

ORDINANCE NO. 3311

AN ORDINANCE AMENDING TITLE 19 OF THE SAN LUIS OBISPO COUNTY CODE, THE BUILDING AND CONSTRUCTION ORDINANCE, BY ADDING NEW CHAPTER 19.95, INCORPORATING BY REFERENCE THE CALIFORNIA MODEL WATER EFFICIENT LANDSCAPE ORDINANCE, SECTIONS 490-495, CHAPTER 2.7, DIVISION 2, TITLE 23 OF THE CALIFORNIA CODE OF REGULATIONS

The Board of Supervisors of the County of San Luis Obispo ordains as follows:

SECTION 1: Title 19 of the Building and Construction Ordinance of the San Luis Obispo County Code, is hereby amended by adding new Chapter 19.95 as follows:

Chapter 95: Water Efficient Landscaping

19.95.010 – Model Water Efficient Landscaping Ordinance Adopted. The California Model Water Efficient Landscape Ordinance, Sections 490-495, Chapter 2.7, Division 2 of Title 23 in the California Code of Regulations, including all appendices thereto, is hereby incorporated into this Title by reference as though it were fully set forth here.

SECTION 2. This project is covered by the general rule that the California Environmental Quality Act (CEQA) applies only to projects which have the potential for causing a significant effect on the environment (California Code of Regulations, Title 14, section 15061(b)(3)). It can be seen with certainty that there is no possibility that this project may have a significant effect on the environment because no new development is authorized, no increase in density will occur, no change in allowed uses is proposed or authorized and no significant physical change to the environment will occur. Therefore the activity is not subject to CEQA.

SECTION 3. If any section, subsection, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by the decision of a court of competent jurisdiction, such decision shall not affect the validity or constitutionality of the remaining portion of this ordinance. The Board of Supervisors hereby declares that it would have passed this ordinance and each section, subsection, clause, phrase or portion thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases or portions be declared invalid or unconstitutional.

SECTION 4: This ordinance shall take effect and be in full force on and after 30 days from the date of its passage hereof. Before the expiration of 15 days after the adoption of this ordinance, it shall be published once in a newspaper of general circulation published in the County of San Luis Obispo, State of California, together with the names of the members of the Board of Supervisors voting for and against the ordinance.

SECTION 5: In accordance with Government Code Section 25131, after reading of the title of the ordinance, further reading of the ordinance in full is waived.

INTRODUCED ON the tenth day of December, 2015, PASSED AND ADOPTED by the Board of Supervisors of the County of San Luis Obispo, State of California, on the 24TH day of November, 2015, by the following roll call vote, to wit:

AYES: Supervisors Bruce S. Gibson, Adam Hill, Frank R. Mecham, Lynn Compton, and Chairperson Debbie Arnold

NOES: None

ABSENT: None

ABSTAINING: None

Debbie Arnold
Chairperson of the Board of Supervisors,
County of San Luis Obispo,
State of California

ATTEST:

Tommy Gong
County Clerk and Ex-Officio Clerk
of the Board of Supervisors
County of San Luis Obispo, State of California

By: Annette Ramirez
Deputy Clerk