



Ordinance Fact Sheet

TO: CITY COUNCIL

DATE: April 22, 2013

FROM: CITY ATTORNEY

SUBJECT: AN ORDINANCE ADDING NATIONAL REGISTER HISTORIC DISTRICT REPRESENTATION TO HISTORIC PRESERVATION COMMISSION

TITLE OF PROPOSED ORDINANCE

AN ORDINANCE OF THE CITY OF PASADENA AMENDING PASADENA MUNICIPAL CODE TITLE 2.75 (HISTORIC PRESERVATION COMMISSION) TO ALLOW HISTORIC DISTRICTS LISTED IN THE NATIONAL REGISTER OF HISTORIC PLACES TO HAVE A VOTING REPRESENTATIVE ON THE HISTORIC PRESERVATION COMMISSION

PURPOSE OF ORDINANCE

This ordinance implements the direction given by the City Council on February 25, 2013 to allow historic districts listed in the National Register of Historic Places to have a voting representative on the Historic Preservation Commission.

REASON WHY LEGISLATION IS NEEDED

The Pasadena Municipal Code (PMC 2.75) does not include language that allows historic districts listed in the National Register of Historic Places to have the same representation as is provided for City-designated landmark districts. However, under the City's Historic Preservation Ordinance (PMC 17.62), projects affecting all historic resources in both City-designated landmark districts and historic districts listed in the National Register are reviewed by the Commission under the same review procedures. In order to give landmark districts and historic districts equal standing, the Council directed that the text of PMC 2.75.030 (Membership—Appointment and Terms) be modified by a code amendment to include historic district representation.

MEETING OF 04/22/2013

AGENDA ITEM NO. 14

PROGRAMS, DEPARTMENTS OR GROUPS AFFECTED

The Planning and Community Development Department will implement this ordinance.

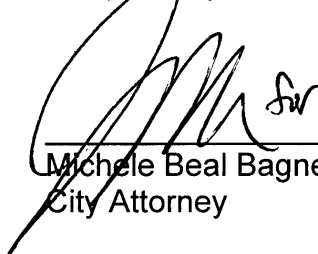
FISCAL IMPACT

There will not be an immediate fiscal impact as a result of this ordinance.

ENVIRONMENTAL DETERMINATION

On February 25, 2013, the City Council found that the proposed code amendment is exempt from the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15061(b)(3) (General Rule).

Respectfully submitted,



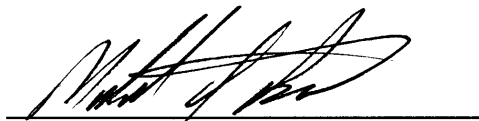
Michele Beal Bagneris
City Attorney

Prepared by:



Theresa E. Fuentes
Assistant City Attorney

Concurred by:



Michael J. Beck
City Manager

Introduced by: _____

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF PASADENA AMENDING PASADENA MUNICIPAL CODE TITLE 2.75 (HISTORIC PRESERVATION COMMISSION) TO ALLOW HISTORIC DISTRICTS LISTED IN THE NATIONAL REGISTER OF HISTORIC PLACES TO HAVE A VOTING REPRESENTATIVE ON THE HISTORIC PRESERVATION COMMISSION

The People of the City of Pasadena ordain as follows:

SECTION 1. Pasadena Municipal Code, Title 2, Article III, Chapter 2.75, Section

2.75.030 is amended to read as follows:

2.75.030 - Membership—Appointment and terms.

A. The commission shall consist of 9 members, who shall be appointed as follows:

1. Each of the 7 councilmembers and the mayor shall nominate 1 member for a total of 8 members.

2. The mayor shall nominate the remaining 1 member from persons recommended by the 7 councilmembers.

3. All nominations are subject to ratification by the city council:

B. Each landmark or historic district may be represented on the commission by a resident of the district that may be nominated by the neighborhood association of the applicable landmark or historic district, however, a landmark or historic district shall not be required to have a representative. Representatives of each landmark or historic district are not considered commission members and shall participate in only those

issues and items that are applicable to the representative's district and shall have equal voting rights only on such issues and items. If no neighborhood association exists within the landmark or historic district, any resident property owner of such district may apply to the city council. If more than 1 neighborhood association exists within the landmark or historic district, such associations shall jointly nominate the member; and if the associations cannot agree, each association shall nominate 1 person and the mayor shall select the nominee. Appointment of all landmark and historic district representatives is subject to ratification by the city council. The landmark and historic district representatives shall be subject to the provisions of this section in the same manner as other commission members.

C. Members shall be appointed for a term of 3 years, and shall serve no more than 2 consecutive terms. A term of less than 1 year shall not be considered a full term. Terms expire on June 30th of the applicable years. A member shall continue in office for the term for which he/she was appointed or until his/her successor is appointed. No member who has served 2 consecutive terms shall be eligible for reappointment to the commission prior to the passage of a 2-year interval.

D. If a member ceases to reside in the city prior to the expiration of a term, or a landmark or historic district representative ceases to reside or own property within the applicable landmark or historic district, the member or representative may complete the term only upon approval by city council pursuant to Section 2.45.020

E. Any member of the commission may be removed by the city council at its pleasure.

SECTION 2. The City Clerk shall certify the adoption of this ordinance and shall cause this ordinance to be published in full text.

SECTION 3. This ordinance shall take effect upon publication.

Signed and approved this _____ day of _____, 2013.

Bill Bogaard
Mayor of the City of Pasadena

I HEREBY CERTIFY that the foregoing ordinance was adopted by the City Council of the City of Pasadena at its meeting held this _____ day of _____ 2013, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Date Published:

Mark Jomsky
City Clerk

Approved as to form:



Theresa E. Fuentes
Assistant City Attorney
0000106751C031