

November 9, 2021

H-39

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Receive the supporting documentation into the record, conclude the public hearing, and adopt a Resolution directing the Director of Development Services to submit a consolidated Local Coastal Program Amendment (LCPA) for four previously approved Ordinances to the California Coastal Commission for a finding of conformance with the Certified Local Coastal Program. (Citywide)

DISCUSSION

In accordance with the 1976 California Coastal Act, the City of Long Beach (City) has a certified Local Coastal Program (LCP), which consists of the Land Use Plan and Implementation Plan. The Implementation Plan includes the Zoning Code, Zoning Map, and Subdivision Code. Therefore, modifications to the Zoning Ordinance, a part of Implementation Plan, and LCP must be certified by the California Coastal Commission (CCC) through the Local Coastal Program Amendment (LCPA) process. The City is permitted to submit a maximum of three major LCPAs per calendar year.

The City Council approved four separate Zoning Code Amendments from 2019 to 2020 that require submittal of LCPAs to the CCC for final certification. The subject code amendments relate to drive through regulations, housing-related amendments, and omnibus code changes and are referenced below with applicable ordinance and resolution numbers:

- Drive Through Regulations (ORD-19-0016, RES-19-0102) (July 2019) (Attachment A)
- Interim Motel Conversion (ORD-20-0041, RES-20-0121) (September 2020) (Attachment B)
- Omnibus Use and Medical Zoning (ORD-20-0040, RES-20-0120) (October 2020) (Attachment C)
- Unpermitted Dwelling Unit Amnesty Program (ORD-21-0002, RES-21-0004) (January 2021) (Attachment D)

Each Ordinance referenced above was approved by the City Council and the approvals included the adoption of a Resolution directing the Director of Development Services to submit the respective Ordinance amendments to the CCC for a finding of conformance with the Certified LCP. However, to submit them to the CCC under a single LCPA application, the Ordinances have to be submitted under one Resolution per the CCC's policies. The Resolution included in this request would authorize the four Ordinance amendments to be submitted under a single, consolidated LCPA. This action will not change the content of each of code amendment. If approved, the Resolution for the consolidated LCPA will be forwarded to the CCC for review and certification.

This matter was reviewed by Assistant City Attorney Michael J. Mais and Budget Management Officer Rhutu Amin Gharib on October 12, 2021.

TIMING CONSIDERATIONS

City Council action is requested on November 9, 2021, to proceed with the consolidated LCPA submittal by the end of calendar year 2021.

FISCAL IMPACT

There is no fiscal or local job impact associated with this recommendation. This recommendation has no staffing impact beyond the normal budgeted scope of duties and is consistent with existing City Council priorities.

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,



OSCAR W. ORCI
DIRECTOR OF DEVELOPMENT SERVICES

APPROVED:



THOMAS B. MODICA
CITY MANAGER

ATTACHMENTS: RESOLUTION

ATTACHMENT A – DRIVE THROUGH REGULATIONS (ORD-19-0016, RES-20-0102)

ATTACHMENT B – INTERIM MOTEL CONVERSION (ORD-20-0041, RES-20-0121)

ATTACHMENT C – OMNIBUS USE AND MEDICAL ZONING (ORD-20-0040, RES-20-0120)

ATTACHMENT D – UNPERMITTED DWELLING UNIT AMNESTY PROGRAM (ORD-21-0002, RES-21-0004)

RESOLUTION NO.

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

WHEREAS, the City of Long Beach City Council approved four (4) separate
zoning code amendments from 2019 to 2020 that require submittal of Local Coastal
Permit Approvals (LCPAs) to the California Coastal Commission (CCC) for final approval
and certification. The zoning code amendments relate to drive through regulations,
housing-related amendments, and omnibus zoning code amendments, and are
referenced below with applicable ordinance and resolution numbers:

- A. Drive Through Regulations (ORD-19-0016, RES-19-0102) (July 2019)
(Attachment A);
- B. Motel Conversion (ORD-20-0041, RES-20-0121) (September 2020)
(Attachment B);
- C. Omnibus Use and Medical Zoning (ORD-20-0040, RES-20-0120) (October
2020) (Attachment C);
- D. Unpermitted Dwelling Unit Amnesty Program (ORD-21-0002, RES-21-
0004) (January 2021) (Attachment D).

Each ordinance referenced above was approved and adopted by the Long
Beach City Council and each ordinance approval and adoption included the adoption of a
companion resolution directing the Director of Development Services to submit the
respective ordinance amendments to the California Coastal Commission for a finding of
conformance with the City's Certified Local Coastal Program (LCP). However, in order to

1 submit the adopted ordinances to the Coastal Commission under a single LCP
2 application, the ordinances are requested to be submitted under one resolution per the
3 Coastal Commission's policies. This resolution authorizes the four ordinance
4 amendments to be submitted under a single, consolidated LCPA;

5 WHEREAS, each of the proposed zoning regulation amendments are to be carried
6 out in a manner fully consistent with the Coastal Act and become effective in the Coastal
7 Zone immediately upon Coastal Commission certification and approval;

8 WHEREAS, the City Council hereby finds that the proposed zoning code
9 amendments will not adversely affect the character, livability or appropriate development
10 in the City of Long Beach and that the amendments are consistent with the goals,
11 objectives and provisions of the City's General Plan and the California Coastal Act.

