

**Before the Planning Commission in and for the
County of Monterey, State of California**

Resolution No. 14-025

Resolution of the Monterey County Planning Commission)
recommending that the Board of Supervisors:)
1) Find that the ordinance is not a project under the California)
Environmental Quality Act (CEQA) per CEQA Sections)
15060 (c)(3) and 15378 (b)(5);)
2) Adopt the ordinance amending Title 21 (Monterey County)
Zoning Ordinance, Inland Areas) in order to incorporate a)
general plan amendment process into the Monterey County)
Code.)
[REF130066, Ordinance Creating MCC Sections 21.91)
(General Plan Amendments)].)

Having considered all the written and documentary evidence, the administrative record, the staff report, oral testimony, and other evidence presented, the Monterey County Planning Commission forwards the following recommendation to the Board of Supervisors with reference to the following facts:

RECITALS

A. Pursuant to Article XI, section 7 of the California Constitution, the County of Monterey may adopt and enforce ordinances and regulations not in conflict with general laws to protect the public health, safety, and welfare of its citizens.

B. This proposed addition to Title 21 protects the public health, safety, and welfare of Monterey County citizens by supporting the overall integrity of the General Plan in the periods between comprehensive updates of the General Plan.

C. This proposed addition to Title 21 implements *2010 Monterey County General Plan* policies LU-9.6 and LU-9.7 by providing a process that, with certain exceptions, limits the consideration of general plan amendments to two times per year, requires comprehensive and cumulative review of these general plan amendments, and provides a process for early assessment of these general plan amendments.

D. This proposed addition to Title 21 is statutorily exempt under the California Environmental Quality Act (CEQA) per CEQA Guideline Sections 15060 (c)(3) and 15378 (b)(5) because the process enacted by this ordinance is an organizational or administrative activity of government that will not result in direct or indirect physical changes in the environment. Any actual proposal to amend the general plan would be subject to review under the California Environmental Quality Act.

E. On July 10, 2013 a Planning Commission workshop was conducted where staff presented a proposed amendment to Title 21 (non-coastal zoning). The Planning Commission directed staff to return the item for formal action without substantial changes to what was presented at the workshop.

F. A public hearing on the proposed ordinance at the Planning Commission was duly noticed for April 9, 2014 in the Monterey County Weekly at least ten days prior to the hearing, and the Planning Commission held the public hearing on the ordinance on April 9, 2014. This public hearing was continued to April 30, 2014, May 14, 2014 and May 28, 2014, at which time the Planning Commission completed its deliberations.


DECISION

NOW, THEREFORE, BE IT RESOLVED that the Planning Commission does hereby recommend that the Board of Supervisors:

1. Find that the ordinance is not a project under the California Environmental Quality Act (CEQA) per CEQA Sections 15060 (c)(3) and 15378 (b)(5), because the ordinance is an organizational or administrative activity of government that will not result in direct or indirect physical changes in the environment; and
2. Adopt the ordinance, attached hereto as Attachment 1, amending Title 21 (Monterey County Zoning Ordinance, Inland Areas) in order to incorporate a general plan amendment process into the Monterey County Code.

PASSED AND ADOPTED this 28th day of May, 2014, upon motion of Commissioner Diehl, seconded by Commissioner Brown, by the following vote, to-wit:

AYES: Brown, Getzelman, Rochester, Salazar, Hert, Roberts, Diehl, Padilla
NOES: None
ABSENT: Vandevere, Mendez
ABSTAIN: None



Laura M. Lawrence, Acting Secretary