

# Ordinance Fact Sheet

**TO:** CITY COUNCIL                      **DATE:** January 26, 2015  
**FROM:** CITY ATTORNEY  
**SUBJECT:** AN ORDINANCE AMENDING THE ZONING CODE REGARDING  
RECYCLING FACILITIES

## TITLE OF PROPOSED ORDINANCE

**AN ORDINANCE OF THE CITY OF PASADENA AMENDING VARIOUS PROVISIONS OF TITLE 17 (THE ZONING CODE) OF THE PASADENA MUNICIPAL CODE TO ADD NEW DEVELOPMENT AND OPERATIONAL STANDARDS APPLICABLE TO RECYCLING FACILITIES AND TO REQUIRE EXISTING AND NEW FACILITIES TO OBTAIN CONDITIONAL USE PERMITS**

## PURPOSE OF ORDINANCE

At its meeting on March 11, 2013, the City Council adopted an Ordinance imposing a temporary moratorium on the establishment of new, expansion or modification of existing, and the resumption of discontinued legal, non-conforming, recycling facilities. That moratorium expires on March 11, 2015, and it is anticipated that this Ordinance will become effective prior to the expiration of the moratorium. The City Attorney's Office worked with Planning Staff in drafting the proposed Ordinance to incorporate the directions provided to Staff by the City Council on January 12, 2015.

## REASON WHY LEGISLATION IS NEEDED

Amending Title 17 to enhance regulation of Recycling Facilities will reduce community concern and potential public nuisance impacts associated with Recycling Facilities. Better regulation of Recycling Facilities will assure the City can continue to meet the state's recycling requirements while minimizing community concerns. Title 17 can only be amended by ordinance.

02/02/2015

MEETING OF ~~01/26/2015~~

AGENDA ITEM NO. ~~12~~ 15

**PROGRAMS, DEPARTMENTS OR GROUPS AFFECTED**

The Planning and Community Development Department will implement the ordinance through the Conditional Use Process set forth in the Zoning Code. The Public Works Department will be consulted as necessary regarding recycling programs in general.


**FISCAL IMPACT**

The fiscal impact associated with this recommendation is anticipated to be small. Increased staff costs associated with project review and regulation will be at least partially offset by increased revenue from application fees.

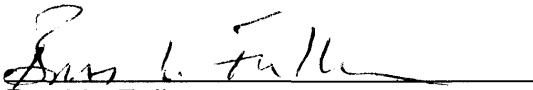
**ENVIRONMENTAL DETERMINATION**

On this same evening, the City Council is being asked to find that the proposed amendments to the Zoning Code are categorically exempt from the California Environmental Quality Act under Section 15308 – Actions by Regulatory Agencies for Protection of the Environment and find that the proposed amendments to the Zoning Code are consistent with the General Plan.

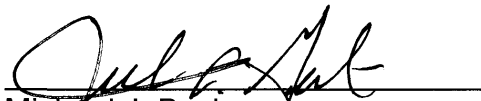
Respectfully submitted,

  
Michele Beal Bagneris  
City Attorney

Prepared by:

  
Brad L. Fuller  
Assistant City Attorney

Concurrence:

  
For Michael J. Beck  
City Manager