12 NOW, THEREFORE, the City Council of the City of Long Beach resolves as
13 follows:

14 Section 1. The following amendments to the Long Beach Zoning Code
15 regulations of the City of Long Beach are hereby consolidated and submitted to the
16 California Coastal Commission for its earliest review as to those parts of the ordinances
17 that directly affect land use matters in that portion of the California Coastal Zone within
18 the City of Long Beach:

- 19 A. Drive Through Regulations (ORD-19-0016, RES-19-0102) (July 2019)
20 (Attachment A);
21 B. Motel Conversion (ORD-20-0041, RES-20-0121) (September 2020)
22 (Attachment B);
23 C. Omnibus Use and Medical Zoning (ORD-20-0040, RES-20-0120) (October
24 2020) (Attachment C);
25 D. Unpermitted Dwelling Unit Amnesty Program (ORD-21-0002, RES-21-
26 0004) (January 2021) (Attachment D).

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Section 2. The Director of Development Services of the City of Long Beach is hereby authorized to, and shall submit, a certified copy of this resolution, together with all appropriate supporting materials, to the California Coastal Commission with a request for its earliest action, as a bundled and consolidated amendment to the City's Local Coastal Program that will take effect automatically upon Coastal Commission approval pursuant to the Public Resources Code, or as an amendment that will require formal City Council adoption after Coastal Commission approval.

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

I certify that this resolution was adopted by the City Council of the City of Long Beach at its meeting of _____, 2021, by the following vote:

Ayes: Councilmembers: _____

Noes: Councilmembers: _____

Absent: Councilmembers: _____

Recusal(s): Councilmembers: _____

City Clerk

ORDINANCE NO. ORD-19-0016

AN ORDINANCE OF THE CITY COUNCIL OF THE
CITY OF LONG BEACH AMENDING THE LONG BEACH
MUNICIPAL CODE BY AMENDING SECTIONS 21.15.870;
TABLE 32-1 OF CHAPTER 21.32, TABLE 33-2 OF CHAPTER
21.33, AND SECTION 21.45.130; AND BY ADDING SECTION
21.15.875, ALL RELATING TO DRIVE-THROUGH FACILITIES

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

Section 1. Section 21.15. 870 of the Long Beach Municipal Code is
amended to read as follows:

21.15.870 Drive-in restaurant.

See "Drive-through facilities."

Section 2. Table 32-1 of Chapter 21.32, "Automobile (Vehicle) Uses," is
amended to add "Drive-through facilities" to read as follows:

	Neighborhood			Community				Regi onal	Other	
Automobile (Vehicle) Uses	CNP	CNA	CNR	CCA	CCP	CCR	CCN	CHW	CS	
Drive- through facilities	N	C	N	C	C	C	C	C	N	Special standards apply (see Section 21.45.130).

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Section 3. Table 32-1 of Chapter 21.32, "Financial Services," is amended by amending "3. Drive-through facilities" to read as follows:

	Neighborhood			Community				Regional	Other	
Financial Services	CNP	CNA	CNR	CCA	CCP	CCR	CCN	CHW	CS	
3. Drive-through facilities	N	C	N	C	C	C	C	C	N	Special standards apply (see Section 21.45.130).

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Section 4. Table 32-1 of Chapter 21.32, "Restaurants and Ready-To-Eat Foods," is amended to read as follows:

	Neighborhood			Community				Regional	Other	
Restaurants and Ready-To-Eat Foods	CNP	CNA	CNR	CCA	CCP	CCR	CCN	CHW	CS	
Outdoor dining	A	A	A	A	A	A	A	A	N	A Coastal Permit and encroachment permit are required for all outdoor dining located on public right-of-way within the City's Coastal Zone.
Restaurants and ready-to-eat foods with drive-through facilities	N	C	N	C	C	C	C	C	N	Special standards apply (see Section 21.45.130).
Restaurant and ready-to-eat foods without drive-through facilities	Y	Y	Y	Y	Y	Y	Y	Y	N	
Vending Carts	AP	AP	AP	AP	AP	AP	AP	AP	N	Special Standards apply (see Section 21.45.170)

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Section 5. Table 33-2 of Chapter 21.33, "7.0 Retail Trade," is amended and restated to read as follows:

Use	IL	IM	IG	IP	*Notes and Exceptions
7. Retail Trade					a. Primarily, these uses are intended to serve nearby industries and employees, and the retail's proximity will provide convenience with minimal impact on the retail operations.
7.1 Eating places without drive-through facilities (SIC code 5812*)	Y	Y	Y	See item 10 in this table.	b. Any business involved in the sale of alcoholic beverages shall be subject to conditional use permit review and shall meet the location requirements contained in Section 21.52.201. The following exceptions do not require a conditional use permit: Restaurants with alcoholic beverage service only with meals, whereby alcoholic beverage sales comprise 30 percent or less of the monthly gross sales of the restaurant. This generally means that any use with a fixed bar is not exempt from the conditional use permit requirement. A service bar is not a fixed bar. A sushi bar where alcoholic beverages are served at the same bar as meals is considered as serving alcoholic beverages only with meals. A cocktail lounge without a bar but with service primarily of hors d'oeuvres and alcoholic beverages shall require a conditional use permit. • Any use located more than 500 ft. from a zone district which allows residential use.
7.2 Drive-through facilities (SIC code 5812*)	C	C	C		
7.3 Book and video stores; video rentals (SIC codes 5735, 5942, 7841)	Y	Y	Y		
7.4 All other retail trade (SIC codes 52 through 57, 59)	Y	C	C		
See item 13 in this table for "drinking places." (SIC code 5813)					

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Use	IL	IM	IG	IP	*Notes and Exceptions
					<ul style="list-style-type: none"> • Department store or florist shop with accessory sales of alcoholic beverages. • A grocery store of 20,000 sq. ft. or more with accessory sales of alcoholic beverages. • "Existing legal, nonconforming uses. <p>c. Pawnshops (included within SIC code 5932) shall require a conditional use permit in all zones.</p> <p>d. Gasoline Service Stations (SIC code 5541) and Fuel Dealers (SIC code 598) shall be permitted in the IG district.</p> <p>e. Sales of firearms in the IL zone shall require a conditional use permit.</p> <p>f. Drive-through facilities in all Industrial Districts require a conditional use permit. Special Standards apply (see Section 21.45.130).</p>

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Section 6. Table 33-2 of Chapter 21.33, "9. Professional Office and Institutional Uses," is amended and restated to read as follows:

Use	IL	IM	IG	IP	*Notes and Exceptions
<p>9.0 Professional Office and Institutional Uses</p> <p>(SIC codes 60, 61, 62, 63, 64, 65, 66, 73 [except 7353 and 7359], 861, 862, 863, 864, 878* Division J (Public Administration))</p>	Y	AP	AP	See item 10 in this table	<p>a. Prohibited in all industrial districts:</p> <ul style="list-style-type: none"> 6099 (Functions related to depository banking, not elsewhere classified) 9223 (Correctional Institutions) 8744 (Jails, privately operated-correctional facilities, adult privately operated), except a "Community Correctional Re-entry Center," as defined in Section 21.15.602, may be permitted in the IL, IM and IG zone districts pursuant to a conditional use permit as set forth in Chapter 21.52 <p>b. Offices are intended to serve nearby industries and employees.</p> <p>c. Emergency shelters (8322) shall be subject to the special development standards specified in Section 21.45.132.</p> <p>d. Adult-Use Cannabis Businesses subject to Chapter 5.92.</p> <p>e. Drive-through facilities in all Industrial Districts require a conditional use permit. Special standards apply (see Section 21.45.130).</p>

Section 7. Table 33-2 of Chapter 21.33, "10. Port-Dependent And Support Businesses," is amended and restated to read as follows:

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Use	IL	IM	IG	IP	*Notes and Exceptions
10. Port-Dependent And Support Businesses	See Items 1-9 and 11-14 in this table	See Items 1-9 and 11-14 in this table.	See Items 1-9 and 11-14 in this table.	Y	<ul style="list-style-type: none"> • <u>Ancillary Port Facilities</u> - ship building and repair, towboat and salvage operations, bunker barge loading, sportfishing launching, marine research, Coast Guard operations, marine-oriented fire protection, equipment storage for dredging and waterfront construction, oil spill cleanup • <u>Commercial/Recreational Facilities</u> - water-oriented parks, sightseeing, sportfishing, water skiing, restaurants, hotels, curio shops, marinas, boat sales and manufacturing, charter boat operations, tackle shops, tourist attractions (e.g., Queen Mary), vessel storage • <u>Federal Use</u> - shipyard and drydock operations, Navy Base and support • <u>Oil And Gas Production</u> - including tankage, processing, drilling, and water injection • <u>Utilities</u> - Installations and rights-of-way, including SCE station on Terminal Island • Adult-Use Cannabis Businesses (all categories) are prohibited • Drive-through facilities in all Industrial Districts require a conditional use permit. Special standards apply (see Section 21.45.130).

1 Section 8. Section 21.45.130 of the Long Beach Municipal Code is
2 amended to delete Figure 45-1 and amended and restated to read as follows:

3 21.45.130 Drive-through facilities.

4 Findings required. A decision-maker shall not grant a conditional use
5 permit or other approval for a drive-through facility without finding:

6 A. Said facility has adequate vehicle queuing distance,
7 including with due consideration for menu board location, clear of any
8 adjacent public right-of-way, and shall not create any vehicular or pedestrian
9 travel hazards as demonstrated in a traffic study prepared to the satisfaction
10 of the Director of Development Services.

11 B. That the project substantially conforms with the purpose,
12 intent and provisions of the General Plan, any applicable Specific Plan or
13 Planned Development District, overlay, design guidelines, or other applicable
14 regulation.

15 C. That the location and design of the facility is compatible
16 with surrounding existing uses, includes a prominent main entrance at street
17 or lot frontage, attractive landscaping, and includes sufficient pedestrian
18 amenities, and interior floor area.

19 D. The said facility includes sufficient emissions controls to
20 prevent idling vehicles, tunneling of emissions, and associated impacts on
21 employees, visitors, and nearby sensitive receptors.

22 E. That said facility includes buffering sufficient to control
23 any spillover impacts, including but not limited to noise, light, and debris that
24 may impact surrounding sensitive receptors.

25 F. That said facility, if located within 150-feet of a residential
26 zone, includes appropriate limits on hours of operation of the drive-through.

27 Hours of operation for dine-in or take-out customers shall not be limited.

28 G. That said facility is not located in an area of existing

1 overconcentration of drive-through facilities and is not located within a 500-
2 foot radius of a school or park unless mitigating factors exist.

3 H. That development of the subject property shall not
4 otherwise be suitable or necessary for more-intensive development that
5 would advance the City's housing and economic goals, as described in the
6 General Plan and Economic Blueprint.

7
8 Section 9. Section 21.15.875 is added to the Long Beach Municipal Code
9 to read as follows:

10 21.15.875 Drive-through facilities.

11 Drive-through or Drive-up facilities. An establishment that sells
12 products or provides services to occupants in vehicles, including drive-in or
13 drive-up windows and drive-through services. Examples include, but are not
14 limited to, fast food restaurants, banks, dry cleaners, mortuaries, and
15 pharmacies. Drive-through facilities do not include "click and collect" facilities
16 in which an online order is picked up in a stationary retail business without
17 use of a drive-in service.

18
19 Section 10. The City Clerk shall certify to the passage of this ordinance by
20 the City Council and cause it to be posted in three (3) conspicuous places in the City of
21 Long Beach, and it shall take effect on the thirty-first (31st) day after it is approved by the
22 Mayor.

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OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
333 West Ocean Boulevard, 11th Floor
Long Beach, CA 90802-4664


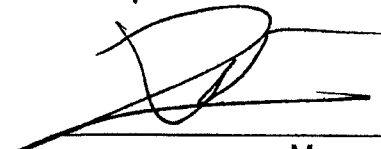
I hereby certify that the foregoing ordinance was adopted by the City Council
of the City of Long Beach at its meeting of July 23, 2019, by the following vote:

Ayes: Councilmembers: Pearce, Price, Mungo, Andrews,
Uranga, Austin, Richardson.

Noes: Councilmembers: Supernaw.

Absent: Councilmembers: None.

Approved: 7/24/19
(Date)


City Clerk

Mayor

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 24th day of July 2019, I posted three true and correct copies of Ordinance No. ORD-19-0016 in three conspicuous places in the City of Long Beach, to wit: One of said copies in the entrance lobby of City Hall in front of the Information Desk; one of said copies in the Main Library; and one of said copies on the front counter of the Office of the City Clerk.

Tamela Austin

Subscribed and sworn to before me
this 24th day of July 2019.

M. D. [Signature]
CITY CLERK

OFFICE OF THE CITY ATTORNEY
ROBERT E. SHANNON, City Attorney
333 West Ocean Boulevard, 11th Floor
Long Beach, CA 90802-4664

RESOLUTION NO. RES-19-0102

A RESOLUTION OF THE CITY OF LONG BEACH
AUTHORIZING THE DIRECTOR OF DEVELOPMENT
SERVICES TO SUBMIT AMENDMENTS TO THE LONG
BEACH ZONING REGULATIONS TO THE CALIFORNIA
COASTAL COMMISSION FOR APPROVAL

WHEREAS, on July 23, 2019, the City Council of the City of
Long Beach amended certain provisions of the Long Beach Zoning Regulations of the
City of Long Beach related to Drive-Through Facilities; 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
development of the surrounding properties and that the amendments are consistent with
the goals, objectives and provisions of the general plan;

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OFFICE OF THE CITY ATTORNEY
ROBERT E. SHANNON, City Attorney
333 West Ocean Boulevard, 11th Floor
Long Beach, CA 90802-4664

1 NOW, THEREFORE, the City Council of the City of Long Beach resolves as
2 follows:

3 Section 1. The amendment to the Long Beach Zoning Regulations of the
4 City of Long Beach adopted on July 23, 2019, by Ordinance No.
5 ORD-19-0016, a copy of which is attached to and incorporated in this
6 resolution as Exhibit "A" and is hereby submitted to the California Coastal Commission
7 for its earliest review as to that part of the ordinance that directly affects land use matters
8 in that portion of the California Coastal Zone within the City of Long Beach.

