

Additions are underlined.
Deletions are ~~struck through~~.
Revision markers are noted in left or
right margins as vertical lines.

ORDINANCE NO. _____

**AN ORDINANCE OF THE BOARD OF SUPERVISORS OF THE
COUNTY OF NAPA, STATE OF CALIFORNIA, AMENDING COUNTY
CODE SECTION 18.104.040 (ACCESSORY USES) AS IT RELATES TO
RESTAURANTS AND BANQUET FACILITIES AT GOLF COURSES
LOCATED WITHIN ONE MILE OF THE AIRPORT INDUSTRIAL AREA**

WHEREAS, periodically the Conservation, Development and Planning Department recommends certain zoning amendments to Chapter 18 of the Napa County Code; and

WHEREAS, this County-sponsored Zoning Ordinance amendment would allow the restaurants and banquet facilities at the two existing golf courses located in the proximity of the Airport Industrial Area Specific Plan to be open to the general public; and

WHEREAS, the Airport Industrial Area (AIA) is underserved by restaurants and the proposed amendment would provide additional eating establishments for employees and visitors of the AIA; and

WHEREAS, the proposed amendment was reviewed and determined to be consistent with the County's General Plan and existing Zoning Code regulations; and

The Board of Supervisors of the County of Napa, State of California, ordains as follows:

SECTION 1. Section 18.104.040 (Accessory uses) of Chapter 18.104 (Additional Zoning District Regulations) of the Napa County Code is amended to read in full as follows:

18.104.040 Accessory uses.

A. Uses allowed without a use permit or uses permitted upon grant of a use permit shall include any accessory use.

B. For golf courses located within one mile of the Airport Industrial Area boundaries with existing restaurant or banquet facilities approved by a use permit or use permit modification prior to October 1, 2011, the use of such restaurant or banquet facilities by members of the

[general public shall be an accessory use within the meaning of subsection \(a\).](#)

SECTION 2. The Conservation, Development and Planning Commission has determined that this ordinance would not have a significant effect on the environment and is exempt from the California Environmental Quality Act pursuant to Section 15301, Class 1 - Existing Facilities, and Section 15305, Class 5 - Minor Alteration in Land Use Limitations. This proposed Zoning Ordinance text amendment would not result in physical expansion of existing facilities or new development of facilities but would allow use of the existing facilities by the general public versus golf playing patrons only. The proposed Zoning Ordinance text amendment would not have a significant effect on the environment.

SECTION 3. Pursuant to Chapter 4, Title 7, commencing with Section 65800, of the California Government Code, this Ordinance is consistent with the following policies and goals of the 2008 General Plan Update: Policy AG/LU-1, Goal E-2, and Policy E-6.

SECTION 4. If any section, subsection, sentence, clause, phrase or word of this Ordinance is for any reason held to be invalid by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. The Board of Supervisors of the County of Napa hereby declares it would have passed and adopted this Ordinance and each and all provisions hereof irrespective of the fact that any one or more of said provisions be declared invalid.

SECTION 5. This Ordinance shall be effective thirty (30) days from and after the date of its passage.

SECTION 6. A summary of this Ordinance shall be published at least once 5 days before adoption and at least once before the expiration of 15 days after its passage in the Napa

Valley Register, a newspaper of general circulation published in the County of Napa, together with the names of members voting for and against the same.

The foregoing Ordinance was introduced and public hearing held thereon before the Napa County Conservation, Development and Planning Commission at a regular meeting of the Commission on the ____ day of _____, 2011, and was passed at a regular meeting of the Board of Supervisors of the County of Napa, State of California, held on the _____ day of _____, 2011, by the following vote:

AYES: SUPERVISORS _____

NOES: SUPERVISORS _____

ABSTAIN: SUPERVISORS _____

ABSENT: SUPERVISORS _____

BILL DODD, Chairman
 Napa County Board of Supervisors

ATTEST: GLADYS I. COIL
 Clerk of the Board of Supervisors

By: _____

APPROVED AS TO FORM Office of County Counsel	Approved by the Napa County Board of Supervisors
By: _____ (by e-signature) Deputy County Counsel	Date: _____
By: _____ (by e-signature) County Code Services	Processed by: _____
Date: _____	Deputy Clerk of the Board

I HEREBY CERTIFY THAT THE ORDINANCE ABOVE WAS POSTED IN THE OFFICE OF THE CLERK OF THE BOARD IN THE ADMINISTRATIVE BUILDING, 1195 THIRD STREET ROOM 310, NAPA, CALIFORNIA ON _____.

_____, DEPUTY
 GLADYS I. COIL, CLERK OF THE BOARD