



APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

Ord. No. 2259-C.S.

FINAL ADOPTION CLAUSE

The foregoing ordinance, having been published as required by the Charter of the City of Modesto, and coming on for final consideration at the regular meeting of the Council of the City of Modesto held on the 5th day of June, 1984, Councilmember Lang moved its final adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the ordinance adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

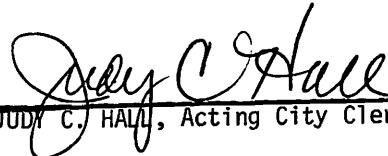
NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

APPROVED


ACTING MAYOR RICHARD PATTERSON

ATTEST:


JUDY C. HALL, Acting City Clerk

EFFECTIVE DATE: July 5, 1984

AN ORDINANCE AMENDING SECTION MAP 9-3-9 OF
THE ZONING MAP OF THE CITY OF MODESTO, RECLASSIFYING
CERTAIN PROPERTY LOCATED THEREON. (PRICE DEVELOPMENT)

The Council of the City of Modesto does ordain as follows:

SECTION 1. ZONING CHANGE. Section 9-3-9 of the Zoning
Map is hereby amended to reclassify the following described property
from Low Density Residential Zone, R-1, to
Planned-Development Zone, P-D (354) :

R-1 to P-D

ALL that certain real property situate in a portion of the Northwest
quarter of Section 9, Township 3 South, Range 9 East, Mount Diablo Base
and Meridian, and lying within the City of Modesto, County of Stanislaus,
State of California, more particularly described as follows:

COMMENCING at the centerline centerline intersection of McHenry Avenue
and Sylvan Avenue as shown on the Official Map filed in Book 12 of
Surveys at Page 112, Stanislaus County records; thence North 0°53' West,
along the centerline of said McHenry Avenue, a distance of 1655.53 feet;
thence South 89°18'20" East, 1000.00 feet to the point of beginning of
description; thence North 0°53' West, 660.00 feet; thence South 89°18'20"
East, 1639.48 feet; thence South 51°20' East 660.43 feet; thence North
89°18'20" West, 1639.16 feet to the point of beginning of this
description.

SECTION 2. USES. The following uses shall be permitted in said P-D(354) Zone subject to securing approval of the Secretary of the Planning Commission if the plan for construction conforms in principle to the approved plan, as required by Section 10-2.2704 of the Modesto Municipal Code, or by the Planning Commission if any changes not conforming in principle to the approved plan are proposed, as required by Section 10-2.2708(b) of the Modesto Municipal Code.

Residential condominiums
Storm drainage basin

SECTION 3. ZONING MAP. Section Map 9-3-9 of the Zoning Map of the City of Modesto is amended to appear as set forth on the map attached hereto, which is hereby made a part of this ordinance by reference.

SECTION 4. EFFECTIVE DATE. This ordinance shall go into effect and be in full force and operation from and after thirty (30) days after its final passage and adoption.

SECTION 5. PUBLICATION. At least two (2) days prior to its final adoption, copies of this ordinance shall be posted in at least three (3) prominent and distinct locations in the City; and a notice shall be published once in The Modesto Bee, the official newspaper of the City of Modesto, setting forth the title of this ordinance, the date of its introduction and the places where this ordinance is posted.

The foregoing ordinance was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of June, 1984, by Councilmember Muratore, who moved its introduction and passage to print, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and ordered printed

and published by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

APPROVED:

Richard Patterson
RICHARD PATTERSON
ACTING MAYOR

ATTEST:

Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By William Smith
Department of Planning and
Community Development

Ordinance 2260 C.S.
Exhibit A – Map

Oversized map folded and bound within Ordinance Book. Unable to
remove safely for scanning.

Ord. No. 2260-C.S.

FINAL ADOPTION CLAUSE

The foregoing ordinance, having been published as required by the Charter of the City of Modesto, and coming on for final consideration at the regular meeting of the Council of the City of Modesto held on the 12th day of June, 1984, Councilmember Whiteside moved its final adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the ordinance adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

APPROVED

Peggy Mensinger
MAYOR PEGGY MENSINGER

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

EFFECTIVE DATE: July 12, 1984

ORDINANCE NO. 2261 C.S.

AN ORDINANCE AMENDING SECTION 5-6.04 OF CHAPTER 6 OF TITLE V OF THE MODESTO MUNICIPAL CODE RELATING TO SEWER BOND REDEMPTION CHARGES.

The Council of the City of Modesto does ordain as follows:

SECTION 1. AMENDMENT OF CODE. Section 5-6.04 of Chapter 6 of

Title V of the Modesto Municipal Code is hereby amended to read as follows:

SEC. 5-6.04. SEWER BOND REDEMPTION CHARGES.

Each person owning property within the Sewer District shall pay a charge to the City for connecting to the sewage system in accordance with the following rates:

(a) Residential.

A bond redemption charge of one hundred dollars (\$100.00) per dwelling unit, a mobile home or mobile home space in a mobile home park shall be paid to the City for connection to the sewage system. The bond redemption charge shall increase to one hundred fifty dollars (\$150.00) on July 1, 1969, and shall increase at the rate of twenty-five dollars (\$25.00) per dwelling unit annually thereafter, commencing on July 1, 1970, unless specifically waived for the year involved by resolution of the City Council.

(b) Commercial and Industrial.

A bond redemption charge of four hundred dollars (\$400.00) per acre shall be paid to the City for connection to the sewage system. The bond redemption charge shall increase to six hundred dollars (\$600.00) on July 1, 1969, and shall increase one hundred dollars (\$100.00) per acre annually thereafter commencing on July 1, 1970, unless specifically waived for the year involved by resolution of the City Council. Churches shall pay a commercial bond redemption charge.

(c) Unconnected Standby Sewer Service Charges.

Properties which paid unconnected standby sewer charges prior to July 1, 1969, shall be exempt from sewer bond redemption charges.

The acreage used to determine the bond redemption charge shall be the total area developed or being developed which is owned, leased or controlled by the user.

In those instances where the total acreage owned, leased or controlled by the user is greater than that developed or being developed, the Director is authorized to determine the acreage to be used in determining the bond redemption charge. The remaining acreage shall pay a bond redemption charge at such time as it is developed.

A fee shall be paid to the City for the purpose of covering the cost of inspection of the premises to make determinations on the acreage to be covered by the bond redemption charge. Said fee shall be in accordance with a schedule approved by the Council from time to time by resolution.

For those properties connected to the sewage system whose zoning designation and/or use is changed from Residential to Commercial and Industrial or from Commercial and Industrial to Residential, a bond redemption charge equal to the difference, if any, between the current rate for the existing use and the current rate for the proposed use shall be paid to the City. If the current rate for the proposed use is less than the current rate for the existing use, the user shall not be entitled to a refund.

SECTION 2. EFFECTIVE DATE. This ordinance shall go into effect and be in full force and operation from and after thirty (30) days after its final passage and adoption.

SECTION 3. PUBLICATION. At least two (2) days prior to its final adoption, copies of this ordinance shall be posted in at least three (3) prominent and distinct locations in the City; and a notice shall be published once in The Modesto Bee, the official newspaper of the City of Modesto, setting forth the title of this ordinance, the date of its introduction and the places where this ordinance is posted.

The foregoing ordinance was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of June, 1984, by Councilmember Lang, who moved its introduction and passage to print, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and ordered printed and published by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

APPROVED: Richard Patterson
RICHARD PATTERSON, Acting Mayor

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

Ord. No. 2261-C.S.