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

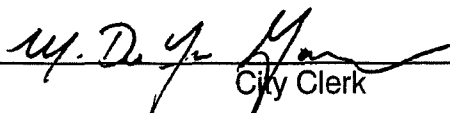
16 Section. 3. This resolution shall take effect immediately upon its adoption
17 by the City Council, and the City Clerk shall certify the vote adopting this resolution.

18 I certify that this resolution was adopted by the City Council of the City of
19 Long Beach at its meeting of July 16, 2019, by the following vote:

20 Ayes: Councilmembers: Pearce, Mungo, Andrews, Uranga,
21 Austin, Richardson.

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23 Noes: Councilmembers: Supernaw.

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25 Absent: Councilmembers: Price.

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City Clerk

ORDINANCE NO. ORD-19-0016

AN ORDINANCE OF THE CITY COUNCIL OF THE
CITY OF LONG BEACH AMENDING THE LONG BEACH
MUNICIPAL CODE BY AMENDING SECTIONS 21.15.870;
TABLE 32-1 OF CHAPTER 21.32, TABLE 33-2 OF CHAPTER
21.33, AND SECTION 21.45.130; AND BY ADDING SECTION
21.15.875, ALL RELATING TO DRIVE-THROUGH FACILITIES

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

Section 1. Section 21.15. 870 of the Long Beach Municipal Code is
amended to read as follows:

21.15.870 Drive-in restaurant.

See "Drive-through facilities."

Section 2. Table 32-1 of Chapter 21.32, "Automobile (Vehicle) Uses," is
amended to add "Drive-through facilities" to read as follows:

	Neighborhood			Community				Regi onal	Other	
Automobile (Vehicle) Uses	CNP	CNA	CNR	CCA	CCP	CCR	CCN	CHW	CS	
Drive- through facilities	N	C	N	C	C	C	C	C	N	Special standards apply (see Section 21.45.130).

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Section 3. Table 32-1 of Chapter 21.32, "Financial Services," is amended by amending "3. Drive-through facilities" to read as follows: *

	Neighborhood			Community				Regional	Other	
Financial Services	CNP	CNA	CNR	CCA	CCP	CCR	CCN	CHW	CS	
3. Drive-through facilities	N	C	N	C	C	C	C	C	N	Special standards apply (see Section 21.45.130).

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Section 4. Table 32-1 of Chapter 21.32, "Restaurants and Ready-To-Eat Foods," is amended to read as follows:

	Neighborhood			Community				Regional	Other	
Restaurants and Ready-To-Eat Foods	CNP	CNA	CNR	CCA	CCP	CCR	CCN	CHW	CS	
Outdoor dining	A	A	A	A	A	A	A	A	N	A Coastal Permit and encroachment permit are required for all outdoor dining located on public right-of-way within the City's Coastal Zone.
Restaurants and ready-to-eat foods with drive-through facilities	N	C	N	C	C	C	C	C	N	Special standards apply (see Section 21.45.130).
Restaurant and ready-to-eat foods without drive-through facilities	Y	Y	Y	Y	Y	Y	Y	Y	N	
Vending Carts	AP	AP	AP	AP	AP	AP	AP	AP	N	Special Standards apply (see Section 21.45.170)

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Use	IL	IM	IG	IP	*Notes and Exceptions
					<ul style="list-style-type: none"> • Department store or florist shop with accessory sales of alcoholic beverages. • A grocery store of 20,000 sq. ft. or more with accessory sales of alcoholic beverages. • "Existing legal, nonconforming uses. <p>c. Pawnshops (included within SIC code 5932) shall require a conditional use permit in all zones.</p> <p>d. Gasoline Service Stations (SIC code 5541) and Fuel Dealers (SIC code 598) shall be permitted in the IG district.</p> <p>e. Sales of firearms in the IL zone shall require a conditional use permit.</p> <p>f. Drive-through facilities in all Industrial Districts require a conditional use permit. Special Standards apply (see Section 21.45.130).</p>

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Section 6. Table 33-2 of Chapter 21.33, "9. Professional Office and Institutional Uses," is amended and restated to read as follows:

