



Ordinance Fact Sheet

TO: CITY COUNCIL **DATE:** February 22, 2021

FROM: CITY ATTORNEY

SUBJECT: HISTORIC PRESERVATION ORDINANCE AMENDMENTS

TITLE OF PROPOSED ORDINANCE

AN ORDINANCE OF THE CITY OF PASADENA AMENDING VARIOUS PROVISIONS OF TITLE 17 (ZONING CODE) OF THE PASADENA MUNICIPAL CODE RELATED TO HISTORIC PRESERVATION

RETURN OF ORDINANCE FOR FIRST READING

The City Council conducted a first reading of this Ordinance on February 8, 2021. Subsequent to this, Planning Department staff was notified of a potential technical error in the Ordinance as they had drafted it, and after reviewing the staff reports that were prepared for each public hearing that was conducted during the review process, Planning Department staff found that there was indeed an error and prepared this revised Ordinance to correct the error.

In the Ordinance that was prepared for the February 8, 2021 first reading, the following finding to approve an application for rescinding a Conservation Plan was included:

- "A simple majority (51%) of property owners within the district boundaries support the rescission of the conservation plan at the time of review by the City Council."

However, both the Planning Department staff report that was submitted to the Planning Commission for its review of the Ordinance on September 23, 2020 and the Planning Department agenda report that was submitted to the City Council for its review of the Ordinance on January 11, 2021 state that staff recommends no finding be required to rescind a Conservation Plan. Neither the Planning Commission nor the City Council expressed concern with this recommendation; the language providing for a finding

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regarding the rescission of a Conservation Plan was erroneously retained in the Ordinance that was prepared for the February 8, 2021 first reading from an earlier working draft.

The deletion of this erroneously included section is highlighted in yellow on the redline version of the Ordinance proposed for first reading, and is deleted from the clean version of the Ordinance that will come forward at second reading.

PURPOSE OF ORDINANCE

This ordinance implements and codifies modifications to the Historic Preservation Ordinance and other provisions of the Zoning Code as approved by the City Council on January 11, 2021.

REASON WHY LEGISLATION IS NEEDED

This legislation is needed to address public concerns to ensure that the City's Historic Preservation Ordinance reflects best practices in historic preservation and current City practices, as well as to implement technical corrections and clarifications to existing Zoning Code language.

PROGRAMS, DEPARTMENTS OR GROUPS AFFECTED

The Planning & Community Development Department will implement the proposed ordinance through modifications to the Zoning Code and processing of subsequent building requests Citywide.

FISCAL IMPACT

There is no fiscal impact associated with the adoption of the proposed revisions to the Historic Preservation Ordinance. The proposed amendments relate to existing procedures and would not significantly impact existing staff workload.


ENVIRONMENTAL DETERMINATION

On January 11, 2021, the City Council found that the ordinance is exempt from the requirements of the California Environmental Quality Act (CEQA) pursuant to Class 8, Regulatory Actions to Protect the Environment.

Respectfully submitted,


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Concurred by:


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