FINAL ADOPTION CLAUSE

The foregoing ordinance, having been published as required by the Charter of the City of Modesto, and coming on for final consideration at the regular meeting of the Council of the City of Modesto held on the 12th day of June, 1984, Councilmember Whiteside moved its final adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the ordinance adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

APPROVED

Beggy Mensinger
MAYOR BEGGY MENSINGER

ATTEST:

Morrine Coyle
MORRINE COYLE, City Clerk

EFFECTIVE DATE: July 12, 1984

ORDINANCE NO, 2262 -C.S,

AN ORDINANCE AMENDING SECTION MAP 12-3-8
OF THE ZONING MAP OF THE CITY OF MODESTO, PREZONING
CERTAIN PROPERTY LOCATED THEREON. (ELWIN YOUNG)

The Council of the City of Modesto does ordain as follows:

SECTION 1. ZONING CHANGE, Section 12-3-8 of the
Zoning Map is hereby amended to prezone the following-described
property to Planned-Development Zone, P-PD(353):

Prezone to P-D

All that certain real property situate in a portion of the northeast quarter of the southeast quarter of Section 12, Township 3 South, Range 8 East, Mount Diablo Base and Meridian, in the County of Stanislaus, described as follows:

Beginning at the East quarter corner of said Section 12; thence on the section line South 0°02'50" East 543.08 feet to the northern line of the Hetch-Hetchy right-of-way; thence on said northerly right-of-way line, South 70°31'40" West 575.04 feet; thence on a radial line bearing North 30°54'45" West 725.61 feet, to the centerline of Standiford Avenue, said point being on a curve concave to the southeast, having a radius of 1150.00 feet; thence easterly along the arc of said curve to its intersection with the East/West quarter section line of said Section 12; thence along said quarter section line, North 89°37'10" East 663.73 feet to the point of beginning.

Including also all of the Northern one-half of the Hetch-Hetchy right-of-way immediately adjacent to the above described property.

SECTION 2. USES. The following uses shall be permitted in said P-PD(353) Zone subject to securing approval of the Secretary of the Planning Commission if the plan for construction conforms in principle to the approved plan, as required by Section 10-2.2704 of the Modesto Municipal Code or by the Planning Commission if any changes not conforming in principle to the approved plan are proposed, as required by Section 10-2.2708(b) of the Modesto Municipal Code.

Neighborhood shopping center containing C-1 Zone uses.

SECTION 3. ZONING MAP. Section Map 12-3-8 of the Zoning Map of the City of Modesto is amended to appear as set forth on the map attached hereto, which is hereby made a part of this ordinance by reference.

SECTION 4. EFFECTIVE DATE. This ordinance shall go into effect and be in full force and operation from and after thirty (30) days after its final passage and adoption.

SECTION 5. PUBLICATION. At least two (2) days prior to its final adoption, copies of this ordinance shall be posted in at least three (3) prominent and distinct locations in the City; and a notice shall be published once in The Modesto Bee, the official newspaper of the City of Modesto, setting forth the title of this ordinance, the date of its introduction and the places where this ordinance is posted.

The foregoing ordinance was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of June, 1984, by Councilmember Sutton, who moved

its introduction and passage to print, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and ordered printed and published by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside,
Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

APPROVED:

Peggy Mensinger
PEGGY MENSINGER Mayor

APPROVED AS TO DESCRIPTION:

By Alban D. Mills
Department of Planning and
Community Development

Ordinance 2262 C.S.
Exhibit A – Map

Oversized map folded and bound within Ordinance Book. Unable to
remove safely for scanning.

Ord. No. 2262-C.S.

FINAL ADOPTION CLAUSE

The foregoing ordinance, having been published as required by the Charter of the City of Modesto, and coming on for final consideration at the regular meeting of the Council of the City of Modesto held on the 19th day of June, 1984, Councilmember Bright moved its final adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the ordinance adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

APPROVED

Peggy Mensinger
MAYOR PEGGY MENSINGER

ATTEST:

Judy C. Hall
JUDY C. HALL, Acting City Clerk

EFFECTIVE DATE: July 19, 1984

AN ORDINANCE AMENDING SECTION MAP 7-3-9 OF
THE ZONING MAP OF THE CITY OF MODESTO, RECLASSIFYING
CERTAIN PROPERTY LOCATED THEREON. (RESOURCE DEVELOPMENT)

The Council of the City of Modesto does ordain as follows:

SECTION 1. ZONING CHANGE. Section 7-3-9 of the Zoning Map is hereby amended to reclassify the following described property from Low Density Residential Zone, R-1, to Planned-Development Zone, P-D (358):

R-1 to P-D

ALL that certain real property situate in portion of the Northwest quarter of Section 7, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, City of Modesto, State of California described as follows:

Including all of Parcel "B" as shown on the recorded map filed in Book 16 of Parcel Maps at Page 18, Stanislaus County Records, more particularly described as follows:

Beginning at the interior quarter corner of said Section 7; thence North 88°55'20" West along the East-West quarter Section line of said Section 7, 321.00 feet to the intersection of the Southerly prolongation of the West line of Parcel "A" as shown on the aforementioned Parcel Map, said point of intersection being the true point of beginning of this description; thence continuing along said East-West quarter section line, North 88°55'20" West 597.36 feet to the intersection of the Southern line of 110 foot wide Hetch-Hetchy right-of-way; thence along said Southern right-of-way line, North 69°52'30" East 973.38 feet to the intersection of the North-South quarter section line of said Section 7; thence along the quarter section line South 0°41'30" East 172.21 feet to the Easterly prolongation of the North line of said Parcel "A"; thence North 88°55'20" West along said prolongation and North line of said Parcel "A", 321.00 feet more or less to the Northwest corner of said Parcel "A"; thence South 0°41'30" East along the West line of said Parcel "A" and its Southerly prolongation 180.00 feet more or less to the true point of beginning.

SECTION 2. USES. The following uses shall be permitted in said P-D(358) Zone subject to securing approval of the Secretary of the Planning Commission if the plan for construction conforms in principle to the approved plan, as required by Section 10-2.2704 of the Modesto Municipal Code, or by the Planning Commission if any changes not conforming in principle to the approved plan are proposed, as required by Section 10-2.2708(b) of the Modesto Municipal Code.

Car washing establishments, including gas pump island

SECTION 3. ZONING MAP. Section Map 7-3-9 of the Zoning Map of the City of Modesto is amended to appear as set forth on the map attached hereto, which is hereby made a part of this ordinance by reference.

SECTION 4. EFFECTIVE DATE. This ordinance shall go into effect and be in full force and operation from and after thirty (30) days after its final passage and adoption.

SECTION 5. PUBLICATION. At least two (2) days prior to its final adoption, copies of this ordinance shall be posted in at least three (3) prominent and distinct locations in the City; and a notice shall be published once in The Modesto Bee, the official newspaper of the City of Modesto, setting forth the title of this ordinance, the date of its introduction and the places where this ordinance is posted.

The foregoing ordinance was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of June, 19⁸⁴, by Councilmember Lang, who moved its introduction and passage to print, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and ordered printed

and published by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

APPROVED:

Richard Patterson
RICHARD PATTERSON, Acting Mayor

ATTEST:

Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By

Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By

Bill Hewitt
Department of Planning and
Community Development

Ordinance 2263 C.S.
Exhibit A – Map

Oversized map folded and bound within Ordinance Book. Unable to
remove safely for scanning.

Ord. No. 2263-C.S.

FINAL ADOPTION CLAUSE

The foregoing ordinance, having been published as required by the Charter of the City of Modesto, and coming on for final consideration at the regular meeting of the Council of the City of Modesto held on the 3rd day of July, 1984, Councilmember Sutton moved its final adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the ordinance adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger.

NOES: Councilmembers: None

ABSENT: Councilmembers: None

APPROVED *Peggy Mensinger*
MAYOR PEGGY MENSINGER

ATTEST: *Horrine Coyle*
HORRINE COYLE, City Clerk

EFFECTIVE DATE: August 2, 1984

AN ORDINANCE AMENDING SECTION 2 OF ORDINANCE NO. 1474-C.S. ENTITLED "AN ORDINANCE AMENDING SECTION MAP 7-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO, RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON. (LANCE E. ELLIS AND CAROL L. ELLIS)", AS PREVIOUSLY AMENDED BY ORDINANCE NOS. 1894-C.S. AND 1983-C.S. (LANCE ELLIS/GREGORY DEVELOPMENT COMPANY)

WHEREAS, a verified application for an amendment to P-D(133) was filed by Lance Ellis/Gregory Development Company on March 15, 1984, to allow the west portion of P-D(133) to be occupied entirely with C-1 zone uses rather than certain specified C-1 uses and the remainder with P-0 zone uses, property located on the north side of Standiford Avenue west of Tully Road, and

WHEREAS, a public hearing was held by the Planning Commission on May 7, 1984, in the City Council Chambers, City Hall 801 - 11th Street, Modesto, California, at which hearing evidence both oral and documentary was received and considered, and

WHEREAS, the Planning Commission found and determined that amendment of P-D(133) is required by public necessity, convenience and general welfare for the following reasons:

1. The entire P-D(133) property is laid out and appears to the public as a commercial area, not a professional office area, and is not likely to develop with professional offices.
2. The expansion of commercial uses into the entire P-D(133) zone will provide locally owned retail commercial space for small businesses in an area that is already essentially developed.
3. There is an ample amount of P-0 zoned land in the immediate vicinity.

and

WHEREAS, said matter was set for public hearing before the Council of the City of Modesto in the Council Chambers, City Hall, 801 11th Street, Modesto, California on June 19, 1984, at 4:00 p.m., at which time evidence both oral and documentary was received and considered, and

WHEREAS, the Council finds and determines that the requested amendment of P-D(133) to allow the west portion of P-D(133) to be occupied entirely with C-1 zone uses rather than certain specified C-1 uses and the remainder with P-0 zone uses is required by public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 84-91, and quoted above,

NOW, THEREFORE, the Council of the City of Modesto does ordain as follows:

SECTION 1. AMENDMENT OF ORDINANCE NO. 1474-C.S. Section 2 of Ordinance No. 1474-C.S., as previously amended by Ordinance Nos. 1894 and 1983, is hereby further amended to read as follows:

"SECTION 2. USES. The following uses shall be permitted in said P-D(133) Zone subject to securing approval of the Secretary of the Planning Commission if the plan for construction conforms in principle to the approved plan, or by the Planning Commission if any changes not conforming in principle to the approved plan are proposed, as required by Section 10-2.2708(b) of the Modesto Municipal Code:

All uses allowed in the C-1 Zone, subject to the following:

1. Food market uses shall not exceed a total of 7500 square feet.
2. One bath (hot tub) establishment shall be allowed, subject to the limitations in City Council Resolution No. 80-989 and Planning Commission Resolution No. 81-93.
3. On-sale alcoholic beverage sales shall be allowed as part of one restaurant, subject to the limitations in City Council Resolution No. 81-798.

SECTION 2. EFFECTIVE DATE. This ordinance shall go into effect and be in full force and operation from and after thirty (30) days after its final passage and adoption.

SECTION 3. PUBLICATION. At least two (2) days prior to its final adoption, copies of this ordinance shall be posted in at least three (3) prominent and distinct locations in the City; and a notice shall be published once in The Modesto Bee, the official newspaper of the City of Modesto, setting forth the title of this ordinance, the date of its introduction and the places where this ordinance is posted.

The foregoing ordinance was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of June, 1984, by Councilmember Muratore, who moved its introduction and passage to print, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and ordered printed and published by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

APPROVED: *Peggy Mensinger*
PEGGY MENSINGER, Mayor

ATTEST: *Judy C. Hall*
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

Ord. No. 2264-C.S.

FINAL ADOPTION CLAUSE

The foregoing ordinance, having been published as required by the Charter of the City of Modesto, and coming on for final consideration at the regular meeting of the Council of the City of Modesto held on the 3rd day of July, 1984, Councilmember Sutton moved its final adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the ordinance adopted by the following vote:

AYES: Councilmembers: Bright, Lang; Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

APPROVED

Peggy Mensinger
MAYOR PEGGY MENSINGER

ATTEST:

Norriane Coyle
NORRIANE COYLE, City Clerk

EFFECTIVE DATE: August 2, 1984

ORDINANCE NO. 2265 -C.S.

AN ORDINANCE AMENDING SECTION MAP 7-3-9 OF THE ZONING MAP TO REZONE FROM P-D(257) TO R-1 PROPERTY LOCATED ON THE SOUTH SIDE OF STANDIFORD AVENUE EAST OF SHAWNEE DRIVE EXTENDED. (STANDIFORD AVENUE JOINT VENTURE)

The Council of the City of Modesto does ordain as follows:

SECTION 1. ZONING CHANGE. Section 7-3-9 of the Zoning Map is hereby amended to reclassify the following described property from Planned Development Zone P-D(257) to Low Density Residential Zone, R-1:

All that certain real property situate in the Southwest quarter of Section 7, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, Stanislaus County, California; being a portion of Lots 1 and 2 of the Knapp Tract as recorded in Volume 2 of Maps at Page 2, Stanislaus County Records, also being known as Parcels 1 and 2 of Parcel Map as recorded in Book 29 of Parcel Maps at page 88, Stanislaus County Records more particularly described as follows:

Commencing at the Northeast corner of Lot 1 of said Knapp Tract, said point being the intersection of the centerlines of Standiford Avenue and Carver Road; thence North $88^{\circ}16'03''$ West along the centerline of Standiford Avenue and the East-West quarter section line a distance of 892.32 feet to the true point of beginning of this description; thence South a distance of 496.32 feet; thence South $88^{\circ}16'03''$ East a distance of 642.32 feet; thence South a distance of 496.84 feet; thence North $88^{\circ}19'34''$ West a distance of 189.13 feet; thence North $0^{\circ}00'26''$ East a distance of 193.68 feet; thence North $88^{\circ}21'19''$ West a distance of 937.28 feet; thence North $41^{\circ}58'18''$ West a distance of 123.37 feet; thence North a distance of 33.75 feet to the point of tangency of a curve concave to the Southeast; thence Northerly a distance of 420.91 feet along said curve having a radius of 515.00 feet and a central angle of $46^{\circ}49'40''$ to the point of reverse curvature (radial line bears North $43^{\circ}10'20''$ West); thence Northerly along a curve concave to the Northwest a distance of 236.12 feet, said curve having a radius of 300.00 feet and a central angle of $45^{\circ}05'43''$; thence North $1^{\circ}43'57''$ East a distance of 85.00 feet to a point on the centerline of Standiford Avenue; thence South $88^{\circ}16'03''$ East along said centerline a distance of 306.72 feet to the true point of beginning of this description.

Containing 13.59 acres

SECTION 2. ZONING MAP. Section 7-3-9 of the Zoning Map of the City of Modesto is amended to appear as set forth on the map attached hereto, which is hereby made a part of this ordinance by reference.

SECTION 3. EFFECTIVE DATE. This ordinance shall go into effect and be in full force and operation from and after thirty (30) days after its final passage and adoption.

SECTION 4. PUBLICATION. At least two (2) days prior to its final adoption, copies of this ordinance shall be posted in at least three (3) prominent and distinct locations in the City; and a notice shall be published once in The Modesto Bee, the official newspaper of the City of Modesto, setting forth the title of this ordinance, the date of its introduction and the places where this ordinance is posted.

The foregoing ordinance was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of June,

19 84 , by Councilmember Lang , who moved its introduction and passage to print, which motion being duly seconded by Councilmember Whiteside , was upon roll call carried and ordered printed and published by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

APPROVED: Peggy Mensinger
PEGGY MENSINGER, Mayor

ATTEST:

By Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By Bill Smith
Department of Planning and
Community Development

Ordinance 2265 C.S.
Exhibit A – Map

Oversized map folded and bound within Ordinance Book. Unable to
remove safely for scanning.

Ord. No. 2265-C.S.

FINAL ADOPTION CLAUSE

The foregoing ordinance, having been published as required by the Charter of the City of Modesto, and coming on for final consideration at the regular meeting of the Council of the City of Modesto held on the 3rd day of July, 1984, Councilmember Sutton moved its final adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the ordinance adopted by the following vote:


AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger.

NOES: Councilmembers: None

ABSENT: Councilmembers: None

APPROVED


MAYOR PEGGY MENSINGER

ATTEST: 
MORRINE COYLE, City Clerk

EFFECTIVE DATE: August 2, 1984

AN ORDINANCE AMENDING SECTION MAP 24-3-9 OF
THE ZONING MAP OF THE CITY OF MODESTO, RECLASSIFYING
CERTAIN PROPERTY LOCATED THEREON. (HORN CONSTRUCTION/
GILBRALTAR COMMUNITY BUILDERS)

The Council of the City of Modesto does ordain as follows:

SECTION 1. ZONING CHANGE. Section 24-3-9 of the Zoning Map is hereby amended to reclassify the following described property from Low Density Residential Zone, R-1, to Medium High Density Residential Zone, R-3 and Planned-Development Zone, P-D (356):

R-1 to R-3

All that portion of Lot 8 of the Idaho Colony lying in the Northwest quarter of the Northwest quarter of Section 24, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, in the City of Modesto, County of Stanislaus, State of California, described as follows:

Commencing at the northwest corner of said Section 24; thence South $0^{\circ}58'10''$ East along the west line of said Section 24 and the northerly prolongation of the centerline of Lakewood Avenue, 177.83[±] feet to the South line of Briggsmore Avenue; thence continuing along said section line and the centerline of Lakewood Avenue, South $0^{\circ}58'10''$ East, 291.00 feet; thence North $89^{\circ}34'10''$ East, 200.00 feet; thence North $0^{\circ}58'10''$ West parallel to said West line of Section 24 a distance of 291.00 feet to the aforementioned south right-of-way line of Briggsmore Avenue; thence continuing on a line parallel to said West line of Section 24, 177.83[±] feet to the North line of said Section 24; thence along said North line, South $89^{\circ}34'10''$ West 200.00 feet to the point of beginning.

R-1 to P-D

All that portion of Lot 8 of the Idaho Colony lying in the Northwest quarter of the Northwest quarter of Section 24, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, in the City of Modesto, County of Stanislaus, State of California, described as follows:

Commencing at the intersection of the centerline of Mulholland Drive and Lakewood Avenue; thence along the centerline of Mulholland Drive, North $89^{\circ}21'00''$ East 560.53 feet to the southerly prolongation of the east line of Lot 17 of Block 1656 as shown on the official map of Old Orchard No. 3, filed in the office of the Recorder of Stanislaus County, California, on February 26, 1974, in Volume 24 of Maps, page 66; thence along said Southern prolongation and the East line of said Lot 17, North $0^{\circ}55'50''$ West, 630.00 feet to the northeast corner of said Lot 17 and the South line of East Briggsmore Avenue; thence north $0^{\circ}55'50''$ West along the Northerly prolongation of said East line of Lot 17, $177.83\pm$ feet to the North line of said Section 24; thence along said North line South $89^{\circ}34'10''$ West 361 feet more or less to a point 200 feet East of the Northwest corner of said Section 24; thence South $0^{\circ}58'10''$ East and parallel with the West section line of said Section 24, 468.83 feet; thence South $89^{\circ}34'10''$ West and parallel with the North line of said Section 24, 200.00 feet to the West section line of said Section 24; thence along said West section line, South $0^{\circ}58'10''$ East, 341.15 feet to the point of beginning.

SECTION 2. USES. The following uses shall be permitted in the P-D(356) Zone subject to securing approval of the Secretary of the Planning Commission if the plan for construction conforms in principle to the approved plan, as required by Section 10-2.2704 of the Modesto Municipal Code, or by the Planning Commission if any changes not conforming in principle to the approved plan are proposed, as required by Section 10-2.2708(b) of the Modesto Municipal Code.

Apartment complex

SECTION 3. ZONING MAP. Section Map 24-3-9 of the Zoning Map of the City of Modesto is amended to appear as set forth on the map attached hereto, which is hereby made a part of this ordinance by reference.

SECTION 4. EFFECTIVE DATE. This ordinance shall go into effect and be in full force and operation from and after thirty (30) days after its final passage and adoption.

SECTION 5. PUBLICATION. At least two (2) days prior to its final adoption, copies of this ordinance shall be posted in at least three (3) prominent and distinct locations in the City; and a notice shall be published once in The Modesto Bee, the official newspaper of the City of Modesto, setting forth the title of this ordinance, the date of its introduction and the places where this ordinance is posted.

The foregoing ordinance was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of June, 1984, by Councilmember Muratore, who moved its introduction and passage to print, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and ordered printed

and published by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

APPROVED:

Peggy Mensinger
PEGGY MENSINGER, Mayor

ATTEST:

Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By Bill Hewitt
Department of Planning and
Community Development

Ord. No. 2266-C.S.

FINAL ADOPTION CLAUSE

The foregoing ordinance, having been published as required by the Charter of the City of Modesto, and coming on for final consideration at the regular meeting of the Council of the City of Modesto held on the 3rd day of July, 1984, Councilmember Sutton moved its final adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the ordinance adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

APPROVED

Peggy Mensinger
MAYOR PEGGY MENSINGER

ATTEST:

Morrine Coyle
MORRINE COYLE, City Clerk

EFFECTIVE DATE: August 2, 1984

AN ORDINANCE ADDING ARTICLE 8 TO CHAPTER 1 OF TITLE VIII OF THE MODESTO MUNICIPAL CODE RELATING TO THE DEFERRED COMPENSATION FUND.

The Council of the City of Modesto does ordain as follows:

SECTION 1. AMENDMENT OF CODE. Article 8 is hereby added to Chapter 1 of Title VIII of the Modesto Municipal Code to read as follows:

ARTICLE 8. DEFERRED COMPENSATION FUND.

SEC. 8-1.801. CREATION OF FUND. A fund is hereby created to account for the City of Modesto's Deferred Compensation Plans.

SEC. 8-1.802. TITLE OF FUND. Such fund shall be known as the "Deferred Compensation Fund."

SEC. 8-1.803. PURPOSE OF THE FUND. Said fund shall be used to account for all transactions involving the Deferred Compensation Plans.

SECTION 2. EFFECTIVE DATE. This ordinance shall go into effect and be in full force and operation from and after thirty (30) days after its final passage and adoption.

SECTION 3. PUBLICATION. At least two (2) days prior to its final adoption, copies of this ordinance shall be posted in at least three (3) prominent and distinct locations in the City and a notice shall be published once in The Modesto Bee, the official newspaper of the City of Modesto, setting forth the title of this ordinance, the date of its introduction and the places where this ordinance is posted.

The foregoing ordinance was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of June, 1984, by Councilmember Bright, who moved its introduction and passage to print, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and ordered printed and published by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

APPROVED: 
PEGGY MENSINGER, Mayor

ATTEST:

By 
JUDY C. HALL, Acting City Clerk
(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

Ord. No. 2267-C.S.

FINAL ADOPTION CLAUSE

The foregoing ordinance, having been published as required by the Charter of the City of Modesto, and coming on for final consideration at the regular meeting of the Council of the City of Modesto held on the 26th day of June, 1984, Councilmember Sutton moved its final adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the ordinance adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

APPROVED

Peggy Mensinger
MAYOR PEGGY MENSINGER

ATTEST:

Morrine Coyle
MORRINE COYLE, City Clerk

EFFECTIVE DATE:

July 26, 1984

ORDINANCE NO. 2268 -C.S.

AN ORDINANCE ADOPTING THE BUDGET FOR THE CITY OF
MODESTO FOR THE FISCAL YEAR ENDING JUNE 30, 1985,
AND PROVIDING FOR CERTAIN TRANSFERS OF FUNDS.