Use	IL	IM	IG	IP	*Notes and Exceptions
<p>9.0 Professional Office and Institutional Uses</p> <p>(SIC codes 60, 61, 62, 63, 64, 65, 66, 73 [except 7353 and 7359], 861, 862, 863, 864, 878* Division J (Public Administration))</p>	Y	AP	AP	See item 10 in this table	<p>a. Prohibited in all industrial districts:</p> <ul style="list-style-type: none"> 6099 (Functions related to depository banking, not elsewhere classified) 9223 (Correctional Institutions) 8744 (Jails, privately operated-correctional facilities, adult privately operated), except a "Community Correctional Re-entry Center," as defined in Section 21.15.602, may be permitted in the IL, IM and IG zone districts pursuant to a conditional use permit as set forth in Chapter 21.52 <p>b. Offices are intended to serve nearby industries and employees.</p> <p>c. Emergency shelters (8322) shall be subject to the special development standards specified in Section 21.45.132.</p> <p>d. Adult-Use Cannabis Businesses subject to Chapter 5.92.</p> <p>e. Drive-through facilities in all Industrial Districts require a conditional use permit. Special standards apply (see Section 21.45.130).</p>

Section 7. Table 33-2 of Chapter 21.33, "10. Port-Dependent And Support Businesses," is amended and restated to read as follows:

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Use	IL	IM	IG	IP	*Notes and Exceptions
10. Port-Dependent And Support Businesses	See Items 1-9 and 11-14 in this table	See Items 1-9 and 11-14 in this table.	See Items 1-9 and 11-14 in this table.	Y	<ul style="list-style-type: none"> • <u>Ancillary Port Facilities</u> - ship building and repair, towboat and salvage operations, bunker barge loading, sportfishing launching, marine research, Coast Guard operations, marine-oriented fire protection, equipment storage for dredging and waterfront construction, oil spill cleanup • <u>Commercial/Recreational Facilities</u> - water-oriented parks, sightseeing, sportfishing, water skiing, restaurants, hotels, curio shops, marinas, boat sales and manufacturing, charter boat operations, tackle shops, tourist attractions (e.g., Queen Mary), vessel storage • <u>Federal Use</u> - shipyard and drydock operations, Navy Base and support • <u>Oil And Gas Production</u> - including tankage, processing, drilling, and water injection • <u>Utilities</u> - Installations and rights-of-way, including SCE station on Terminal Island • Adult-Use Cannabis Businesses (all categories) are prohibited • Drive-through facilities in all Industrial Districts require a conditional use permit. Special standards apply (see Section 21.45.130).

1 Section 8. Section 21.45.130 of the Long Beach Municipal Code is
2 amended to delete Figure 45-1 and amended and restated to read as follows: *

3 21.45.130 Drive-through facilities.

4 Findings required. A decision-maker shall not grant a conditional use
5 permit or other approval for a drive-through facility without finding:

6 A. Said facility has adequate vehicle queuing distance,
7 including with due consideration for menu board location, clear of any
8 adjacent public right-of-way, and shall not create any vehicular or pedestrian
9 travel hazards as demonstrated in a traffic study prepared to the satisfaction
10 of the Director of Development Services.

11 B. That the project substantially conforms with the purpose,
12 intent and provisions of the General Plan, any applicable Specific Plan or
13 Planned Development District, overlay, design guidelines, or other applicable
14 regulation.

15 C. That the location and design of the facility is compatible
16 with surrounding existing uses, includes a prominent main entrance at street
17 or lot frontage, attractive landscaping, and includes sufficient pedestrian
18 amenities, and interior floor area.

19 D. The said facility includes sufficient emissions controls to
20 prevent idling vehicles, tunneling of emissions, and associated impacts on
21 employees, visitors, and nearby sensitive receptors.

22 E. That said facility includes buffering sufficient to control
23 any spillover impacts, including but not limited to noise, light, and debris that
24 may impact surrounding sensitive receptors.

25 F. That said facility, if located within 150-feet of a residential
26 zone, includes appropriate limits on hours of operation of the drive-through.
27 Hours of operation for dine-in or take-out customers shall not be limited.

28 G. That said facility is not located in an area of existing

1 overconcentration of drive-through facilities and is not located within a 500-
2 foot radius of a school or park unless mitigating factors exist.

3 H. That development of the subject property shall not
4 otherwise be suitable or necessary for more-intensive development that
5 would advance the City's housing and economic goals, as described in the
6 General Plan and Economic Blueprint.

7
8 Section 9. Section 21.15.875 is added to the Long Beach Municipal Code
9 to read as follows:

10 21.15.875 Drive-through facilities.

11 Drive-through or Drive-up facilities. An establishment that sells
12 products or provides services to occupants in vehicles, including drive-in or
13 drive-up windows and drive-through services. Examples include, but are not
14 limited to, fast food restaurants, banks, dry cleaners, mortuaries, and
15 pharmacies. Drive-through facilities do not include "click and collect" facilities
16 in which an online order is picked up in a stationary retail business without
17 use of a drive-in service.

