

ORDINANCE NO. 2363 -C.S.

AN ORDINANCE AMENDING SECTION 4-1.1004 OF ARTICLE 10 OF CHAPTER 1 OF TITLE IV OF THE MODESTO MUNICIPAL CODE AND ADDING SECTIONS 4-1.1003.1 AND 4-1.1003.2 TO ARTICLE 10 OF CHAPTER 1 OF TITLE IV OF THE MODESTO MUNICIPAL CODE RELATING TO BINGO GAMES.

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

SECTION 1. AMENDMENT OF CODE. Section 4-1.1004 of Article 10 of Chapter 1 of Title IV of the Modesto Municipal Code is hereby amended to read as follows:

SEC. 4-1.1004. APPLICATION FOR PERMIT. (a) Applications for a permit to conduct bingo games pursuant to this article shall be submitted to the Chief of Police on forms to be provided. The City Council may, by resolutions adopted from time to time, fix an annual permit fee which shall accompany the application. The permit issued shall be for a term of one (1) year from the date of issuance, subject to renewal and payment of applicable annual or other fees. Said permit fees shall be subject to the limitations set forth in Section 326.5(1) of the Penal Code of the State of California.

(b) In addition to the initial application fee, a permittee shall pay a fee of one percent of the monthly gross receipts derived from bingo over Five Thousand and no/100ths (\$5,000.00) Dollars. This additional fee shall be paid monthly to the City of Modesto. No renewal fee shall be required if a permittee has paid such an additional fee during the term of the permit.

SECTION 2. AMENDMENT OF CODE. The following sections are hereby added to Article 10 of Chapter 1 of Title IV of the Modesto Municipal Code to read as follows:

SECTION 4-1.1003.1. LOCATIONS OF BINGO GAME PERMITTEES.

No bingo game permit shall be issued where location of the property to be used for the playing of bingo games is situated less than one-quarter (1/4) mile, measured from the nearest property lines from a parcel containing another bingo game permittee.

SECTION 4-1.1003.2. PRESENT PERMITTEES.

Each person lawfully operating a bingo game in the City of Modesto as of January 1, 1985, whose location is within one-quarter (1/4) mile, measured from the nearest property lines, of a parcel containing another bingo game permittee, shall be allowed to continue to operate at such location so long as upon annual renewal of said permit all other provisions of this article and the Modesto Police Department's bingo game rules and regulations are met.

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 13th day of August, 1985, 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, Mayor Mensinger

NOES: Councilmembers: Patterson

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



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 August, 19 85, 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, Mayor Mensinger

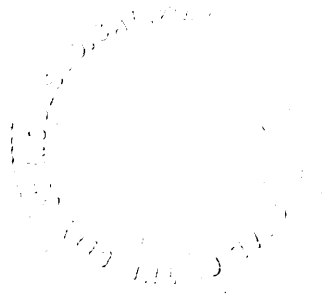
NOES: Councilmembers: Patterson

ABSENT: Councilmembers: None

APPROVED Peggy Mensinger
MAYOR PEGGY MENSINGER

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

EFFECTIVE DATE: September 19, 1985



ORDINANCE NO. 2364 -C.S.

AN ORDINANCE AMENDING SECTION MAPS 13-3-9, 14-3-9 AND 23-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO, RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON. (VITO N. PANTALEO)

WHEREAS, a verified application for an amendment to Sections 13-3-9, 14-3-9 and 23-3-9 of the Zoning Map was filed by Vito N. Pantaleo on May 28, 1985, to reclassify from Low Density Residential Zone, R-1, to Medium Density Residential Zone, R-2, and Medium-High Density Residential Zone, R-3, the hereinafter described property, and

WHEREAS, after public hearing held on July 1, 1985, it was found and determined by the Planning Commission that rezoning of the property as requested is required by public necessity, convenience and general welfare, and

WHEREAS, by Resolution No. 85-132, adopted on July 1, 1985, the Planning Commission recommended to the Council that the application of Vito N. Pantaleo to amend Sections 13-3-9, 14-3-9 and 23-3-9 of the Zoning Map to reclassify the hereinafter described property from Low Density Residential Zone, R-1, to Medium Density Residential Zone, R-2, and Medium-High Density Residential Zone, R-3, be approved,

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

SECTION 1. COUNCIL FINDINGS. After a public hearing held on August 13, 1985, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, this Council finds and determines that the requested rezoning is in accordance with the general plan and will serve the public health, safety

and general welfare and provide the economic and social advantages resulting from orderly, planned use of land resource for the following reasons:

The proposed rezoning is consistent with the adopted Orchard Neighborhood Zoning and Development Plan.

