

ORDINANCE NO. 928

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LANCASTER, CALIFORNIA AMENDING TITLE 8 OF THE LANCASTER MUNICIPAL CODE, MODIFYING CHAPTER 8.50, LANDSCAPING INSTALLATION AND MAINTENANCE, RELATING TO APPLICABILITY OF WATER EFFICIENT LANDSCAPING REQUIREMENTS

WHEREAS, the City Council of the City of Lancaster finds that it is necessary to amend Title 8 of the Lancaster Municipal Code, Chapter 8.50, Landscaping Installation and Maintenance, in order to modify the applicability of water efficient landscaping requirements to projects greater than 2,500 square feet and bring the Municipal Code into conformity with the latest version of the updated State Model Landscape Ordinance as required by State Assembly Bill 1881 (Laird); and,

WHEREAS, the City Council hereby makes the following findings in support of the Ordinance:

1. The ordinance will not significantly decrease the potential for water savings.
2. The ordinance will not diminish the City's intent to reduce water wasting.
3. The ordinance will eliminate the permitting requirements and financial burden on property owners with small scale landscaping projects.

THE CITY COUNCIL OF THE CITY OF LANCASTER, CALIFORNIA, DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. **Title 8, Chapter 8.50**, LANDSCAPING INSTALLATION AND MAINTENANCE, is hereby amended a follows:

Section 8.50.040 Applicability, Paragraph A, Subparagraphs 1, 2, 3 and 4 are revised as follows:

- (1) All new construction and rehabilitated landscaping for public agency and private development projects with a landscape area equal to or greater than 2,500 square feet; therefore requiring a permit, plan check, and/or design review;
- (2) New construction and rehabilitated landscapes which are developer-installed in single-family and multi-family residential projects with a landscape area equal to or greater than 2,500 square feet requiring a permit, plan check, and/or design review;
- (3) New construction and rehabilitated landscapes which are homeowner-provided and/or homeowner-hired landscaping in single-family and multi-family residential projects with a landscape area equal to or greater than 2,500 square feet, therefore requiring a permit, plan check, and/or design review;
- (4) Existing landscapes with a landscape area equal to or greater than 2,500 square feet are limited to Sections 8.50.070 and 8.50.081;

Section 8.50.040 Applicability, Paragraph B, Subparagraphs 4 and 6 are revised as follows:

- (4) Any project with a landscaped area less than 2,500 square feet;
- (6) Homeowner-provided and homeowner-hired landscaping at single-family and multi-family residential projects less than 2,500 square feet.

Section 8.50.062 Irrigation Audits and Audit Schedules, Paragraph D is revised as follows:

- D. For new construction and rehabilitated landscape projects installed after January 1, 2010, except for homeowner-installed, homeowner-provided landscape less than 2,500 square feet, the City or the water purveyor will fulfill the following requirements for landscape irrigation audits:

Section 8.50.070 Provisions for Existing Landscapes – Landscape Irrigation Audits, Paragraph D is revised as follows:

- D. For existing landscapes equal to or greater than 2,500 square feet, the City will fulfill the following irrigation audit requirements:

Section 2. The City Council finds that this Ordinance is consistent with the City's policies to promote conservation and efficient use of water.

Section 3. That the City Clerk shall certify to the passage of this Ordinance and will see that it is published and posted in the manner required by law.

I, Geri K. Bryan, CMC, City Clerk of the City of Lancaster, do hereby certify that the foregoing ordinance was regularly introduced and placed upon its first reading on the ____ day of _____, 2009, and placed upon its second reading and adoption at a regular meeting of the City Council on the ____ day of _____, 2009 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

APPROVED:

GERI K. BRYAN, CMC
City Clerk
City of Lancaster

R. REX PARRIS
Mayor
City of Lancaster

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) ss
CITY OF LANCASTER)

CERTIFICATION OF ORDINANCE
CITY COUNCIL

I, _____, _____ City of Lancaster, California, do hereby certify that this is a true and correct copy of the original Ordinance No. 928, for which the original is on file in my office.

WITNESS MY HAND AND THE SEAL OF THE CITY OF LANCASTER, on this _____ day of _____, _____.

(seal)