



Ordinance Fact Sheet

TO: CITY COUNCIL **DATE:** January 12, 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. The City Attorney's Office worked with the Planning Staff in drafting the proposed Ordinance to implement the directions provided by the City Council on February 10, 2014 to Staff on this topic. On a separate public hearing agenda at tonight's City Council meeting, staff discusses the proposed Ordinance provisions and recommends approval of this Ordinance. The effective date of this Ordinance (30 days after publication) is anticipated to be effective prior to the expiration of the moratorium.

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. Title 17 can only be amended by ordinance. Better regulation of Recycling Facilities will assure the City can continue to meet the state's recycling requirements while minimizing community concerns.

MEETING OF 01/12/2015

AGENDA ITEM NO. 22

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.

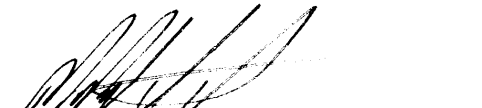
Respectfully submitted,


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Concurrence:


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