SECTION 2. ZONING CHANGE. Sections 13-3-9, 14-3-9 and 23-3-9 of the Zoning Map are hereby amended to reclassify the following described property from Low Density Residential Zone, R-1 to Medium Density Residential Zone, R-2, and Medium-High Density Residential Zone, R-3:

R-1 to R-2

ALL that certain real property situate in a portion of the South half of Section 14 and a portion of the Northeast quarter of Section 23, Township 3 South, Range 9 East, Mount Diablo Base and Meridian and lying in the City of Modesto, State of California, more particularly described as follows:

BEGINNING at the centerline intersection of Merle Avenue and Temescal Drive, as shown on the map of Oakwood Estates No. 1 Subdivision, filed in Book 29 of Maps, at Page 153, Stanislaus County Records; thence South 88°49'44" East along the centerline of said Merle Avenue, 913.44 feet; thence South 0°17'23" West, parallel with and 400.00 feet distant Westerly measured at right angles from the East line of said Section 14, a distance of 258.56 feet to the beginning of a curve concave to the East; thence 431.68 feet along the arc of said curve through a central angle of 4°37'23" having a radius of 5,350.00 feet; thence South 4°20'00" East, 216.67 feet to the beginning of a curve, concave to the West; thence 338.71 feet along the arc of said curve through a central angle of 4°10'24" having a radius of 4,650.00 feet to the North right-of-way line of the Modesto Irrigation District Lateral No. 3; thence North 89°07'30" West, along said North right-of-way line of Modesto Irrigation District Lateral No. 3, 963.43 feet; thence North 0°18'45" East, 1,248.24 feet to the point of beginning of this description.

Including also all of the 140 foot wide Modesto Irrigation District Lateral No. 3 right-of-way and northern 60.00 feet of Briggsmore Avenue located adjacent to and between the above described property and the centerline of Briggsmore Avenue.

R-1 to R-3

ALL that certain real property situate in a portion of the South half of Section 14, a portion of the Southwest quarter of Section 13, and a portion of the Northeast quarter of Section 23, Township 3 South, Range 9 East, Mount Diablo Base and Meridian and lying in the City of Modesto, State of California, more particularly described as follows:

BEGINNING at the quarter-quarter corner of said Section 14, as shown on the map of OAKWOOD ESTATES NO. 1 Subdivision filed in Book 29 of Maps, at Page 153, Stanislaus County Records, said corner lying on the centerline of Merle Avenue; thence South $0^{\circ}17'23''$ West, along the East line of said Section 14, and the West line of Parcel 1, as shown on the map filed in Volume 3 of Parcel Maps, at Page 17, Stanislaus County Records, a distance of 205.00 feet to an angle point in said West line of Parcel 1; thence South $89^{\circ}42'37''$ East, 5.67 feet to an angle point; thence South $0^{\circ}17'23''$ West, along said West line of Parcels 1 and 2, 1,036.51 feet to a point on the North right-of-way line of Modesto Irrigation District Lateral No. 3; thence North $89^{\circ}07'30''$ West, along said North right-of-way line of Modesto Irrigation District Lateral No. 3, 5.67 feet to the intersection with the east line of said Section 14; thence continuing along said right-of-way line, North $89^{\circ}07'30''$ West, 350.33 feet to a point on a curve concave to the West from which a radial line bears South $89^{\circ}50'24''$ West; thence 338.71 feet along the arc of said curve through a central angle of $4^{\circ}10'24''$ having a radius of 4,650.00 feet; thence North $4^{\circ}20'00''$ West, 216.67 feet to the beginning of a curve concave to the East; thence 431.68 feet along the arc of said curve through a central angle of $4^{\circ}37'23''$ having a radius of 5,350.00 feet; thence North $0^{\circ}17'23''$ East, along a line parallel with and 400.00 feet distant Westerly measured at right angles from said East line of Section 14, a distance of 258.56 feet to a point on the centerline of Merle Avenue; thence South $88^{\circ}49'44''$ East, along said centerline of Merle Avenue, 400.04 feet to the point of beginning.

Including also all of the 140.00 foot wide Modesto Irrigation District Lateral No. 3 right-of-way and Northern 60.00 feet of Briggsmore Avenue located West of the Southeast corner of said Section 14 and adjacent to and between the above described property and the centerline of Briggsmore Avenue.

SECTION 3. ZONING MAP. Sections 13-3-9, 14-3-9 and 23-3-9 of the Zoning Map of the City of Modesto are amended to appear as set forth on the maps attached hereto, which are 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 August, 1985, 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:

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 *Alban D. ...*
Department of Planning and
Community Development

Ordinance 2364 C.S.
Exhibit A – Map

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

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 August, 19 85, Councilmember Patterson 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: September 19, 1985

ORDINANCE NO. 2365 -C.S.

AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF MODESTO
REDESIGNATING AREAS ZONED R-A TO R-1 AND AREAS ZONED H-1 TO
C-3

WHEREAS, on July 9, 1985, the City Council of the City of Modesto introduced Ordinance No. 2356-C.S., which Ordinance was finally adopted on July 23, 1985 and will be effective on August 22, 1985, and

WHEREAS, said Ordinance amends the Zoning Code of the City of Modesto, which amendment deletes the R-A (Residential-Agricultural) Zone and changes the title of the H-1 (Highway Frontage) Zone to C-3, and

WHEREAS, a public hearing was held by the Planning Commission on July 15, 1985, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider amending the Zoning Map of the City of Modesto to redesignate areas zoned R-A to R-1 and to redesignate areas zoned H-1 to C-3, and

WHEREAS, at said hearing evidence both oral and documentary was received and considered by the Planning Commission, and

WHEREAS, the Planning Commission by its Resolution No. 85-145 has recommended to the Council of the City of Modesto that the Zoning Map of the City of Modesto be amended to redesignate all areas zoned R-A to R-1 and to redesignate all areas zoned H-1 to C-3, for the following reasons:

1. The R-1 Zone has been amended to provide for the uses currently found in the R-A Zone.
2. The consolidation of the R-A Zone into the R-1 Zone simplifies and improves the Zoning Code.

3. The redesignation of the H-1 Zone as the C-3 Zone provides for an orderly progression in the Zoning Code.
4. The H-1 designation has been deleted from the Zoning Code and replaced with the C-3 designation.

and

WHEREAS, said matter was set for a public hearing before the Council of the City of Modesto in the Council Chambers, 801 11th Street, in the City of Modesto at 7:30 p.m. on August 13, 1985, at which time evidence, both oral and evidenciary, 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 amendment to the Zoning Map of the City of Modesto to redesignate all areas zoned R-A to R-1 and to redesignate all areas zoned H-1 to C-3 is required by public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 85-145, and quoted above.

SECTION 2. ZONING REDESIGNATION. All areas designated on the Zoning Map of the City of Modesto as R-A are hereby redesignated as R-1, all areas designated on said map as H-1 are hereby redesignated as C-3 and all areas designated on said map as P-H-1 are hereby redesignated as P-C-3.

SECTION 3. ZONING MAPS. Sections 5-4-9, 8-4-9, 28-3-9, 30-3-9 and 31-3-9, areas redesignated from R-A to R-1; Sections 4-3-9, 8-3-9, 8-4-9, 9-3-9, 11-3-8, 13-3-8, 14-3-8, 14-3-9, 15-3-9, 16-3-9, 17-3-9, 19-3-9, 23-3-9, 24-3-8, 25-3-9, 26-3-9, 27-3-9, 32-3-9, and 36-3-9, areas redesignated from H-1 to C-3; and Section 19-3-9, area redesignated from P-H-1 to P-C-3; of the Zoning Map of the City of Modesto are amended as set forth on the maps

attached hereto, which maps are 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 August, 1985, by Councilmember Whiteside, 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

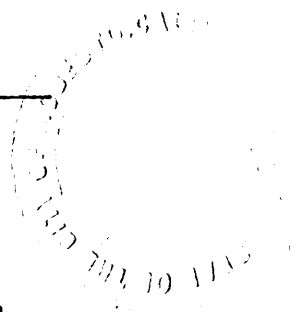
ATTEST:

By *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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



Ordinance 2365 C.S.
Exhibit A – Map

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

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 August, 19 85, Councilmember Patterson 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: September 19, 1985

ORDINANCE NO. 2366 -C.S.

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

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(382):

All that portion of the southwest 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 intersection of the centerline of Shawnee Drive with the east-west quarter section line through said Section 7; thence on said quarter section line South 88° 16' 03" East 306.72 feet to the northerly prolongation of the east line of Parcel 2 as shown on the Parcel Map recorded in Book 29 of Parcel maps, at page 88, Stanislaus County Records; thence on said prolongation and said east line, South 0° 00' 00" East 496.32 feet to an angle point in the east line of said Parcel 2; thence parallel with the aforementioned quarter section line, North 88° 16' 03" West 533.85 feet to the future centerline of Shawnee Drive, said point being on a curve concave to the east, having a radius of 515.00 feet and a central angle of 26° 16' 23" and from which point the radius point of said curve bears South 69° 26' 42" East; thence northeasterly on the arc of said curve 236.15 feet to the point of reverse curvature with a curve concave to the northwest, having a radius of 300.00 feet and a central angle of 45° 05' 44"; thence northerly on the arc of said curve 236.12 feet; thence continuing on the future centerline of Shawnee Drive, North 1° 43' 57" East 85.00 feet to the point of beginning.

Containing 4.45 Acres, more or less.

SECTION 2. USES. The following uses shall be permitted in said P-D(382) 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 10-2.1709(c) 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 10-2.1709(a) or (b) of the Modesto Municipal Code:

Maximum three-story elderly housing complex

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 3rd day of September, 1985, by Councilmember Whiteside, 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
PEGGY MENSINGER, Mayor

ATTEST:

By Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, Acting City Attorney

APPROVED AS TO DESCRIPTION:

By William Priles
Department of Planning and
Community Development

Ordinance 2366 C.S.
Exhibit A – Map

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

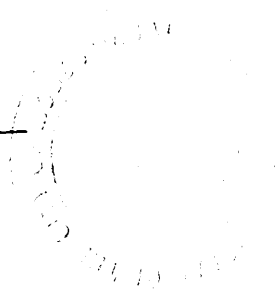
FINAL ADOPTION CLAUSE

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 September, 1985, 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 *Peggy Mensinger*
MAYOR PEGGY MENSINGER

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk



EFFECTIVE DATE: October 10, 1985

ORDINANCE NO. 2367-C.S.

AN ORDINANCE AMENDING SECTION MAP 29-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO, RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON. (MID-VALLEY CHURCH)

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

SECTION 1. ZONING CHANGE. Section 29-3-9 of the Zoning Map is hereby amended to reclassify the following described property from General Commercial Zone, C-2, to Planned-Development Zone, P-D(383):

Property is in the State of California, County of Stanislaus, City of Modesto and is described as follows:

Lot 12 and the Northeasterly 75 feet of lot 13 in block 57 of the City of Modesto, as per map filed April 18, 1903 in Volume 1 of maps at page 82 in the office of the Recorder of Stanislaus County.

Also including that portion of the Northeastern one-half of the 20-foot wide public alley located in said Block 57 and that portion of the Southwest one-half of 80.00 foot wide Tenth Street immediately adjacent to the above-described property.

and

SECTION 2. USES. The following uses shall be permitted in said P-D(383) 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 10-2.1709(c) 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 10-2.1709(a) or (b) of the Modesto Municipal Code:

Utilization of the existing commercial building located at 1013 Tenth Street as follows:

1. A church facility with seating for 115 persons.
2. A maximum 30-student parent co-op private school with grades kindergarten through eighth grade.
3. The above uses are granted only on an interim basis until June 30, 1987.

SECTION 3. ZONING MAP. Section Map 29-3-9 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 September, 1985, 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 *Stanley T. Yamamoto*
STANLEY T. YAMAMOTO, Acting City Attorney

APPROVED AS TO DESCRIPTION:

By *William Orndorff*
Department of Planning and
Community Development

Ordinance 2367 C.S.
Exhibit A – Map

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

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 September, 1985, 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: *Norrine Coyle*
NORRINE COYLE, City Clerk

EFFECTIVE DATE: October 10, 1985

ORDINANCE NO. 2368 -C.S.

AN ORDINANCE AMENDING SECTION MAP 8-4-9 OF THE ZONING MAP TO REPEAL P-D(299) AND REZONE TO R-1, PROPERTY LOCATED ON THE NORTH SIDE OF WHITMORE AVENUE WEST OF CROWS LANDING ROAD (PHOENIX GLEN).

WHEREAS, the City Council, by Ordinance No. 2033-C.S., which became effective on May 21, 1981, amended Section Map 8-4-9 of the Zoning Map to rezone to Planned Development Zone, P-D(299), for a two-phase, zero lot line patio home subdivision, property located on the north side of Whitmore Avenue west of Crows Landing Road, and

WHEREAS, the Council, by Resolution No. 81-240, adopted on April 7, 1981 approved the development schedule for P-D(299) which specified that the entire construction program be accomplished in two phases, with construction of Phase I to begin on or before January 1, 1983, and completion to be not later than January 1, 1985, and

WHEREAS, on February 24, 1983, after P-D(299) had expired, the Planning Commission by Resolution 83-23 modified and granted a one-year time extension to P-D(299), and

WHEREAS, P-D(299) has again expired and the Planning Commission on August 5, 1985, by Resolution 85-149 initiated proceedings to repeal P-D(299) and rezone the property to R-1, and

WHEREAS, a public hearing was held by the Planning Commission at its regular meeting on August 19, 1985, in the City Council Chambers, City Hall, 801 11th Street, Modesto, at which hearing evidence both oral and documentary was received and considered, and thereafter the Planning Commission, by

Resolution 85-167 found and determined that the repeal of Planned Development Zone, P-D(299), 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. P-D(299) did not develop within the extended time limits of the revised development schedule.
2. Section 10-2.2709(c) of the Municipal Code calls for repeal or modification of expired P-D zones.
3. P-D(299) has been allowed to expire twice without positive indication of development.

and

WHEREAS, by Resolution No. 85-167, adopted August 19, 1985, the Planning Commission recommended to the Council that Section Map 8-4-9 of the Zoning Map be amended to repeal P-D(299) 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 October 1, 1985, 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(299), 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. 85-167, and quoted above.

SECTION 2. ZONING CHANGE. Section 8-4-9 of the Zoning Map is hereby amended to reclassify the following described property from Planned Development Zone, P-D(299), to Low Density Residential Zone, R-1:

P-D(299) to R-1

All that certain real property situate in the southeast quarter of Section 8, Township 4 South, Range 9 East, Mount Diablo Base and Meridian, City of Modesto, County of Stanislaus, State of California, described as follows:

BEGINNING at the south quarter section corner of said Section 8, said point being on the present centerline of Whitmore Avenue; thence North $0^{\circ}06'30''$ East, 55.00 feet to the southwest corner of Parcel B as shown on the map recorded in Book 5 of Parcel Maps at Page 83, Stanislaus County Records; thence continuing North $0^{\circ}06'30''$ East on the west line of said Parcel B 1267.08 feet to the northwest corner of said Parcel B; thence south $89^{\circ}20'30''$ East on the north line of said Parcel B, 589.00 feet to the northeast corner of Parcel B and the northwest corner of Parcel A as shown on the map recorded in Book 5 of Parcel Maps at Page 83, Stanislaus County Records; thence South $89^{\circ}20'30''$ East on the north line of said Parcel A, 335.00 feet to the northeast corner of Parcel A; thence South $0^{\circ}06'30''$ West on the east line of said Parcel A, 1264.53 feet to the southeast corner of Parcel A; thence continuing South $0^{\circ}06'30''$ West, 55.00 feet to the south line of said Section 8; thence North $89^{\circ}30'$ West on said south line 334.99 feet; thence North $0^{\circ}06'30''$ East, 55.00 feet to the Southwest corner of said Parcel A; thence continuing North $0^{\circ}06'30''$ East on the West line of Parcel A 330.00 feet to a centerline of proposed 50 foot wide Caleb Court; thence along said centerline North $39^{\circ}30'$ West 254.00 feet to the centerline of 60.00 foot wide Dallas Street; thence along said centerline South $0^{\circ}06'30''$ West 385.00 feet to the South line of said Section 8; thence North $89^{\circ}30'$ West on said south line, 335.00+ feet to the point of beginning.

and

SECTION 3. ZONING MAP. Section 8-4-9 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 1 day of October, 1985, by Councilmember Whiteside, 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: Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger.

NOES: Councilmembers: None.

ABSENT: Councilmembers: Bright.

APPROVED: Peggy Mensinger
PEGGY MENSINGER, Mayor

ATTEST:

By Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, Acting City Attorney

APPROVED AS TO DESCRIPTION:

By William J. Prater
Department of Planning and Community
Development

Ordinance 2368 C.S.
Exhibit A – Map

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

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 15th day of October, 1985, 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: November 14, 1985

ORDINANCE NO. 2369 -C.S.

AN ORDINANCE AMENDING SECTION MAP 5-4-9 OF THE ZONING MAP TO REPEAL P-D(318) AND REZONE TO R-2, PROPERTY LOCATED ON THE WEST SIDE OF ROSELAWN AVENUE NORTH OF ROUSE AVENUE.

WHEREAS, the City Council, by Ordinance No. 2086-C.S., which became effective on November 12, 1981, amended Section Map 5-4-9 of the Zoning Map to rezone to Planned Development Zone, P-D(318), for an eight-unit condominium, property located on the west side of RoseLawn Avenue north of Rouse Avenue, and

WHEREAS, the Council, by Resolution No. 81-882, adopted on October 6, 1981, approved the development schedule for P-D(318) which specified that the entire construction program be accomplished in one phase, with construction to begin on or before October 31, 1983, and completion to be not later than October 31, 1985, and

WHEREAS, on January 16, 1984, the Planning Commission by Resolution No. 84-16 granted a one-year time extension to P-D(318), and

WHEREAS, P-D(318) has expired as of January 16, 1985, and the Planning Commission on August 5, 1985, by Resolution 85-152 initiated proceedings to repeal P-D(318) and rezone the property to R-2, and

WHEREAS, a public hearing was held by the Planning Commission at its regular meeting on August 19, 1985, in the City Council Chambers, City Hall, 801 11th Street, Modesto, at which hearing evidence both oral and documentary was received and considered, and thereafter the Planning Commission, by Resolution 85-166 found and determined that the repeal of Planned Development Zone, P-D(318), and rezoning the property back to Medium Density Residential Zone, R-2, is required by public necessity, convenience and general welfare for the following reasons:

1. P-D(318) did not develop within the extended time limits of the revised development schedule.
2. Section 10-2.2709(c) of the Municipal Code calls for repeal or modification of expired P-D zones.
3. The property owner has expressed that he does not intend to develop under the P-D(318) zone.

and

WHEREAS, by Resolution No. 85-166, adopted August 19, 1985, the Planning Commission recommended to the Council that Section Map 5-4-9 of the Zoning Map be amended to repeal P-D(318) and rezone the property hereinafter described to Medium Density Residential Zone, R-2, 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 October 1, 1985, 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(318), to Medium Density Residential Zone, R-2, is required by public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 85-166, and quoted above.

SECTION 2. ZONING CHANGE. Section 5-4-9 of the Zoning Map is hereby amended to reclassify the following described property from Planned Development Zone, P-D(318), to Medium Density Residential Zone, R-2:

P-D(318) to R-2

All that certain real property situate in a portion of the Northwest quarter of Section 5, Township 4 South, Range 9 East, Mount Diablo Base and Meridian, in the City of Modesto, County of Stanislaus, State of California, described as follows:

The North 132 feet of Lot 53 of Sunset Acres, as per map thereof filed in the office of the Recorder of Stanislaus County, California, on January 14, 1911, in Volume 5 of Maps, page 25.

and

SECTION 3. ZONING MAP. Section 5-4-9 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 1 day of October, 1985, 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: Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger.

