

ORDINANCE NO. 2019 - _____

**AN ORDINANCE AMENDING CHAPTER 28 OF THE SOLANO COUNTY CODE
RELATING TO CHURCHES IN THE A-SV-20 AND ATC ZONING DISTRICTS**

Section 1. Findings. The Board of Supervisors of the County of Solano ("County") finds and declares as follows:

Whereas, in March 2001, through Ordinance No. 1604, the Board of Supervisors amended Chapter 28 ("Zoning Regulations") to preclude the establishment of new churches in the Exclusive Agricultural zoning districts in order to prevent the conversion of agricultural properties to non-agricultural uses that have the potential to draw large assemblages of people; and

Whereas, churches lawfully established within Exclusive Agricultural zoning districts prior to the enactment of Ordinance No. 1604 became legal nonconforming land uses, and could continue to operate but could not expand in size or intensity of use; and

Whereas, in February 2011, through Ordinance No. 2011-1717, the Board of Supervisors established new zoning districts and enacted new zoning regulations and for the Suisun Valley area, to protect the agricultural economy of that area by fostering development of agritourism land uses; and

Whereas, it is in the public interest to allow legal nonconforming churches in the A-SV-20 and ATC zoning districts to seek discretionary approval to expand, through the use permit amendment process, in order to accommodate the needs of growing congregations, if such expansion would not adversely impact agricultural operations on nearby properties.

Therefore, the Board of Supervisors of the County of Solano ordains as follows:

Section 2. Solano County Code Section 28.114 is amended to add subdivision (H)(4), to read as follows:

Nonconforming churches in the A-SV-20 or ATC district, legally established prior to February 21, 2019, and subject to an approved use permit, may be enlarged or expanded, provided that any such enlargement or expansion complies with the development standards in section 28.73.30(B)(1), is contained entirely within the parcel originally approved for the use, would not adversely impact agricultural operations on nearby properties, and is approved as an amendment to the use permit.

Section 3.

Any portion of this ordinance deemed invalid or unenforceable shall be severed from the remainder, which shall remain in full force and effect.

Section 4.

This ordinance shall take effect 30 days after its adoption.

Section 5.

A summary of this ordinance will be published within 15 days after its adoption in the Fairfield Daily Republic, a newspaper of general circulation in Solano County.

Passed and adopted by the Solano County Board of Supervisors at its regular meeting on (October 22, 2019) by the following vote:

AYES: SUPERVISORS _____

NOES: SUPERVISORS _____

EXCUSED: SUPERVISORS _____

ERIN HANNIGAN, Chairwoman
Solano County Board of Supervisors

ATTEST:
BIRGITTA E. CORSELLO, Clerk
Solano County Board of Supervisors

By: _____
Jeanette Neiger, Chief Deputy Clerk

Introduced: February 21, 2019 (Planning Commission)
Adopted:
Effective:
Operative: