

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

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

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

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

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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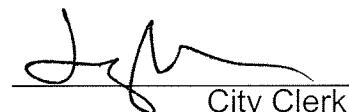
Robert E. Shannon
City Attorney of Long Beach
333 West Ocean Boulevard
Long Beach, California 90802-4664
Telephone (562) 570-2200

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.

7
8 Noes: Councilmembers: None.

9
10 Absent: Councilmembers: DeLong.

11
12 
13 City Clerk

14
15 Robert E. Shannon
16 City Attorney of Long Beach
17 333 West Ocean Boulevard
18 Long Beach, California 90802-4664
19 Telephone (562) 570-2200

ORDINANCE NO. ORD-07-0044

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

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, genera
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
1 implement the goals, objectives, and policies of the General Plan; and
2
3. That the proposed amendments are consistent with the purposes of
3 the Zoning Ordinance; and
4
4. That the proposed amendments to the Long Beach Municipal Code
5 are reasonably related to the public interest, and that public necessity, convenience and
5 general welfare require the proposed amendments.
7

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

10 Section 1. Section 21.33 of the Long Beach Municipal Code is amended
11 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 such relief would not result in a substantial public safety hazard.

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.

16 Noes: Councilmembers: None.

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

21 
22 Layne Hennen
23 City Clerk

24 Approved: 10/11/07
25 
26 Mayor

ORDINANCE NO. ORD-06-0058

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:

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

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

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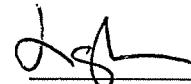
19 //

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

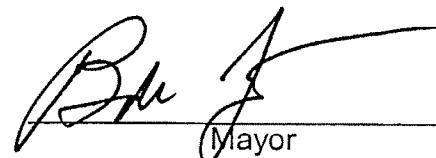
4 Ayes: Councilmembers: B. Lowenthal, S. Lowenthal, DeLong,
5 O'Donnell, Schipske, Reyes Uranga,
6 Gabelich, Lerch.

7
8 Noes: Councilmembers: None.

9
10 Absent: Councilmembers: None.



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12
13 City Clerk



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16 Approved: 12/21/06 Mayor
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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 |

ATTACHMENT 1