

ORDINANCE NO. 19-06

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AUBURN  
AMENDING APPENDIX A OF CHAPTER 159 OF TITLE XV OF THE  
AUBURN MUNICIPAL CODE REGULATING MAXIMUM LOT AREA

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**THE CITY COUNCIL OF THE CITY OF AUBURN DOES ORDAIN AS  
FOLLOWS:**

**Section One: Code Amendment.** Appendix A: District Regulations, of Chapter 159 of Title XV of the Auburn Municipal code is hereby amended to change the text in the top row of the table, eighth column from the left, which reads "Maximum Lot Area Square Feet v" to read "Minimum Lot Area Square Feet v". The remainder of Appendix A: District Regulations shall remain unchanged by this Ordinance.

**Section Two: California Environmental Quality Act.** The City Council has considered all of the evidence in the record, including the staff reports, the testimony received during the meeting on the matter held by the City Council, and hereby determines that that the adoption of this Ordinance will not have a significant effect on the environment. This Ordinance is therefore exempt from California Environmental Quality Act (CEQA) review pursuant to Title 14, Section 15061(b)(3) of the California Code of Regulations. Additionally, the ordinance is not a "project" under CEQA Guidelines section 15378, because it is an activity that will not cause a direct (or reasonably foreseeable indirect) physical change in the environment. If this Ordinance is found subject to CEQA, it is categorically exempt therefrom pursuant to Title 14, Section 15305 of the California Code of Regulations (Minor Alterations in Land Use Limitations).

**Section Three: Severability.** If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this Ordinance is for any reason held to be invalid or unenforceable, such invalidity or unenforceability shall not affect the validity or enforceability of the remaining sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases of this Ordinance or the rules adopted hereby. The City Council of the City of Auburn hereby declares that it would have adopted each section, subsection, subdivision, paragraph, sentence, clause or phrase hereof, irrespective of the fact that any one or more other remaining sections, subsections, subdivisions, paragraphs,

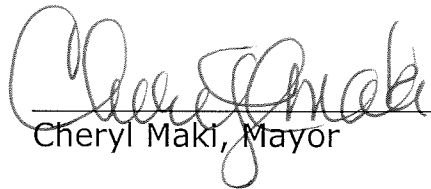
sentences, clauses or phrases hereof be declared invalid or unenforceable.

**Section Four: Inconsistent Provisions.** Any provision of the Auburn Municipal Code or appendices thereto inconsistent with the provisions of this Ordinance, to the extent of such inconsistencies and no further, is hereby repealed or modified to the extent necessary to implement the provisions of this Ordinance.

**Section Five: Retroactivity.** This ordinance intends to correct a typographical error adopted by Ordinance 18-11 on August 27, 2018. As such, this ordinance shall apply retroactively, beginning on September 26, 2018, the effective date of Ordinance 18-11.

**Section Six: Publication and Effective Date.** This ordinance shall take effect 30 days after final adoption. The City Clerk shall certify to the passage and adoption of this Ordinance and shall give notice of its adoption as required by law. Pursuant to Government Code section 36933, a summary of this Ordinance may be published and posted in lieu of publication and posting of the entire text.

DATED: September 9, 2019

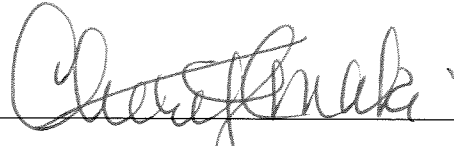
  
Cheryl Maki, Mayor

ATTEST:

  
Amy Lind, City Clerk

I, Amy Lind, City Clerk of the City of Auburn, hereby certify that the foregoing ordinance was duly passed at a regular meeting of the City Council of the City of Auburn held on the 9th day of September 2019 by the following vote on roll call:

Ayes: Amara, Kirby, Spokely, Maki  
Noes:  
Absent: Berlant  
Abstain:

  
\_\_\_\_\_  
Amy Lind, City Clerk 