18
19 Section 10. The City Clerk shall certify to the passage of this ordinance by
20 the City Council and cause it to be posted in three (3) conspicuous places in the City of
21 Long Beach, and it shall take effect on the thirty-first (31st) day after it is approved by the
22 Mayor.

23 //

24 //

OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
333 West Ocean Boulevard, 11th Floor
Long Beach, CA 90802-4664

1 I hereby certify that the foregoing ordinance was adopted by the City Council
2 of the City of Long Beach at its meeting of July 23, 2019, by the following vote:

3
4 Ayes: Councilmembers: Pearce, Price, Mungo, Andrews,
5 Uranga, Austin, Richardson.
6

7
8 Noes: Councilmembers: Supernaw.
9

10 Absent: Councilmembers: None.
11
12

13
14 My. D. J. A.
15 City Clerk
16 Approved: 7/24/19
17 (Date)
18
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28
[Signature]
Mayor

ORDINANCE NO. ORD-20-0041

AN ORDINANCE OF THE CITY COUNCIL OF THE
CITY OF LONG BEACH AMENDING THE LONG BEACH
MUNICIPAL CODE BY ADDING CHAPTER 21.65,
RELATING TO INTERIM MOTEL/HOTEL CONVERSIONS

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

Section 1. The Long Beach Municipal Code is amended by adding
Chapter 21.65 to read as follows:

CHAPTER 21.65

INTERIM MOTEL/HOTEL CONVERSIONS

21.65.010 Purpose.

This Chapter establishes a process by which existing transient
residential structures, such as motels and hotels in the City of Long Beach
can be converted on a temporary basis to supportive or transitional
housing for persons experiencing homelessness or those at risk of
homelessness. Under this Chapter, the structure may return to its previous
use, or any use consistent with the underlying zoning, upon termination of
the supportive or transitional housing use.

21.65.020 Definitions.

In addition to the definitions set forth in Chapter 21.15, the following
definitions shall apply to this Chapter 21.65:

A. "Interim Motel/Hotel Housing Project" is defined as the
physical re-purposing or adaptive reuse of an existing transient residential

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

1 structure, such as a Motel, Hotel, Apartment Hotel, Transient Occupancy
2 Residential Structure, or Hostel; for use as Supportive Housing or
3 Transitional Housing for persons experiencing homelessness or those at
4 risk of homelessness.

5 B. "Interim Motel/Hotel Conversion Permit" is a permit issued by
6 the Department of Development Services Planning Bureau, upon
7 satisfaction of the requirements of this Section, to an eligible applicant to
8 allow the temporary conversion of an existing transient residential structure,
9 such as a Motel, Hotel, Apartment Hotel, Transient Occupancy Residential
10 Structure, or Hostel, for use as Supportive Housing or Transitional Housing
11 for persons experiencing homelessness or those at risk of homelessness.

12 C. "Local Agency" is defined as an agency that funds and/or
13 operates subsidized Supportive Housing and/or Transitional Housing for
14 persons experiencing homelessness or at risk of homelessness and/or
15 provides on-site supportive social services such as intensive case
16 management, employment services, benefits advocacy, and other services
17 or service referrals necessary to obtain and maintain housing.

18
19 21.65.030 Qualification.

20 All Dwelling Units and Guest Rooms in the structure must be used
21 for Supportive Housing or Transitional Housing or a combination of both.
22 The Interim Motel/Hotel Housing Project shall not result in the expansion
23 of more than ten (10) percent of the existing building floor area; nor shall
24 the combined number of Dwelling Units or Guest Rooms increase from the
25 number existing on site prior to the date of the Interim Motel/Hotel Housing
26 Project application. Any Floor Area used for onsite Supportive Services
27 shall be considered accessory to the residential use.
28

1 21.65.040 Application and Approval.

2 A. The Department of Development Services in coordination
3 with the Department of Health and Human Services shall review all Interim
4 Motel/Hotel Housing Projects for zoning compliance as described in
5 Section 21.65.060, and adherence to the performance standards in
6 Section 21.65.070. The Interim Motel/Hotel Housing Project shall be
7 approved if the application requirements, zoning compliance and
8 performance standards of this Chapter are met through the approval
9 process, including but not limited to, payment of all applicable fees. Interim
10 Motel/Hotel Housing Projects shall not be considered a change of use
11 under Title 21 of the Long Beach Municipal Code, nor an increase in
12 density or other change which requires any corresponding discretionary
13 action.

14 B. Prior to issuance of an Interim Motel/Hotel Conversion
15 Permit, the applicant shall provide a copy of an executed agreement
16 between the Local Agency and the Interim Motel/Hotel Housing Project
17 applicant setting forth the terms for the provision of the of onsite
18 Supportive Housing or Transitional Housing, or a combination of both, and
19 the provision of on-site social services; proof that the applicant has
20 received funding from a Local Agency; and proof that the Supportive
21 Housing or Transitional Housing agreement is in effect.

