

ORDINANCE NO. _____

**AN ORDINANCE OF THE CITY COUNCIL OF
THE CITY OF MERCED, CALIFORNIA,
APPROVING A MITIGATED NEGATIVE
DECLARATION FOR ENVIRONMENTAL REVIEW
#18-02 AND SITE UTILIZATION PLAN REVISION
#38 TO PLANNED DEVELOPMENT (P-D) #1
ALLOWING THE RENOVATION OF THE MERCED
MALL AND THEATRE, INCLUDING THE
POSSIBILITY OF RELOCATING THE THEATRE
ADJACENT TO THE MERCED MALL BUILDING**

**THE CITY COUNCIL OF THE CITY OF MERCED DOES ORDAIN
AS FOLLOWS:**

SECTION 1. AMENDMENT TO CODE. The Site Utilization Plan for the property located within Planned Development (P-D) #1 described in Exhibit A and shown on the Map at Exhibit B, attached hereto, and by reference made a part of this Ordinance is hereby modified as shown on the Site Plan for Phase I and on the Site Plan for Phase II, Alternate 1 or Phase II, Alternate 2, Exhibits C, D, and E.

SECTION 2. CALIFORNIA ENVIRONMENTAL QUALITY ACT. Based upon the evidence and testimony in the record at the City Council public hearing, the City Council exercising its independent judgment and review, hereby adopts and approves the Mitigated Negative Declaration following Environmental Review #18-02, pursuant to the California Environmental Quality Act.

SECTION 3. EFFECTIVE DATE. This Ordinance shall be in full force and effect thirty (30) days after its adoption.

SECTION 4. SEVERABILITY. If any section, subsection, subdivision, sentence, clause, phrase, or portion of this Ordinance, is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that it would have adopted this Ordinance, and each section, subsection, subdivision, sentence, clause, phrase, or portion thereof, irrespective of the fact that any one or more sections, subsections, subdivisions, sentences, clauses, phrases, or portions thereof be declared invalid or unconstitutional.

SECTION 5. PUBLICATION. The City Clerk is directed to cause a summary of this Ordinance to be published in the official newspaper at least once within fifteen (15) days after its adoption showing the vote thereon.

The foregoing Ordinance was introduced at a regular meeting of the City Council of the City of Merced on the ____ day of _____, 2019, and was passed and adopted at a regular meeting of said City Council held on the ____ day of _____, 2019, by the following called vote:

AYES: Council Members:

NOES: Council Members:

ABSTAIN: Council Members:

ABSENT: Council Members:

APPROVED:

Mayor

ATTEST:
STEVE CARRIGAN, CITY CLERK

BY: _____
Assistant/Deputy City Clerk

(SEAL)

APPROVED AS TO FORM:

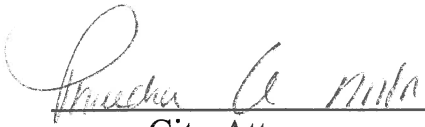
 _____
City Attorney Date 2-12-19

EXHIBIT A
LEGAL DESCRIPTION

Parcel C as shown on the map entitled "Parcel Map for Merced Mall," recorded in Book 58 at Page 19 of Merced County Records.

APN: 236-230-038

Parcel C-C as shown on the map entitled "Parcel Map for Pacific Telephone," recorded in Book 33 at Page 49 of Merced County Records.

APN: 236-230-014

Parcel A as shown on the map entitled "Parcel Map for "U.A. Regency Theatre," recorded in Book 60 at Page 28 of Merced County Records.

