



AGENDA SUMMARY PAGE
RECOMMENDING COMMITTEE MEETING OF: NOVEMBER 14, 2006

DEPARTMENT: CITY ATTORNEY
DIRECTOR: BRADFORD R. JERBIC

Consent Discussion

SUBJECT:
NEW BILL

Bill No. 2006-61 Requires the applicant for a General Plan Amendment to conduct a neighborhood meeting before the proposal is heard before the Planning Commission. Sponsored by Councilman Cary Reese

Fiscal Impact

No Impact Augmentation Required
 Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

This bill will follow up State legislation adopted last session to require the applicant for a General Plan Amendment to conduct a neighborhood meeting before the proposal is heard before the Planning Commission. The bill specifies the type of notification required and the means of documenting the notification provided.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

Bill No. 2006-61

Motion made by STEVEN D. ROSS to Approve as a Do Pass with a First Amendment

Passed For: 2; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

LOIS TARKANIAN, STEVEN D. ROSS; (Against-None); (Abstain-None); (Did Not Vote-None); (Excused-None)

Minutes:

COUNCILWOMAN TARKANIAN declared the Public Hearing open.

MARGO WHEELER, Director of Planning and Development, stated that this bill resulted from the desire to codify the current practice with regard to general plan amendment meetings and to set the time standards. Originally, an affidavit was required to be filed by the applicants. However, several members of the Council felt City staff should be responsible for mailing the notices to ensure accuracy of the information and the timelines. CHIEF DEPUTY CITY

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ATTORNEY STEED suggested the following language be added as a First Amendment to the end of the language under new Section A: The Department is authorized to establish a procedure by which the applicant may elect to have the Department provide the notice required by this Paragraph. The Department shall develop and use an appropriate form by which the election may be made, and is authorized to charge a fee to provide the required notification.

COUNCILWOMAN TARKANIAN confirmed with CHIEF DEPUTY CITY ATTORNEY STEED that the applicant would be paying for the mailing. CHIEF DEPUTY CITY ATTORNEY STEED added that State law imposes the notification burden on the applicant, and that cannot be changed. But, if staff convinces the applicant that it is better for the City to be responsible for the mailing of the notification, the applicant can sign a waiver to assume the cost for the City to handle the notification.

COUNCILMAN ROSS commented that this bill will help streamline the process and ensure that the neighborhoods are notified. COUNCILWOMAN TARKANIAN interjected that it will also ensure consistency.

No one appeared in opposition.

COUNCILWOMAN TARKANIAN declared the Public Hearing closed.