

1 ORDINANCE NO. ORD-21-0028

2
3 AN ORDINANCE OF THE CITY COUNCIL OF THE
4 CITY OF LONG BEACH AMENDING THE LONG BEACH
5 MUNICIPAL CODE BY AMENDING SUBSECTION
6 21.27.130, TABLE 32-1, TABLE 32-2, AND TABLE 32-2A OF
7 CHAPTER 21.32, TABLE 34-2 OF CHAPTER 21.34,
8 SUBSECTION 21.33.130.E, AND TABLE 51.276-1 OF
9 CHAPTER 21.51, RELATING TO THE ZONING
10 REGULATIONS OF THE CITY OF LONG BEACH
11

12 WHEREAS, on November 5, 2019, the City Council adopted the Omnibus
13 Zoning Code Amendments Round 2, Ordinance No. ORD-19-0028, and directed the
14 Director of Development Services to submit it to the California Coastal Commission
15 (CCC) as a Local Coastal Program (LCP) Amendment (CCPA 19-004);

16 WHEREAS, on March 11, 2021, the CCC approved CCPA 19-004 together
17 with suggested modifications (CCP Amendment No. LCP-5-LOB-19-0168-3);

18 WHEREAS, the City Council desires to approve the CCC's suggested
19 modifications by adopting them in accordance with the action taken by the Coastal
20 Commission on March 11, 2021.

21 NOW, THEREFORE, the City Council of the City of Long Beach ordains as
22 follows:

23 Section 1. The Long Beach Municipal Code is amended by amending
24 Subsection 21.27.130 to read as follows:

25 21.27.130 Historic landmark and landmark district exemption.

26 Any building, structure, or lot designated as an historic landmark or
27 contributing building, structure, or lot located within a designated landmark
28 district established under Chapter 2.63 of this Code, shall be exempted from

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restrictions of this Chapter relating to restoration (Section 21.27.090), interior alteration to residential uses with non-conforming parking to create additional bedrooms (Section 21.27.065) expansion (Section 21.27.060), and maintenance (Section 21.27.040), provided that any use or construction plans are approved with a Certificate of Appropriateness issued by the Cultural Heritage Commission. Such building, structure, or contributing building, structure, or lot located in the coastal zone and on a beach, in a wetland, stream, or lake, seaward of the mean high tide line, in an area designated as highly scenic, or within fifty feet (50') of a coastal bluff edge, may not be expanded or altered so as to increase the size or degree of non-conformity with a coastal resource protection or shoreline development policy of the LCP. Replacement or rebuild of such a structure in the coastal zone, including replacement or alterations of fifty percent (50%) or more of any major structural components, shall be permitted only if the replacement or rebuilt structure conforms to all policies of the LCP.

Section 2. The Long Beach Municipal Code is amended by amending the first paragraph of the Footnote in Table 32-1 in Chapter 21.32 to read as follows:

All projects within the Coastal Zone are also subject to the Local Coastal Program and provisions as set forth in Chapter 21.25 Division IX. Uses in commercial zoning districts must be consistent with the certified Long Beach Land Use Plan (LUP) and where there may be discrepancies, use limitations in the LUP shall prevail.

Section 3. The Long Beach Municipal Code is amended by amending Footnote (h) of Table 32-2 to read as follows:

(h) Rooftop solar collectors and associated supporting structures may exceed the applicable height limit only if necessary for the sole purpose of

1 solar collection, and not otherwise installed on any occupiable areas of the
2 roof, and when located in the coastal zone, public views of the beach, bay,
3 or ocean (as identified in the certified Local Coastal Program) are not
4 adversely impacted.

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6 Section 4. The Long Beach Municipal Code is amended by amending
7 Footnote (i) of Table 32-2A to read as follows:

8 (i) Rooftop solar collectors and associated supporting structures may
9 exceed the applicable height limit only if necessary for the sole purpose of
10 solar collection, and not otherwise installed on any occupiable areas of the
11 roof, and when located in the coastal zone, public views of the beach, bay,
12 or ocean (as identified in the certified Local Coastal Program) are not
13 adversely impacted.

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15 Section 5. The Long Beach Municipal Code is amended by amending
16 Footnote (a) of Table 34-2 to read as follows:

17 (a) Rooftop solar collectors and associated supporting structures may
18 exceed the applicable height limit only if necessary for the sole purpose of
19 solar collection, and not otherwise installed on any occupiable areas of the
20 roof, and when located in the coastal zone, public views of the beach, bay,
21 or ocean (as identified in the certified Local Coastal Program) are not
22 adversely impacted.

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24 Section 6. The Long Beach Municipal Code is amended by amending
25 Subsection 21.33.130.E to read as follows:

26 E. Exceptions.

27 1. Rooftop solar collectors and associated supporting structures
28 may exceed the applicable height limit only if necessary for the sole purpose

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of solar collection, and not otherwise installed on any occupiable areas of the roof, and when located in the coastal zone, public views of the beach, bay, or ocean (as identified in the certified Local Coastal Program) are not adversely impacted.

Section 7. The Long Beach Municipal Code is amended by adding Note (I) of Table 51.276-1 to read as follows:

(I) The development standards included in the table to do not apply in the coastal zone.

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OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
411 W. Ocean Boulevard, 9th Floor
Lona Beach, CA 90802

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Section 8. The City Clerk shall certify to the passage of this ordinance by the City Council and cause it to be posted in three (3) conspicuous places in the City of Long Beach, and it shall take effect on the thirty-first (31st) day after it is approved by the Mayor.

I hereby certify that the foregoing ordinance was adopted by the City Council of the City of Long Beach at its meeting of August 10, 2021, by the following vote:

Ayes: Councilmembers: Zendejas, Allen, Price, Supernaw,
Mungo, Saro, Uranga, Austin,
Richardson.

Noes: Councilmembers: None.

Absent: Councilmembers: None.

Recusal(s): Councilmembers: None.


City Clerk


Mayor

Approved: 8/12/21
(Date)

AFFIDAVIT OF POSTING

STATE OF CALIFORNIA) ss
COUNTY OF LOS ANGELES)
CITY OF LONG BEACH)

Tamela Austin being duly sworn says: That I am employed in the Office of the City Clerk of the City of Long Beach; that on the 11th day of August, 2021, I posted three true and correct copies of ORD-21-0028 in three conspicuous places in the City of Long Beach, to wit: One of said copies in the lobby of Civic Chambers; one of said copies in the Main Library; and one of said copies on the front counter of the Office of the City Clerk.



Subscribed and sworn to before me
This 11th day of August 2021.



CITY CLERK