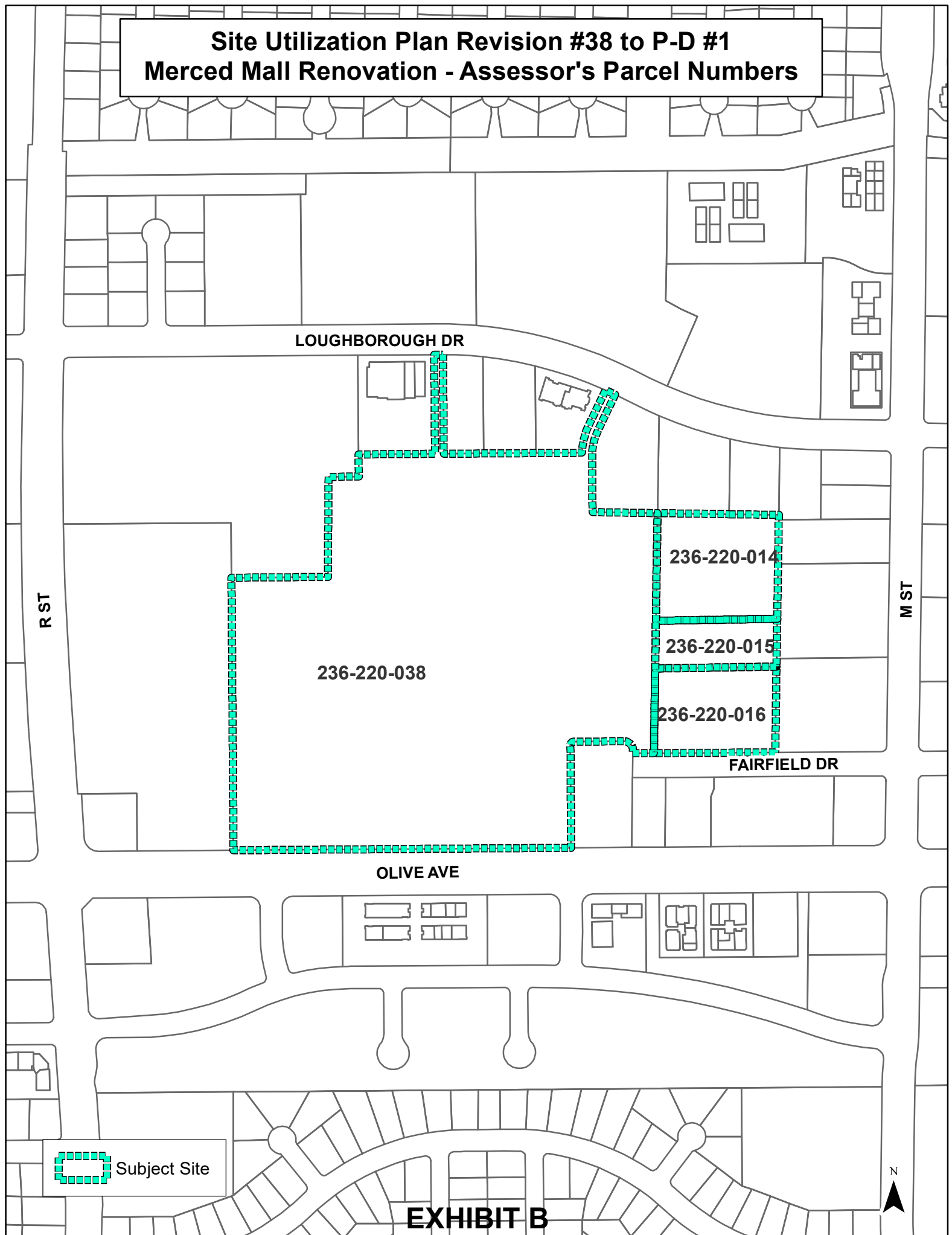
APN: 236-230-015

Parcel B as shown on the map entitled "Parcel Map for "U.A. Regency Theatre," recorded in Book 60 at Page 28 of Merced County Records.