NOES: Councilmembers: None.

ABSENT: Councilmembers: Bright.

APPROVED: Peggy Mensinger
PEGGY MENSINGER, Mayor

ATTEST:

By Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, Acting City Attorney

APPROVED AS TO DESCRIPTION:

By Altham Whiteside
Department of Planning and Community Development

Ordinance 2369 C.S.
Exhibit A – Map

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

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 15th day of October, 1985, 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: November 14, 1985



AN ORDINANCE AMENDING SECTION MAP 8-3-9 OF THE ZONING MAP TO REPEAL P-D(302) AND REZONE TO R-2, PROPERTY LOCATED ON COUGAR COURT SOUTH OF WEST UNION AVENUE.

WHEREAS, the City Council, by Ordinance No. 2040-C.S., which became effective on July 2, 1981, amended Section Map 8-3-9 of the Zoning Map to rezone to Planned Development Zone, P-D(302), for condominium conversion of ten duplexes, property located on Cougar Court south of West Union Avenue, and

WHEREAS, the Council, by Resolution No. 81-417, adopted on May 26, 1981, approved the development schedule for P-D(302) which specified that the entire construction program be accomplished in one phase, with construction to begin on or before December 1, 1982, and completion to be not later than October 1, 1984, and

WHEREAS, P-D(302) has expired as of October 1, 1984, and the Planning Commission on August 5, 1985, by Resolution 85-153 initiated proceedings to repeal P-D(302) and rezone the property to R-2, and

WHEREAS, a public hearing was held by the Planning Commission at its regular meeting on August 19, 1985, in the City Council Chambers, City Hall, 801 11th Street, Modesto, at which hearing evidence both oral and documentary was received and considered, and thereafter the Planning Commission, by Resolution 85-168 found and determined that the repeal of Planned Development Zone, P-D(302), and rezoning the property back to Medium Density Residential Zone, R-2, is required by public necessity, convenience and general welfare for the following reasons:

1. P-D(302) did not develop within the time limits of the development schedule.
2. Section 10-2.2709(c) of the Municipal Code calls for repeal or modification of expired P-D zones.
3. The owner of the property has allowed the Continental Plaza Subdivision providing condominiums to expire, also.

and

WHEREAS, by Resolution No. 85-168, adopted August 19, 1985, the Planning Commission recommended to the Council that Section Map 8-3-9 of the Zoning Map be amended to repeal P-D(302) and rezone the property hereinafter described to Medium Density Residential Zone, R-2, 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 October 1, 1985, 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(302), to Medium Density Residential Zone, R-2, is required by public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 85-168, and quoted above.

SECTION 2. ZONING CHANGE. Section 8-3-9 of the Zoning Map is hereby amended to reclassify the following described property from Planned Development Zone, P-D(302), to Medium Density Residential Zone, R-2:

ALL that certain real property situate in a portion of Section 8, 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:

BEING Lots 21-30 of Block 13050 as shown on that certain map entitled "CONTINENTAL PLAZA" filed in Volume 26 of Maps, at Page 85, Stanislaus County Record on June 24, 1977.

Including also all of the Southerly one-half of West Union Avenue and all of Cougar Court immediately adjacent to the above described property.

and

SECTION 3. ZONING MAP. Section 8-3-9 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 1 day of October, 1985, 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: Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger.

NOES: Councilmembers: None.

ABSENT: Councilmembers: Bright.

APPROVED: Peggy Mensinger
PEGGY MENSINGER, Mayor

ATTEST:

By Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, Acting City Attorney

APPROVED AS TO DESCRIPTION:

By William Smith
Department of Planning and Community Development

Ordinance 2370 C.S.
Exhibit A – Map

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

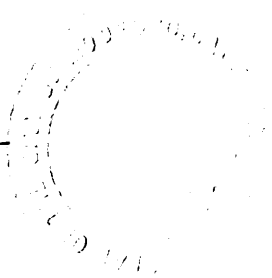
FINAL ADOPTION CLAUSE

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 15th day of October, 1985, 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: November 14, 1985

ORDINANCE NO. 2371 -C.S.

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

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(183), and Professional Office Zone, P-0, to Planned Development Zone, P-D(386):

P-0 to P-D (386)

All that certain real property situate in a portion of the Southeast 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:

COMMENCING at the East Quarter corner of said Section 7; thence North 89°08'00" West along the north line of said Southeast Quarter of Section 7, being also the centerline of Standiford Avenue, a distance of 452.06 feet to the POINT OF BEGINNING of this description; thence continuing North 89°08'00" West along said north line a distance of 635.67 feet to the northerly extension of the east line of Parcel "A" according to map filed in Book 2 of Parcel Maps, Page 68, Stanislaus County Records; thence South 1°02'40" East along said east line of Parcel "A" and the northerly extension thereof a distance of 293.17 feet to the north line of Block 13227 of Tully Manor No. 4 as shown on the official map thereof, filed for record in Volume 22 of Maps, Page 15, Stanislaus County Records; thence easterly along the north line of said Block 13227 and Block 13223 of said Tully Manor No. 4 the following 5 courses: North 84°50'00" East 285.45 feet, North 5°10'00" West 37.86 feet, South 89°08'00" East 260.00 feet, South 0°54'00" East 60.00 feet and South 89°08'00" East 84.15 feet; thence North 0°52'00" East 285.33 feet to the point of beginning.

