

RESOLUTION NO. RES-07-0122

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONG BEACH AUTHORIZING THE DIRECTOR OF PLANNING AND BUILDING TO SUBMIT AMENDMENTS TO THE LONG BEACH ZONING REGULATIONS TO THE CALIFORNIA COASTAL COMMISSION FOR APPROVAL

The City Council of the City of Long Beach resolves as follows:

WHEREAS, on December 12, 2006, and October 2, 2007, the City Council of the City of Long Beach amended certain provisions of the Long Beach Zoning Regulations of the City of Long Beach; and

WHEREAS, it is the desire of the City Council to submit the above referenced zoning regulation amendments to the California Coastal Commission for its review as implementing ordinances of the Long Beach Local Coastal Program (LCP); and

WHEREAS, the Planning Commission and City Council gave full consideration to all facts and the proposals respecting the amendments to the zoning regulations at a properly noticed and advertised public hearing; and

WHEREAS, the City Council approved the proposed changes to the LCP by adopting the amendments to the zoning regulations. The proposed zoning regulation amendments are to be carried out in a manner fully consistent with the Coastal Act and become effective in the Coastal Zone immediately upon Coastal Commission certification; and

WHEREAS, environmental documentation has been prepared, certified, received and considered as required by law, and the City Council hereby finds that the proposed amendments will not adversely affect the character, livability or appropriate

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1 development of the surrounding properties and that the amendments are consistent
2 with the goals, objectives and provisions of the general plan;

3 NOW, THEREFORE, the City Council of the City of Long Beach resolves
4 as follows:

5 Section 1. The amendments to the Long Beach Zoning Regulations of
6 the City of Long Beach adopted on December 12, 2006 by Ordinance No.
7 ORD-06-0058, and on October 2, 2007 by Ordinance No. ORD-07-0044,
8 copies of which are attached to and incorporated in this resolution as Exhibits "A" and
9 "B" and are hereby submitted to the California Coastal Commission for its earliest
10 review as to those parts of the ordinances that directly affect land use matters in that
11 portion of the California Coastal Zone within the City of Long Beach.

12 Sec. 2. The Director of Planning and Building of the City of Long Beach is
13 hereby authorized to and shall submit a certified copy of this resolution, together with
14 appropriate supporting materials, to the California Coastal Commission with a request
15 for its earliest action, as an amendment to the Local Coastal program that will take
16 effect automatically upon Commission approval pursuant to the Public Resources Code
17 or as an amendment that will require formal City Council adoption after Coastal
18 Commission approval.

19 Sec. 3. This resolution shall take effect immediately upon its adoption by
20 the City Council, and the City Clerk shall certify the vote adopting this resolution.

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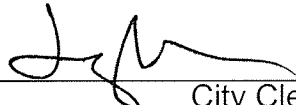
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1 I certify that this resolution was adopted by the City Council of the City of
2 Long Beach at its meeting of September 18, 2007, by the following
3 vote:

4 Ayes: Councilmembers: S. Lowenthal, O'Donnell, Schipske,
5 Andrews, Reyes Uranga, Gabelich,
6 Lerch, B. Lowenthal.

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8 Noes: Councilmembers: None.

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10 Absent: Councilmembers: DeLong.

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14 _____
15 City Clerk

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1 ORDINANCE NO. ORD-07-0044

2
3 AN ORDINANCE OF THE CITY COUNCIL OF THE
4 CITY OF LONG BEACH AMENDING THE LONG BEACH
5 MUNICIPAL CODE BY AMENDING CHAPTER 21.33 BY
6 AMENDING TABLE 32-1; AND AMENDING SECTION
7 21.52.213 BY ADDING SUBSECTION E, ALL RELATING TO
8 ZONING OF CHURCHES

9
10 WHEREAS, Section 65860 of the California Government Code requires
11 that a zoning ordinance be consistent with the City's General Plan; and

12 WHEREAS, the California Government Code also provides that in order
13 for the ordinance to be consistent with the General Plan, the various land uses
14 authorized by the ordinance should be compatible with the objectives, policies, general
15 land uses, and programs specified in the General Plan; and

16 WHEREAS, the Planning Commission held a duly noticed public hearing
17 at a meeting on February 1, 2007, for which a public notice was published in
18 accordance with applicable state and local law, and recommended the Long Beach City
19 Council amend certain sections of the Long Beach Municipal Code to establish
20 regulations related to the zoning of churches; and

21 WHEREAS, the Long Beach City Council held a duly noticed public
22 hearing on September 18, 2007, for which a public notice was published in
23 accordance with applicable state and local law; and

24 WHEREAS, from the facts and testimony presented at the noticed public
25 hearing held on September 18, 2007, the Long Beach City Council found and
26 determined as follows:

27 1. That the proposed amendments to the Long Beach Municipal Code
28 are consistent with the General Plan; and

2. That the proposed amendments to the Long Beach Municipal Code will implement the goals, objectives, and policies of the General Plan; and

3. That the proposed amendments are consistent with the purposes of the Zoning Ordinance; and

4. That the proposed amendments to the Long Beach Municipal Code are reasonably related to the public interest, and that public necessity, convenience and general welfare require the proposed amendments.

