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**ORDINANCE NO. 2023-06**

**AN ORDINANCE OF THE ALBANY CITY COUNCIL AMENDING  
CHAPTER XX OF THE ALBANY MUNICIPAL CODE SECTIONS 20.12,  
20.20, 20.24, 20.28, 20.40 and 20.100 TO UPDATE PARKING REGULATIONS**

**WHEREAS**, on December 6, 2004, the City Council of the City of Albany adopted Ordinance #04-09 establishing Chapter XX “Planning and Zoning” of the Albany Municipal Code (“Zoning Ordinance”); and

**WHEREAS**, Chapter XX established parking requirements for land uses; and

**WHEREAS**, Planning and Zoning Code Section 20.100.070.B authorizes the Planning and Zoning Commission to initiate, by resolution, an amendment to Chapter XX; and

**WHEREAS**, recitals and findings from City Council Resolution No. 2023-59 adopt amendments to the Land Use Element and Transportation Element of the General Plan are incorporated by reference; and

**WHEREAS**, the Planning and Zoning Commission held study sessions on March 8, April 26, and May 10, 2023 to discuss implications of Assembly Bill 2097 and potential revisions to parking regulations in the Zoning Ordinance; and

**WHEREAS**, the Zoning Ordinance amendments reflect the provisions of AB 2097 and implement goals and policies of the General Plan and Albany Climate Action and Adaptation Plan with respect to parking; and

**WHEREAS**, the Planning and Zoning Commission held a public hearing on June 14, 2023 to consider the Zoning amendments; and

**WHEREAS**, the Planning and Zoning Commission adopted Planning & Zoning Resolution No. 2023-03 recommending that the City Council adopt amendments to the Zoning Ordinance; and

1       **WHEREAS**, the Climate Action Committee held a public meeting on June 21, 2023 to  
2 consider the proposed amendments; and

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4       **WHEREAS**, the Transportation Commission held a public meeting on June 22, 2023 to  
5 consider the proposed amendments; and

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7       **WHEREAS**, the City published a public hearing notice in three public places on October 20,  
8 2023 as required for a public hearing before the City Council; and

9       **WHEREAS**, the City Council held a public hearing on July 17, 2023 and November 6,  
10 2023 to consider the zoning amendments.

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12       **NOW, THEREFORE, THE ALBANY CITY COUNCIL ORDAINS AS**  
13 **FOLLOWS:**

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15       **SECTION 1: CHAPTER XX OF THE ALBANY MUNICIPAL CODE, SECTION**  
16 **20.08 TITLED “DEFINITIONS” IS HEREBY AMENDED AS SPECIFIED IN EXHIBIT**  
17 **A.**

18       **SECTION 2: CHAPTER XX OF THE ALBANY MUNICIPAL CODE, SECTION**  
19 **20.12 TITLED “ZONING DISTRICTS AND PERMITTED USES” IS HEREBY**  
20 **AMENDED AS SPECIFIED IN EXHIBIT A.**

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22       **SECTION 3: CHAPTER XX OF THE ALBANY MUNICIPAL CODE, SECTION**  
23 **20.20 TITLED “REGULATION OF SPECIFIC LAND USES” IS HEREBY AMENDED**  
24 **AS SPECIFIED IN EXHIBIT A.**

25       **SECTION 4: CHAPTER XX OF THE ALBANY MUNICIPAL CODE, SECTION**  
26 **20.24 TITLED “DEVELOPMENT REGULATIONS” IS HEREBY AMENDED AS**  
27 **SPECIFIED IN EXHIBIT A.**  
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**SECTION 5: CHAPTER XX OF THE ALBANY MUNICIPAL CODE, SECTION 20.28 TITLED “OFF-STREET PARKING AND LOADING REGULATIONS” IS HEREBY AMENDED AS SPECIFIED IN EXHIBIT A.**

**SECTION 6: CHAPTER XX OF THE ALBANY MUNICIPAL CODE, SECTION 20.40 TITLED “HOUSING PROVISIONS” IS HEREBY AMENDED AS SPECIFIED IN EXHIBIT A.**

**SECTION 7: CHAPTER XX OF THE ALBANY MUNICIPAL CODE, SECTION 20.100 TITLED “PROCEDURES” IS HEREBY AMENDED AS SPECIFIED IN EXHIBIT A.**

**SECTION 8: PUBLICATION AND EFFECTIVE DATE.**

This ordinance shall be posted at three public places within the City of Albany and shall become effective thirty days after the date of its posting.

**PASSED AND ADOPTED** by the City Council of the City of Albany at its meeting on the \_\_ day of \_\_\_\_\_ 2023, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

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AARON TIEDEMANN, MAYOR

**ATTACHMENT:**

**EXHIBIT A – Zoning Ordinance Amendments**