CONTAINING: 3.73 Acres

All that certain real property situate in a portion of the Southeast 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 East Quarter corner of said Section 7; thence North 89°08'00" West along the north line of said Southeast Quarter of Section 7, being also the centerline of Standiford Avenue, a distance of 452.06 feet; thence South 0°52'00" West 285.33 feet to the north line of Block 13223 of Tully Manor No.4 according to the official map thereof filed for record in Volume 22 of Maps, Page 15, Stanislaus County Records; thence South 89°08'00" East along said north line of Block 13223 a distance of 195.86 feet to the west line of Parcel "B" of map recorded in Book 14 of Parcel Maps, Page 94, Stanislaus County Records; thence North 0°54'00" West along said west line a distance of 83.14 feet; thence South 89°11'45" East along the north line of said Parcel "B" and the easterly extension thereof a distance of 265.00 feet to the east line of said Southeast Quarter of Section 7, being also the centerline of Tully Road; thence North 0°54'00" West along said east line a distance of 202.03 feet to the point of beginning.

CONTAINING: 2.48 Acres

SECTION 2. USES. The following uses shall be permitted in said P-D(386) Zone if the plan for construction conforms in principle to the approved plan, or if changes are approved by the Secretary of the Planning Commission as required by Section 10-2.1709(c) 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 10-2.1709(a) or (b) of the Modesto Municipal Code:

All uses permitted in the Neighborhood Commercial Zone, C-1, except restaurants with drive-through service windows.

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.

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 15 day of October, 1985, 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, Sutton, Whiteside.
- NOES: Councilmembers: 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 Stan T. Yamamoto
STAN T. YAMAMOTO, Acting City Attorney

APPROVED AS TO DESCRIPTION:

By William Smith
Department of Planning and
Community Development

Ordinance 2371 C.S.
Exhibit A – Map

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

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 October, 19 85, 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, Sutton, Whiteside, Acting Mayor Patterson
- NOES: Councilmembers: Mayor Mensinger
- ABSENT: Councilmembers: None

APPROVED *Peggy Mensinger*
MAYOR PEGGY MENSINGER

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

EFFECTIVE DATE: November 21, 1985

ORDINANCE NO. 2372 -C.S.

AN ORDINANCE AMENDING SECTION 10-2.608 OF CHAPTER 2 OF TITLE X OF THE MODESTO MUNICIPAL CODE RELATING TO SIDE AND REAR YARDS IN THE R-2 ZONE.

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

SECTION 1. AMENDMENT OF CODE. Section 10-2.608 of Chapter 2 of Title X of the Modesto Municipal Code is hereby amended to read as follows:

SEC. 10-2.608. SIDE AND REAR YARDS

- (a) For development with only one (1) residential building with four (4) or fewer dwelling units per lot, side and rear yards are as required in the R-1 zone for the first story. For any two (2) story portion of a residential building, side and rear yards shall be ten (10) feet.
- (b) For development with two (2) or more residential buildings per lot or five (5) or more dwelling units per lot, side and rear yards are as required in the R-1 zone except as follows:
 - (1) The minimum side or rear yard for any two (2) story portion of a residential building not adjacent to property zoned R-1 in the City or A-2, R-A or R-1 in the County shall be ten (10) feet.
 - (2) The minimum side or rear yard for any two (2) story portion of a residential building adjacent to property zoned R-1 in the City or A-2, R-A or R-1 in the County shall be forty (40) feet. This set back may be reduced to a minimum of ten (10) feet by the Commission as long as compatibility with adjacent properties is maintained.

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 15 day of October, 1985, 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, 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 *Stan T. Yamamoto*
STAN T. YAMAMOTO, Acting 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 22nd day of October, 1985, 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 Peggy Mensinger
MAYOR PEGGY MENSINGER

ATTEST: Norrine Coyle
NORRINE COYLE City Clerk

EFFECTIVE DATE: November 21, 1985

ORDINANCE NO. 2373 -C.S.

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 Blankenburg Avenue; those portions within the City	35 miles per hour
CROWS LANDING, between School Avenue 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
ENSLER 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
HASHEM DRIVE, between Sylvan Avenue and Oakdale Road	35 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
LINCOLN OAK DRIVE, between Merle Avenue and Floyd Avenue	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, between Carpenter Road and 400' north of Tully Road	50 miles per hour
9TH STREET, between 400' north of Tully Road and P Street	35 miles per hour
9TH STREET, between D Street and north end of the Tuolumne River Bridge	30 miles per hour
9TH STREET, on the Tuolumne River Bridge	40 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	December 5, 1984
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, (east- bound) 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 ¹ 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	September 19, 1985
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	September 18, 1985
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	September 18, 1985
KELLER STREET, between Sylvan Avenue and Rumble Road within the City limits	30 miles per hour	January 26, 1984
LAKEWOOD 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	December 8, 1984
MABLE AVENUE, between Coffee Road and Oakdale Road	35 miles per hour	September 19, 1985
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 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	December 8, 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	April 11, 1985
ORANGEBURG AVENUE, between Martin Avenue and McHenry Avenue	40 miles per hour	April 3, 1985
ORANGEBURG AVENUE, between McHenry Avenue and Coffee Road	40 miles per hour	April 2, 1985
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	November 19, 1984

ORANGEBURG AVENUE, between Lakewood Avenue and Claus Road	35 miles per hour	December 6, 1984
PARADISE ROAD, between Vernon Avenue and Franklin Street within the City limits	35 miles per hour	September 24, 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	December 8, 1984
RIVERSIDE DRIVE, between Edge- brook Drive and Yosemite Boulevard	35 miles per hour	September 19, 1985
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 Sunrise 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	September 18, 1985
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	July 22, 1985
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
SNYDER AVENUE, between Dale Road and Carver Road	50 miles per hour	August 29, 1985
STANDIFORD AVENUE, between Dale Road and Prescott Road within the City limits	40 miles per hour	December 8, 1984
STANDIFORD AVENUE, between Prescott Road and Carver Road	40 miles per hour	December 8, 1984

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	December 8, 1984
SURREY AVENUE, between Oakdale Road and Eastridge Drive	30 miles per hour	December 6, 1984
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	December 8, 1984
SYLVAN AVENUE, between Coffee Road and Oakdale Road within the City limits	40 miles per hour	December 8, 1984
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	40 miles per hour	December 5, 1984
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,

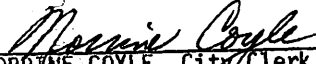
setting forth the title of this ordinance, the date of its introduction and the places where this ordinance is posted.

The foregoing ordinance was introduced at a regular meeting of the Council of the City of Modesto held on the 15 day of October, 1985, 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.

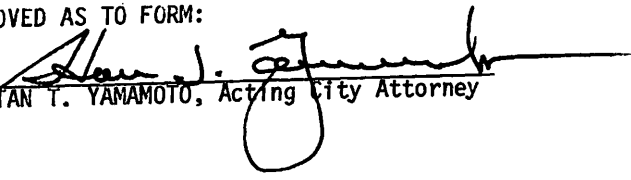
APPROVED: 
PEGGY MENSINGER, Mayor

ATTEST:

By 
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
STAN T. YAMAMOTO, Acting 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 22nd day of October, 1985, 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 *Peggy Mensinger*
MAYOR PEGGY MENSINGER

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

EFFECTIVE DATE: November 21, 1985

ORDINANCE NO. 2374 -C.S.

AN ORDINANCE AMENDING SECTION MAP 2-3-8 OF THE ZONING MAP OF THE CITY OF MODESTO, RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON. (STEINPRESS DEVELOPMENT)

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

SECTION 1. ZONING CHANGE. Section 2-3-8 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(385):

All that portion of Section 2, Township 3 South, Range 8 East, Mount Diablo Base and Meridian, described as follows:

Commencing at the intersection of the centerline of 40 foot old Pelandale Avenue and the East line of said Section 2 (centerline of Dale Road); thence on the centerline of 40 foot old Pelandale Avenue, South $89^{\circ}57'00''$ West 1650.68 feet to the point of beginning of this description; thence South $0^{\circ}18'23''$ West 50.00 feet to the Northeast corner of Parcel B of Parcel Map Recorded January 7, 1982 in Book 32 of Parcel Maps, Page 90, Stanislaus County Records; thence South $0^{\circ}18'23''$ West 333.22 feet; thence North $89^{\circ}41'37''$ West 330.30 feet; thence North $0^{\circ}18'10''$ East 381.17 feet to the centerline of said old Pelandale Avenue; thence North $89^{\circ}57'00''$ East 330.32 feet to the point of beginning.

SECTION 2. USES. The following uses shall be permitted in said P-D(385) 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 10-2.1709(c) 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 10-2.1709(a) or (b) of the Modesto Municipal Code:

1. 36-unit apartment project.
2. Off-street parking as shown on the approved development plan.

SECTION 3. ZONING MAP. Section Map 2-3-8 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 22 day of October, 1985, by Councilmember Muratore, 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: Peggy Mensinger
PEGGY MENSINGER, Mayor

ATTEST:

By Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, Acting City Attorney

APPROVED AS TO DESCRIPTION:

By William Orsich
Department of Planning and Community
Development

Ordinance 2374 C.S.
Exhibit A – Map

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

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 November, 1985, Councilmember Muratore 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 *Reggy Mensinger*
MAYOR REGGY MENSINGER

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

EFFECTIVE DATE: December 5, 1985

