



APPROVALS	
BUDGET OFFICER	<i>[Signature]</i>
CITY ATTORNEY	<i>[Signature]</i>
CITY MANAGER	<i>[Signature]</i>

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## Report to City Council

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**TO:** Mayor and City Council

**FROM:** Suzanne Bryant, Acting City Attorney

**AGENDA DATE:** February 26, 2013

**TITLE:** PUBLIC HEARING TO ADOPT AN INTERIM URGENCY ORDINANCE OF THE CITY OF MORENO VALLEY, CALIFORNIA, MAKING FINDINGS AND EXTENDING A MORATORIUM ON THE ISSUANCE OF LAND USE ENTITLEMENT IN FOUR DESIGNATED LOCATIONS ALONG THE SR-60 EAST CORRIDOR AREA

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### **RECOMMENDED ACTION**

Recommendation: That the City Council:

1. Conduct a Public Hearing to allow the public an opportunity to comment on the proposed Interim Urgency Ordinance.
2. Adopt Interim Urgency - Ordinance No. 861 - An Interim Urgency Ordinance of the City of Moreno Valley, California, making findings and extending a moratorium on the Issuance of Land Use Entitlements in four designated locations along the SR-60 East corridor area.

### **ADVISORY BOARD/COMMISSION RECOMMENDATION**

N/A.

### **BACKGROUND**

During the discussion regarding the preparation of a land use overlay (Item G.1.) at the January 8, 2013 City Council meeting, the City Council directed that a moratorium be placed on the January 22, 2013 agenda for the four designated locations along the SR-60 East corridor area that will be studied by a planning consultant.

At the January 22, 2013 City Council meeting, the Council adopted an interim urgency ordinance that prohibits any land use entitlements in the four designated areas for a 45 day period while the planning consultant is retained and begins to conduct the study. The interim urgency ordinance adopted on January 22, 2013 can only be in effect 45 days from its date of adoption.

### **DISCUSSION**

Staff, in a separate agenda item, has provided a status update on what has happened since the interim urgency ordinance was adopted. The Council can extend the interim ordinance for 10 months and 15 days so that the study for the four designated areas may continue. While the ordinance adopted on January 22, 2013 can only be in effect for 45 days, it can be extended for 10 months and 15 days upon further Council action. Therefore, this item has been set for a public hearing to consider the extension of the interim urgency ordinance. In order to extend the interim urgency ordinance a four-fifths vote of the Council is required.

### **ALTERNATIVES**

If the Council chooses not to extend the interim urgency ordinance, it will automatically expire 45 days after January 22, 2013 (March 8, 2013).

### **FISCAL IMPACT**

No known fiscal impacts to the City.

### **CITY COUNCIL GOALS**

Positive Environment. Create a positive environment for the development of Moreno Valley's future.

### **SUMMARY**

The City Council, at their January 8, 2013 meeting directed that a moratorium be placed on the January 22, 2013 agenda. At the January 22, 2013 Council meeting, the urgency interim ordinance was adopted for a 45 day period. Extending the moratorium by the attached ordinance will require a minimum of a four-fifths vote.

### **NOTIFICATION**

Posting of the agenda and publication in the newspaper.

**ATTACHMENTS**

Attachment 1 – Proposed Ordinance

Prepared By:  
Suzanne Bryant  
Acting City Attorney

Department Head Approval:  
Suzanne Bryant  
Acting City Attorney

Council Action	
Approved as requested:	Referred to:
Approved as amended:	For:
Denied:	Continued until:
Other:	Hearing set for: