



Legislation Details (With Text)

File #: 05-2861 **Version:** 1 **Name:** City's Noise Compatibility Ordinance (Long Beach Municipal Code, Chapter 16.43)
Type: Agenda Item **Status:** Received and Filed
File created: 6/16/2005 **In control:** City Council
On agenda: 7/5/2005 **Final action:** 7/5/2005

Title: Recommendation to refer the City's Noise Compatibility Ordinance (Long Beach Municipal Code, Chapter 16.43) to the Charter Amendment Committee of the City Council for consideration of placement of its core provisions into the Long Beach City Charter. (Citywide)

Sponsors: City Attorney

Indexes:

Code sections:

Attachments: 1. C-6sr.pdf, 2. UB-5sr.pdf

Date	Ver.	Action By	Action	Result
7/5/2005	1	City Council	received and filed	Pass
7/5/2005	1	City Council	approve substitute motion	Fail
6/21/2005	1	City Council	laid over	

Recommendation to refer the City's Noise Compatibility Ordinance (Long Beach Municipal Code, Chapter 16.43) to the Charter Amendment Committee of the City Council for consideration of placement of its core provisions into the Long Beach City Charter. (Citywide)

As you are aware, in 1995, the Long Beach City Council enacted an Airport Noise Compatibility Ordinance (LBMC 16.43). The Ordinance signaled the settlement of longstanding and contentious litigation with a number of airlines. Since that date, the City Council has repeatedly indicated its support for the terms of the Ordinance, and has correctly affirmed that it represents an effective deterrent to unacceptable airport expansion. Further, because of Federal law and Federal administrative regulations, it is the tightest permissible constraint upon aircraft noise.

Notwithstanding current City Council support, any future City Council could alter or eliminate this chapter of the Municipal Code. Since this fact inserts a level of uncertainty as to the City's long-term commitment to maintaining present law, you may wish to consider inserting its core provisions into the City Charter. If they were to be added to the Charter by a vote of the electorate, they could thereafter only be altered or removed by a vote of the electorate.

[Timing Considerations]

[Fiscal Impact]

Approve recommendation.

[Enter Body Here]

[Respectfully Submitted,]