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

Section 1. Section 21.33 of the Long Beach Municipal Code is amended by amending Table 32-1 (Uses in Institutional Districts)

Table 32-1
 Uses in All Other Commercial Zoning Districts

Use	Neighborhood			Community				Regional	Other	
Institutional	CNP	CNA	CNR	CCA	CCP	CCR	CCN	CHW	CS	
Church or temple	N	AP	AP	AP	AP	AP	AP	AP	N	Also see Section 21.52.213

Section 2. Section 21.52.213 is amended by adding subsection E to read as follows:

E. Parking shall be provided in accordance with Chapter 21.41.

However, in recognition of the provisions of the federal Religious Land Use and Institutionalized Persons Act of 2000 (RLUIPA), the Zoning Administrator shall provide reasonable relief from the parking requirements of Chapter 21.41 provided the Zoning Administrator finds that strict compliance with Chapter 21.41 would impose a substantial burden upon the religious exercise of a person or assembly, and that said

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1 relief is not detrimental to the health, safety or welfare of surrounding
2 residential or other uses. Relief from parking requirements may include
3 tandem or joint use parking where appropriate, or relief from the distance
4 and guaranteed permanence requirements as set forth in Section
5 21.41.222 A and B.

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

9 I hereby certify that the foregoing ordinance was adopted by the City Council of
10 the City of Long Beach at its meeting of October 2, 2007, by the
11 following vote:

12 Ayes: Councilmembers: S. Lowenthal, DeLong, O'Donnell, Andrews,
13 Reyes Uranga, Lerch.

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16 Noes: Councilmembers: None.

17 _____
18 Absent: Councilmembers: B. Lowenthal, Schipske, Gabelich.

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20 _____
21 Lay Vener
22 City Clerk

23 _____
24 Approved: 10/11/07 _____
25 Bob Foster
26 Mayor

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AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LONG BEACH AMENDING THE LONG BEACH MUNICIPAL CODE BY AMENDING TABLE 31-1 OF TITLE 21, RELATING TO USES IN RESIDENTIAL ZONES

The City Council of the City of Long Beach ordains as follows:

Section 1. Title 21 of the Long Beach Municipal Code is amended by amending the "Other Uses" section of Table 31-1 ("Uses in Residential Zones") relating to "Church" to read as shown on Attachment "1", attached hereto and incorporated herein by this reference.

Sec. 2. The City Clerk shall certify to the passage of this ordinance by the City Council and cause it to be posted in three conspicuous places in the City of Long Beach, and it shall take effect on the thirty-first day after it is approved by the Mayor.

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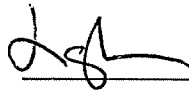
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I hereby certify that the foregoing ordinance was adopted by the City Council of the City of Long Beach at its meeting of December 12, 2006, by the following vote:

Ayes: Councilmembers: B. Lowenthal, S. Lowenthal, DeLong,
O'Donnell, Schipske, Reyes Uranga,
Gabelich, Lerch.

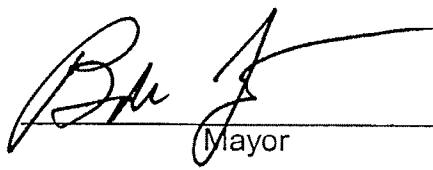
Noes: Councilmembers: None.

Absent: Councilmembers: None.



City Clerk

Approved: 12/21/06



Mayor

Table 31-1
Uses in Residential Zones

Residential Zone District Land Use	R-1-S	R-1-L	R-1-M	R-1-N	R-1-T	R-2-S	R-2-I	R-2-L	R-2-N	R-2-A	R-3-S	R-3-4	R-3-T	R-4-R	R-4-N	R-4-H(d)	R-4-U	R-M
Church (see Section 21.52.213)	N	N	N	C	N	N	N	N	C	C	C	C	C	C	C	C	C	N