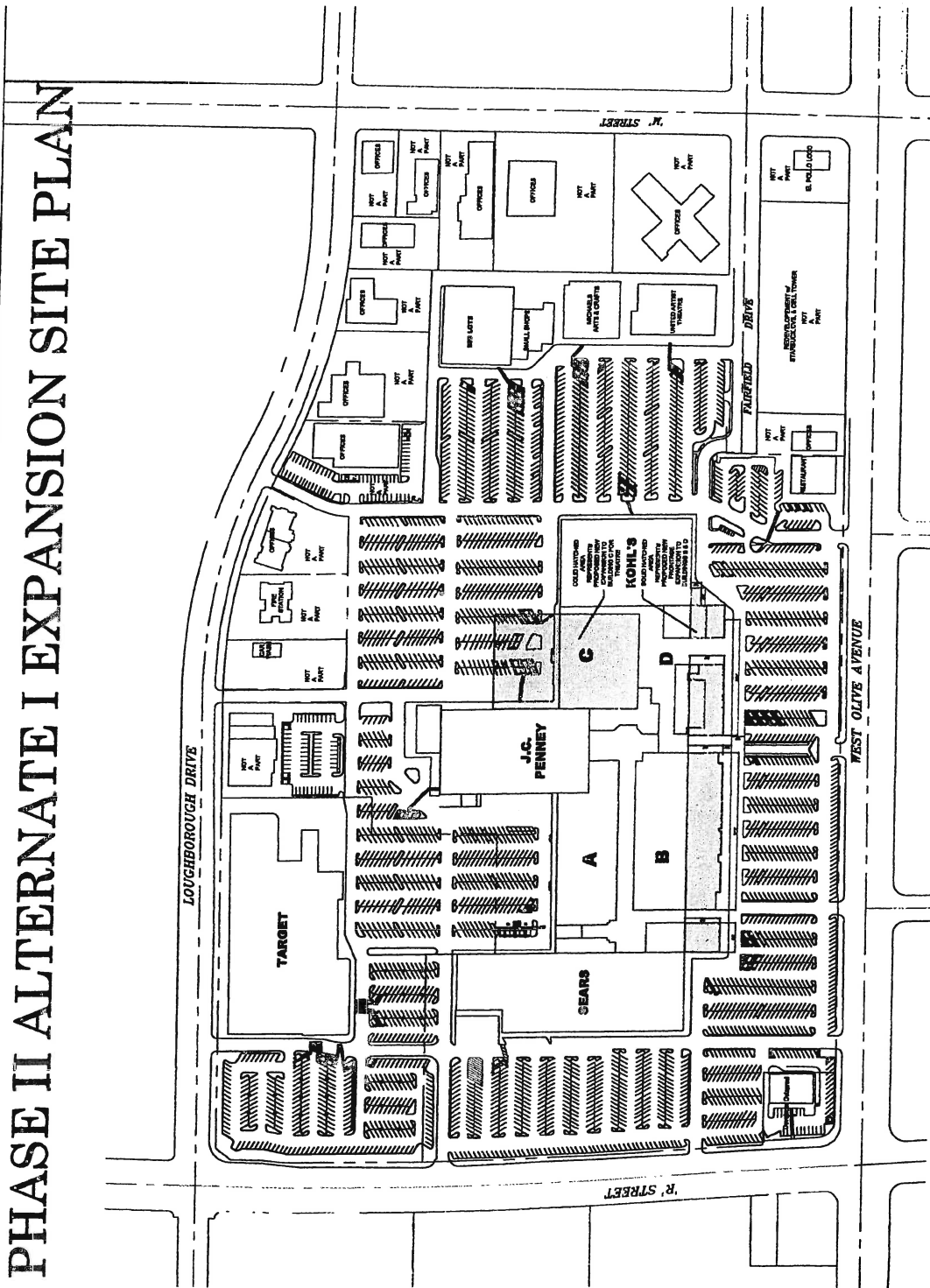
APN: 236-230-016

EXHIBIT A

**Site Utilization Plan Revision #38 to P-D #1
Merced Mall Renovation - Assessor's Parcel Numbers**



Project Data	EXISTING
Project Name	
Project Number	
Project Location	
Project Description	
Project Status	
Project Manager	
Project Sponsor	
Project Budget	
Project Timeline	
Project Risks	
Project Deliverables	
Project Stakeholders	
Project Communication	
Project Reporting	
Project Documentation	
Project Change Management	
Project Quality Management	
Project Risk Management	
Project Stakeholder Management	
Project Team Management	
Project Procurement Management	
Project Integration Management	
Project Planning Management	
Project Execution Management	
Project Monitoring and Control Management	
Project Closing Management	

[illegible]