WHEREAS, pursuant to the Charter of the City of Modesto, a proposed budget for the 1984-85 fiscal year has been submitted to the City Council by the City Manager, and the City Council has made such revisions as it has deemed advisable, and

WHEREAS, in accordance with the City Charter, a public hearing has been held upon the adoption of the proposed budget after due notice, as provided by law, and

WHEREAS, copies of the proposed budget have been and are available for inspection by the public at the office of the City Clerk,

NOW, THEREFORE, the Council of the City of Modesto does ordain as follows:

SECTION 1. That the "City of Modesto Proposed Budget 1984 - 85", presented by the City Manager to the City Council at its meeting held May 1, 1984, and as thereafter amended by the City Council, a copy of which budget, as amended, is on file in the office of the City Clerk, is hereby adopted as the budget for the City of Modesto for the fiscal year ending June 30, 1985, and the several amounts stated therein as proposed expenditures are hereby appropriated for the various objects therein described.

SECTION 2. That funds of the City of Modesto encumbered on June 30, 1984, are hereby appropriated for the purposes for which they are encumbered and shall be a part of the budget for the fiscal year 1984 -1985 adopted hereby.

SECTION 3. That Capital Projects carried over from fiscal year 1983 -1984 are hereby re-appropriated as a part of the budget for the fiscal year 1984 -1985 adopted hereby. The amount of said appropriations will equal the Reserve for Appropriated Carryover Projects established in the General Ledger Accounts of the City of Modesto for all funds as of June 30, 1984.

SECTION 4. That the City Council is authorized by resolution to transfer funds from one department to another department and to transfer and authorize the expenditure of funds from the Reserved Fund Balances for specific purposes.

SECTION 5. That the City Manager is authorized to transfer funds within departmental budgets between the following classifications, to wit: Employee Services, Professional and Contractual Services, Materials and Supplies, other operating expenses and Capital Appropriations; and to transfer appropriations for capital items budgeted within the same department within the same capital fund.

SECTION 6. Pursuant to Section 722 of the Charter of the City of Modesto, this ordinance shall take effect upon adoption.

SECTION 7. Copies of this ordinance shall be posted in at least three (3) prominent and distinct locations in the City; and a notice shall be published once in the Modesto Bee, the official newspaper of the City of Modesto, setting forth the title of this ordinance, the date of its adoption and the places where this ordinance is posted.

The foregoing ordinance was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of June, 1984, by Councilmember Muratore, who moved its adoption and passage to print, which motion being duly seconded by Councilmember Lang, was upon roll call carried and ordered printed and published by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

APPROVED: Peggy Mensinger
PEGGY MENSINGER, Mayor

ATTEST:

By

Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By

Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

ORDINANCE NO. 2269 -C.S.

AN ORDINANCE AMENDING SECTION 2 OF ORDINANCE NO. 2203-C.S. ENTITLED "AN ORDINANCE OF THE CITY OF MODESTO, CALIFORNIA, APPROVING AND ADOPTING THE REDEVELOPMENT PLAN FOR THE MODESTO REDEVELOPMENT PROJECT."

The Council of the City of Modesto does ordain as follows:

SECTION 1. AMENDMENT OF ORDINANCE NO. 2203-C.S. Section 2 of Ordinance No. 2203-C.S. is hereby amended to add subparagraph "m." thereto to read as follows:

"m. All noncontiguous areas of the Project Area are either blighted or necessary for effective redevelopment and are not included for the purpose of obtaining the allocation of taxes from such area pursuant to Section 33670 of the Community Redevelopment Law without other substantial justification for their inclusion. This finding is based on the fact that blighting conditions exist in each of the noncontiguous areas of the project area which cannot be remedied by private enterprise acting alone or through other governmental or financing mechanisms without assistance from the agency."

SECTION 2. EMERGENCY PROVISIONS. DECLARATION OF URGENCY. The Council of the City of Modesto hereby finds and declares that the foregoing ordinance is necessary as an emergency measure for preserving the public peace, health and safety because inadvertently, due to a clerical error, the above finding was omitted from Ordinance No. 2203-C.S., adopted July 12, 1983, and amendment of that ordinance to include said finding is required in order that the purpose and intent of the ordinance can be implemented without undue delay and the Redevelopment Plan thereby approved effectuated and carried out in a timely manner.

SECTION 3. EFFECTIVE DATE. Pursuant to Section 722 of the Charter of the City of Modesto, this ordinance shall go into effect and be in full force and operation as of the date of its adoption.

SECTION 4. PUBLICATION. Copies of this ordinance shall be posted in at least three (3) prominent and distinct locations in the City; and a notice shall be published once in the Modesto Bee, the official newspaper of the City of Modesto, setting forth the title of this ordinance, the date of its adoption and the places where this ordinance is posted.

The foregoing ordinance was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of June, 1984, by Councilmember Bright, who moved its introduction and adoption which motion being duly seconded by Councilmember Lang, was upon roll call carried by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

APPROVED: Richard Patterson
RICHARD PATTERSON, Acting Mayor

ATTEST:

By Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

AN ORDINANCE AMENDING SECTION 2 OF ORDINANCE NO. 2203-C.S. ENTITLED "AN ORDINANCE OF THE CITY OF MODESTO, CALIFORNIA, APPROVING AND ADOPTING THE REDEVELOPMENT PLAN FOR THE MODESTO REDEVELOPMENT PROJECT."

The Council of the City of Modesto does ordain as follows:

SECTION 1. AMENDMENT OF ORDINANCE NO. 2203-C.S. Section 2 of Ordinance No. 2203-C.S. is hereby amended to add subparagraph "m." thereto to read as follows:

"m. All noncontiguous areas of the Project Area are either blighted or necessary for effective redevelopment and are not included for the purpose of obtaining the allocation of taxes from such area pursuant to Section 33670 of the Community Redevelopment Law without other substantial justification for their inclusion. This finding is based on the fact that blighting conditions exist in each of the noncontiguous areas of the project area which cannot be remedied by private enterprise acting alone or through other governmental or financing mechanisms without assistance from the agency."

SECTION 2. EFFECTIVE DATE. This ordinance shall go into effect and be in full force and operation from and after thirty (30) days after its final passage and adoption.

SECTION 3. PUBLICATION. At least two (2) days prior to its final adoption, copies of this ordinance shall be posted in at least three (3) prominent and distinct locations in the City and a notice shall be published once in The Modesto Bee, the official newspaper of the City of Modesto, setting forth the title of this ordinance, the date of its introduction and the places where this ordinance is posted.

The foregoing ordinance was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of June, 1984, by Councilmember Bright, who moved its introduction and passage to print, which motion being duly seconded by Councilmember Lang, was upon roll call carried and ordered printed and published by the following vote:

AYES: Councilmembers: **Bright, Lang, Muratore, Sutton, Whiteside,**
Acting Mayor Patterson

NOES: Councilmembers: **None**

ABSENT: Councilmembers: Mayor Mensinger

APPROVED: Richard Patterson
RICHARD PATTERSON, Acting Mayor

ATTEST:

By Judy C. Hall
JUDY C. HALL, Acting City Clerk
(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

FINAL ADOPTION CLAUSE

The foregoing ordinance, having been published as required by the Charter of the City of Modesto, and coming on for final consideration at the regular meeting of the Council of the City of Modesto held on the 26th day of June, 1984, Councilmember Whiteside moved its final adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the ordinance adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

APPROVED Richard Patterson
RICHARD PATTERSON, Acting Mayor

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

EFFECTIVE DATE: July 26, 1984

AN ORDINANCE AMENDING SECTIONS 3-2.1401 AND 3-2.1401.1 OF ARTICLE 14 OF CHAPTER 2 OF TITLE III OF THE MODESTO MUNICIPAL CODE RELATING TO SPEED LIMITS IN THE CITY OF MODESTO.

The Council of the City of Modesto does ordain as follows:

SECTION 1. AMENDMENT OF CODE. Sections 3-2.1401 and 3-2.1401.1 of Article 14 of Chapter 2 of Title III of the Modesto Municipal Code are hereby amended to read as follows:

SEC. 3-2.1401. CHANGE IN SPEED LIMITS SET BY STATE LAW.

Pursuant to authority contained in the California Vehicle Code Sections 22357 and 22358, it is hereby determined upon the basis of an engineering and traffic survey that the prima facie speed limits hereinafter set forth would facilitate the orderly movement of vehicular traffic and would be reasonable and safe, except when passing school grounds, and it is hereby determined that a speed limit greater than those hereinafter set forth would be more than is reasonable or safe. It is hereby declared that the prima facie speed limits hereinafter set forth are established according to law.

<u>NAME OF STREET OR PORTION AFFECTED</u>	<u>DECLARED PRIMA FACIE SPEED LIMIT</u>
ALICE STREET, between Sycamore Avenue and McHenry Avenue	25 miles per hour
BLUE GUM AVENUE, between Carpenter Road and Culpepper Avenue	25 miles per hour
CARPENTER ROAD, between the Tuolumne River and Robertson Road	35 miles per hour
CENTER STREET, between Rosedale Avenue and Calaveras Avenue	25 miles per hour
CONANT AVENUE, between Sisk Road and Rumble Road	35 miles per hour
CORALWOOD ROAD, between McHenry Avenue and Drago Park Drive	35 miles per hour
CROWS LANDING, between 7th Street and Imperial Avenue; those portions within the City	35 miles per hour

CROWS LANDING, between Imperial Avenue and Whitmore; those portions within the City	45 miles per hour
DEL VALE AVENUE, between Del Vista Avenue and Glenwood Drive	25 miles per hour
EMERALD AVENUE, between Maze Boulevard and Kansas Avenue within the City limits	25 miles per hour
ENSLEN AVENUE, between Granger Avenue and Orangeburg Avenue	25 miles per hour
FAIRMONT AVENUE, between Virginia Avenue and McHenry Avenue	25 miles per hour
FRANKLIN STREET, between Maze Boulevard and Laurel Avenue	25 miles per hour
GRAPE AVENUE, between Pearl Street and Evergreen Avenue	25 miles per hour
GRISWOLD AVENUE, between Virginia Avenue and McHenry Avenue	25 miles per hour
HADDON AVENUE, between La Loma Avenue and Conejo Avenue	25 miles per hour
HATCH ROAD, within the City limits	35 miles per hour
JEFFERSON STREET, between Paradise Road and 8th Street	25 miles per hour
K STREET, between Washington Street and 9th Street	25 miles per hour
LA LOMA AVENUE, between Burney Street and Buena Vista	25 miles per hour
LAUREL AVENUE, between Emerald Avenue and Franklin Street, within the City limits	35 miles per hour
LEGION PARK ROAD, between Santa Cruz Avenue and Tioga Drive	25 miles per hour
LEVELAND LANE, between College Avenue and TSRR tracks	25 miles per hour
LUCERN AVENUE, between Johnson Street and Coffee Road	25 miles per hour

MADISON STREET, between Paradise Avenue and Laurel Avenue	25 miles per hour
MORTON BOULEVARD, between 9th Street and Downey Avenue	25 miles per hour
NEECE DRIVE, between Rouse Avenue and Sunset Avenue	25 miles per hour
PARKER ROAD, between Claus Road and the Atchinson, Topeka and Santa Fe Railroad Tracks within the City Limits	50 miles per hour
PEARL STREET, between Carver Road and Dougfir Drive	25 miles per hour
RIVER ROAD, between Herndon Avenue and 1,200 feet west of Herndon Avenue	35 miles per hour
ROBLE AVENUE, between Santa Ana Avenue and Rosina Avenue	25 miles per hour
SHERWOOD AVENUE, between Orangeburg Avenue and Briggsmore Avenue	25 miles per hour
SNYDER AVENUE, between Blue Bird Drive and Dale Road	25 miles per hour
STODDARD AVENUE, between McHenry Avenue and Virginia Avenue	25 miles per hour
WESTERN WAY, between Sutter Avenue and Roselawn Avenue	25 miles per hour
WRIGHT STREET, between Sycamore Avenue and McHenry Avenue	25 miles per hour
7TH STREET, between Sierra Drive and the Tuolumne River	25 miles per hour
9TH STREET, on the Tuolumne River Bridge	40 miles per hour
9TH STREET, between north end of the Tuolumne River Bridge and D Street	30 miles per hour
9TH STREET, between P Street and 400' north of Tully Road	35 miles per hour
9TH STREET, between 400' north of Tully Road and Carpenter Road	50 miles per hour

SEC. 3-2.1401.1. CHANGE IN SPEED LIMITS SET BY STATE LAW:
FOR PURPOSE OF ENFORCEMENT USING RADAR OR OTHER ELECTRONIC
DEVICE.

By authority of, and upon the basis of engineering and traffic surveys conducted pursuant to Vehicle Code and the Traffic Manual of the Department of Transportation, it is determined that the prima facie speed limits which follow would facilitate the orderly movement of vehicular traffic and would be reasonable and safe.

<u>NAME OF STREET OR PORTION AFFECTED</u>	<u>DECLARED PRIMA FACIE SPEED LIMIT</u>	<u>DATE SURVEYED</u>
BLUE GUM AVENUE, between Poust and Carpenter Roads	40 miles per hour	July 11, 1980
BOWEN AVENUE, between Tully Road and McHenry Avenue	35 miles per hour	November 15, 1982
BRIGGSMORE AVENUE, between Prescott Road and Tully Road	45 miles per hour	January 27, 1984
BRIGGSMORE AVENUE, (east and westbound) between Tully Road and McHenry Avenue	45 miles per hour	January 27, 1984
BRIGGSMORE AVENUE, (westbound) between Coffee Road and McHenry Avenue	45 miles per hour	January 27, 1984
BRIGGSMORE AVENUE, (eastbound) between McHenry Avenue and 1,000 feet west of Coffee Road	40 miles per hour	November 13, 1982
BRIGGSMORE AVENUE, (eastbound), between a point 1,000 feet west of Coffee Road and Coffee Road	40 miles per hour	January 26, 1984
BRIGGSMORE AVENUE, between Coffee Road and Rose Avenue	45 miles per hour	January 26, 1984
BRIGGSMORE AVENUE, between Rose Avenue and Oakdale Road	45 miles per hour	January 26, 1984

BRIGGSMORE AVENUE, between Oakdale Road and Claus Road	50 miles per hour	January 26, 1984
BRIGHTON AVENUE, between Coffee Road and Locke Road	30 miles per hour	June 15, 1983
CARPENTER ROAD, between Blue Gum Avenue and Woodland Avenue within the City limits	45 miles per hour	February 8, 1984
CARPENTER ROAD, between Woodland Avenue and Maze Boulevard within the City limits	45 miles per hour	June 14, 1984
CARPENTER ROAD, between Maze Boulevard and Paradise Road within the City limits	45 miles per hour	January 26, 1984
CARVER ROAD, between M.I.D. Lateral No. 6 and Brixton Lane within the City limits	40 miles per hour	December 10, 1981
CARVER ROAD, between Brixton Lane and Roseburg Avenue	35 miles per hour	November 15, 1982
CARVER ROAD, between Roseburg Avenue and 9th Street	35 miles per hour	November 13, 1982
CELESTE DRIVE, between Coffee Road and Oakdale Road	30 miles per hour	June 14, 1983
CLAUS ROAD, between M.I.D. Lateral No. 3 and 200' south of Scenic Drive	45 miles per hour	February 3, 1984
COFFEE ROAD, between Mable Avenue and Sylvan Avenue within the City limits	40 miles per hour	June 6, 1981
COFFEE ROAD, between Sylvan Avenue and Floyd Avenue within the City limits	35 miles per hour	January 26, 1984
COFFEE ROAD, between Floyd Avenue and Briggsmore Avenue	35 miles per hour	January 26, 1984
COFFEE ROAD, between Briggsmore Avenue and Scenic Drive	35 miles per hour	January 26, 1984

COLLEGE AVENUE, between Rumble Road and Bowen Avenue	30 miles per hour	March 8, 1984
COLLEGE AVENUE, between Bowen Avenue and Princeton Avenue	35 miles per hour	November 20, 1982
CROWS LANDING ROAD, Blankenburg Avenue to School Avenue, within the City limits	35 miles per hour	June 22, 1983
DALE ROAD, between Pelandale Avenue and Snyder Avenue	50 miles per hour	May 29, 1984
DALE ROAD, between Snyder Avenue and Veneman Avenue	45 miles per hour	May 29, 1984
DALE ROAD, between Veneman Avenue and Standiford Avenue	35 miles per hour	January 26, 1984
EASTRIDGE DRIVE, between Orangeburg Avenue and Scenic Drive	30 miles per hour	May 25, 1983
EICHER AVENUE, between Conant Avenue and Goldie Avenue	30 miles per hour	March 11, 1981
EL VISTA AVENUE, between Scenic Drive and Yosemite Boulevard	35 miles per hour	April 20, 1984
EMERALD AVENUE, between Maze Boulevard and California Avenue within the City limits	35 miles per hour	June 14, 1983
ENCINA AVENUE, between Santa Barbara Avenue and Conejo Avenue	30 miles per hour	June 22, 1983
EVERGREEN AVENUE, between Orangeburg Avenue and Carver Road	35 miles per hour	January 19, 1981
FAIRMONT AVENUE, between Sunrise Avenue and Coffee Road	30 miles per hour	June 15, 1983
FLOYD AVENUE, between McHenry Avenue and Coffee Road	35 miles per hour	November 15, 1982

FLOYD AVENUE, between Coffee Road and Oakdale Road	30 miles per hour	June 14, 1983
FRANKLIN STREET, between Maze Boulevard and California Avenue	35 miles per hour	November 20, 1982
GRANGER AVENUE, between Tully Road and McHenry Avenue	30 miles per hour	June 14, 1983
GRANGER AVENUE, between McHenry Avenue and Sunrise Avenue	30 miles per hour	June 14, 1983
KANSAS AVENUE, between Carpenter Road and Emerald Avenue within the City limits	40 miles per hour	July 9, 1981
KANSAS AVENUE, between Emerald Avenue and Eighth Street	35 miles per hour	January 26, 1984
KEARNEY AVENUE, between Glenwood Drive and Coldwell Avenue	30 miles per hour	January 19, 1981
KELLER STREET, between Sylvan Avenue and Rumble Road within the City limits	30 miles per hour	January 26, 1984
LAKWOOD AVENUE, between Orangeburg Avenue and Scenic Drive	30 miles per hour	September 15, 1983
LA LOMA AVENUE, between Buena Vista and Yosemite Boulevard	35 miles per hour	November 16, 1982
LINCOLN AVENUE, between 650' north of M.I.D. Lateral No. 2 and Yosemite Boulevard	35 miles per hour	June 3, 1980
MABLE AVENUE, between Coffee Road and Oakdale Road	40 miles per hour	February 24, 1981
MERLE AVENUE, between Oakdale Road and Claus Road	45 miles per hour	May 29, 1984
MILLER AVENUE, between La Loma Avenue and El Vista Avenue	35 miles per hour	November 16, 1982
MITCHELL ROAD, between Finch Road and the southerly City limits	50 miles per hour	November 20, 1982

MORRIS AVENUE, between McHenry Avenue and Coffee Road	35 miles per hour	November 16, 1982
MT. VERNON DRIVE, between Prescott Road and Carver Road	30 miles per hour	June 14, 1983
MT. VERNON DRIVE, between Carver Road and College Avenue	30 miles per hour	June 23, 1983
NEECE DRIVE, between Tuolumne Boulevard and Rouse Avenue	35 miles per hour	June 14, 1983
NEEDHAM STREET, between 9th and L Streets	35 miles per hour	June 22, 1983
NORWEGIAN AVENUE, between McHenry Avenue and Coffee Road	35 miles per hour	June 14, 1983
OAKDALE ROAD, between Mable Avenue and Sylvan Avenue	50 miles per hour	May 29, 1984
OAKDALE ROAD, between Sylvan Avenue and Floyd Avenue	50 miles per hour	June 15, 1984
OAKDALE ROAD, between Floyd Avenue and Briggsmore Avenue	45 miles per hour	January 26, 1984
OAKDALE ROAD, between Briggsmore Avenue and Scenic Drive	35 miles per hour	January 26, 1984
ORANGEBURG AVENUE, between Briggsmore Avenue and Martin Avenue	30 miles per hour	July 11, 1980
ORANGEBURG AVENUE, between Martin Avenue and McHenry Avenue	35 miles per hour	July 11, 1980
ORANGEBURG AVENUE, between McHenry Avenue and Coffee Road	35 miles per hour	July 21, 1980
ORANGEBURG AVENUE, between Coffee Road and Rose Avenue	35 miles per hour	December 9, 1981
ORANGEBURG AVENUE, between Rose Avenue and Oakdale Road	35 miles per hour	January 27, 1984
ORANGEBURG AVENUE, between Oakdale Road and Lakewood Avenue	35 miles per hour	March 17, 1980

ORANGEBURG AVENUE, between Lakewood Avenue and Claus Road	35 miles per hour	March 17, 1980
PARADISE ROAD, between Vernon Avenue and Franklin Street within the City limits	35 miles per hour	January 27, 1984
PARADISE ROAD, between Franklin Street and Washington Street	30 miles per hour	May 29, 1984
PRESCOTT ROAD, between Rumble Road and Briggsmore Avenue	35 miles per hour	January 26, 1984
PRINCETON AVENUE, between Tully Road and College Avenue	25 miles per hour	July 15, 1980
RIVERSIDE DRIVE, between Edge- brook Drive and Yosemite Boulevard	35 miles per hour	January 19, 1981
ROSE AVENUE, between Floyd Avenue and Briggsmore Avenue	35 miles per hour	November 16, 1982
ROSE AVENUE, between Briggsmore Avenue and Scenic Drive	35 miles per hour	November 3, 1982
ROSEBURG AVENUE, between Carver Road and Tully Road	30 miles per hour	June 14, 1983
ROSEBURG AVENUE, between Tully Road and McHenry Avenue	30 miles per hour	June 14, 1983
ROSEBURG AVENUE, between McHenry Avenue and Surnise Avenue	35 miles per hour	June 14, 1983
ROSELAWN AVENUE, between Rouse Avenue and Colorado Avenue	30 miles per hour	March 19, 1982
ROUSE AVENUE, between Neece Drive and Colorado Avenue within the City limits	35 miles per hour	September 16, 1982
RUMBLE ROAD, between Sisk Road and Conant Avenue	40 miles per hour	December 9, 1981
RUMBLE ROAD, between Conant Avenue and Tully Road	30 miles per hour	June 14, 1983

RUMBLE ROAD, between Tully Road and McHenry Avenue	35 miles per hour	January 19, 1981
RUMBLE ROAD, between McHenry Avenue and Coffee Road	35 miles per hour	June 14, 1983
SCENIC DRIVE, between Burney Street and Coffee Road	30 miles per hour	June 22, 1983
SCENIC DRIVE, between Coffee Road and Oakdale Road	40 miles per hour	December 9, 1981
SCENIC DRIVE, between Oakdale Road and Lakewood Avenue	45 miles per hour	December 9, 1981
SCENIC DRIVE, between Lakewood Avenue and Lillian Drive	30 miles per hour	October 11, 1983
SCENIC DRIVE, Lillian Drive. to Claus Road	40 miles per hour	November 3, 1982
SHARON WAY, between Budd Street and Prescott Road	30 miles per hour	June 7, 1983
SIERRA DRIVE, between G and South 7th Streets	30 miles per hour	June 14, 1983
SISK ROAD, between 600' north of Vintage Drive and Standiford Avenue	40 miles per hour	March 6, 1981
SISK ROAD, between Standiford Avenue and Brenner Way	40 miles per hour	December 9, 1981
SISK ROAD, between Brenner Way and Briggsmore Avenue	40 miles per hour	June 8, 1983
STANDIFORD AVENUE, between Dale Road and Prescott Road within the City limits	40 miles per hour	December 10, 1981
STANDIFORD AVENUE, between Prescott Road and Carver Road	40 miles per hour	December 10, 1981
STANDIFORD AVENUE, between Carver Road and Tully Road	40 miles per hour	January 26, 1984
STANDIFORD AVENUE, between Tully Road and McHenry Avenue	30 miles per hour	May 18, 1984

SUNRISE AVENUE, between Floyd Avenue and Briggsmore Avenue	35 miles per hour	June 14, 1983
SUNRISE AVENUE, between Briggsmore Avenue and Lucern Avenue	30 miles per hour	June 22, 1983
SURREY AVENUE, between Oakdale Road and Eastridge Drive	25 miles per hour	May 30, 1980
SUTTER AVENUE, between Paradise Road and Robertson Road	30 miles per hour	November 1, 1982
SYCAMORE AVENUE, between Orangeburg Avenue and Griswold Avenue	30 miles per hour	March 9, 1984
SYLVAN AVENUE, between McHenry Avenue and Coffee Road	40 miles per hour	June 14, 1983
SYLVAN AVENUE, between Coffee Road and Oakdale Road within the City limits	40 miles per hour	June 14, 1983
TOKAY AVENUE, between McHenry Avenue and Bodega Lane	35 miles per hour	January 27, 1982
TULLY ROAD, between M.I.D. Lateral No. 6 and Standiford Avenue	40 miles per hour	June 14, 1983
TULLY ROAD, between Standiford Avenue and Coldwell Avenue	35 miles per hour	November 20, 1982
TUOLUMNE BOULEVARD, between Paradise Road and 7th Street	35 miles per hour	November 1, 1982
VENEMAN AVENUE, between Dale Road and M.I.D. Lateral No. 7	35 miles per hour	November 13, 1982
VIRGINIA AVENUE, between Roseburg Avenue and Needham Street	30 miles per hour	June 14, 1983
WHITMORE AVENUE, between Crows Landing Road and Morgan Road within the City limits	45 miles per hour	December 10, 1981

WOODLAND AVENUE, between Morse Road and Shasta Avenue, within the City limits	45 miles per hour	January 26, 1984
WOODLAND AVENUE, between Shasta Avenue and Carpenter Road, within the City limits	45 miles per hour	February 5, 1980
WOODLAND AVENUE, between Carpenter Road and 9th Street, within the City limits	35 miles per hour	December 10, 1981
WOODROW AVENUE, between Tully Road and McHenry Avenue	30 miles per hour	June 14, 1983
WYLIE DRIVE, between Rose Avenue and Oakdale Road	35 miles per hour	February 7, 1984
9TH STREET, between P Street and L Street	35 miles per hour	December 9, 1981

SECTION 2. EFFECTIVE DATE. This ordinance shall go into effect and be in full force and operation from and after thirty (30) days after its final passage and adoption.

SECTION 3. PUBLICATION. At least two (2) days prior to its final adoption, copies of this ordinance shall be posted in at least three (3) prominent and distinct locations in the City; and a notice shall be published once in The Modesto Bee, the official newspaper of the City of Modesto, setting forth the title of this ordinance, the date of its introduction and the places where this ordinance is posted.

The foregoing ordinance was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of June, 1984, by Councilmember Sutton who moved its introduction and passage to print, which motion being duly seconded by Councilmember Lang, was upon roll call carried and order printed and published by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

APPROVED:

Peggy Mensinger
PEGGY MENSINGER, Mayor

ATTEST:

By

Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By

Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

Ord. No. 2271-C.S.

FINAL ADOPTION CLAUSE

The foregoing ordinance, having been published as required by the Charter of the City of Modesto, and coming on for final consideration at the regular meeting of the Council of the City of Modesto held on the 3rd day of July, 1984, Councilmember Sutton moved its final adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the ordinance adopted by the following vote:

- AYES:** Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
- NOES:** Councilmembers: None
- ABSENT:** Councilmembers: None

APPROVED *Peggy Mensinger*
MAYOR PEGGY MENSINGER

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

EFFECTIVE DATE: August 2, 1984

ORDINANCE NO. 2272 -C.S.

AN ORDINANCE AMENDING SECTION MAP 24-3-9 OF
THE ZONING MAP OF THE CITY OF MODESTO, RECLASSIFYING
CERTAIN PROPERTY LOCATED THEREON. (TRANS-WORLD FINANCIAL
CORP., INC.)

The Council of the City of Modesto does ordain as follows:

SECTION 1. ZONING CHANGE. Section 24-3-9 of the Zoning
Map is hereby amended to reclassify the following described property
from Medium Density Residential Zone, R-2, to
Planned-Development Zone, P-D (357) :

R-2 to P-D

Lots 9, 10, 11, 12, 13, 14, 15, and 16 of Blocks 1734 of Orangeburg Plaza
No. 2 Subdivision recorded in Volume 30 of Maps, at Page 23, Stanislaus
County Records, lying in Section 24, Township 3 South, Range 9 East, Mount
Diablo Base and Meridian.

Including also the westerly 50 feet of Claus Road and the southerly 35
feet of East Orangeburg Avenue adjacent to the above described property.

SECTION 2. USES. The following uses shall be permitted in said P-D(357) Zone subject to securing approval of the Secretary of the Planning Commission if the plan for construction conforms in principle to the approved plan, as required by Section 10-2.2704 of the Modesto Municipal Code, or by the Planning Commission if any changes not conforming in principle to the approved plan are proposed, as required by Section 10-2.2708(b) of the Modesto Municipal Code.

Multiple-family residential development at R-2 Zone density

SECTION 3. ZONING MAP. Section Map 24-3-9 of the Zoning Map of the City of Modesto is amended to appear as set forth on the map attached hereto, which is hereby made a part of this ordinance by reference.

SECTION 4. EFFECTIVE DATE. This ordinance shall go into effect and be in full force and operation from and after thirty (30) days after its final passage and adoption.

SECTION 5. PUBLICATION. At least two (2) days prior to its final adoption, copies of this ordinance shall be posted in at least three (3) prominent and distinct locations in the City; and a notice shall be published once in The Modesto Bee, the official newspaper of the City of Modesto, setting forth the title of this ordinance, the date of its introduction and the places where this ordinance is posted.

The foregoing ordinance was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of July, 19 84, by Councilmember Muratore, who moved its introduction and passage to print, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and ordered printed

and published by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger.

NOES: Councilmembers: None

ABSENT: Councilmembers: None

APPROVED: *Peggy Mensinger*
PEGGY MENSINGER Mayor

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Ewyn L. Johnson*
EYWN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By *Althea Nichols*
Department of Planning and
Community Development

Ordinance 2272 C.S.
Exhibit A – Map

Oversized map folded and bound within Ordinance Book. Unable to
remove safely for scanning.

Ord. No. 2272-C.S.

FINAL ADOPTION CLAUSE

The foregoing ordinance, having been published as required by the Charter of the City of Modesto, and coming on for final consideration at the regular meeting of the Council of the City of Modesto held on the 17th day of July, 1984, Councilmember Whiteside moved its final adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the ordinance adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang, Patterson

APPROVED

Reggy Mensinger
MAYOR REGGY MENSINGER

ATTEST:

Judy C. Hall
JUDY C. HALL, Acting City Clerk

EFFECTIVE DATE: August 16, 1984