22
23 21.65.050 Termination of Supportive Housing or Transitional Housing
24 Agreement .

25 Upon any termination of the Supportive Housing or Transitional
26 Housing agreement, the Interim Motel/Hotel Housing Project applicant
27 shall be required, within ninety (90) days, to notify the Department of
28 Development Services and to complete one of the following:

1 A. Submit an application to the Department of Development
2 Services to return to the original use existing on the Interim Motel/Hotel
3 Housing Project application, or to any use permitted by the current zoning
4 regulations; or

5 B. Provide a copy of a new executed agreement to the
6 Department of Development Services , in accordance with the
7 requirements in Section 21.54.040, to begin a new agreement term for the
8 provision of Supportive or Transitional Housing.

9
10 21.65.060 Compliance with applicable standards and zoning code
11 requirements.

12 A. Interim Motel/Hotel Housing Projects shall not be subject to
13 any otherwise applicable zoning ordinance, specific plan, or other overlay
14 district regulations, including, but not limited to, the following:

15 1. Minimum Area per Dwelling Unit or Guest Room. A
16 structure that is occupied with a use classified as a Motel, Hotel,
17 Apartment Hotel, Transient Occupancy Residential Structure, or Hostel,
18 regardless of any nonconforming status as to the area and density
19 regulations of the underlying zone, may be used for an Interim Motel/Hotel
20 Housing Project, provided that the conversion does not create any
21 additional total combined number of Dwelling Units or Guest Rooms.

22 2. Off-Street Automobile Parking. Interim Motel/Hotel
23 Housing Projects shall be exempt from the requirements of LBMC
24 Chapter 21.41 during the Supportive Housing or Transitional Housing
25 agreement, however, the Interim Motel/Hotel Housing Project shall
26 maintain and not reduce the number of onsite parking spaces existing on
27 the date of the Interim Motel/Hotel Housing Project application.

28 3. Use. Notwithstanding the use provisions of the

1 underlying zone, an Interim Motel/Hotel Housing Project shall be
2 permitted.

3 4. Change of Use. Section 21.27.070 shall not apply to
4 Interim Motel/Hotel Housing Projects.

5 5. Change of Occupancy. To the extent that an Interim
6 Motel/Hotel Housing Project is considered a change of occupancy, the
7 change in occupancy shall be construed to be an occupancy group that is
8 less hazardous than the original use, and building code compliance shall
9 be limited to the requirements of Section 18.49.030, as determined by the
10 Building Official.

11 6. Notwithstanding any exemptions from building and
12 zoning requirements detailed in this Section, an Interim Motel/Hotel
13 Housing Project shall comply with minimum applicable health and safety
14 requirements established in Title 18, as determined by the Building
15 Official.

16 B. Minor Interior Alterations for Cooking Facilities. Approved
17 Interim Motel/Hotel Housing Project applicants may make minor interior
18 alterations adding cooking facilities, including a sink, a refrigerator not
19 exceeding ten (10) cubic feet, counter space not exceeding ten (10)
20 square feet, and a hotplate, microwave, or other cooking facilities to Guest
21 Rooms. In the event a structure is returned to the motel or hotel use, in
22 accordance with Section 21.65.040, the motel or hotel may maintain any
23 Guest Rooms with added cooking facilities.

24 C. Preservation of Nonconforming Rights. Upon termination of
25 the Supportive Housing or Transitional Housing use, any structure that is
26 nonconforming as to area or use regulations, or any other zoning code
27 requirements, may return to the use and condition as it existed on the date
28 of the Interim Motel Housing Project application, notwithstanding any

1 physical alterations to the subject property. Any Floor Area used for
2 Supportive Services may be returned to use as Guest Rooms or Dwelling
3 Units, or may be converted to accessory amenity spaces, so long as the
4 total number of Dwelling Units or Guest Rooms do not exceed the number
5 existing at the time of the application for the Interim Motel Housing Project.
6

7 21.65.070 Performance standards.

8 The Interim Motel/Hotel Housing Project shall meet the following
9 performance standards:

10 A. Public Outreach Requirement. At the time of Interim
11 Motel/Hotel Conversion Permit application, and prior to the issuance of
12 any permits for an Interim Motel/Hotel Housing Project, the operator and/or
13 Local Agency shall conduct outreach to the surrounding community, to the
14 satisfaction of the Director of Development Services. Public Outreach may
15 include, but is not limited to, mailed notification, or the convening of a
16 public meeting or other similar public forum for the purpose of seeking
17 input from the surrounding community. The applicant shall provide copies
18 of mailed notices, meeting flyers and/or meeting summaries or notes, or
19 other relevant documentation to the satisfaction of the Director of
20 Development Services as evidence that this requirement has been fulfilled.

21 B. Supportive Service Area. A minimum area of office space
22 shall be provided within an Interim Motel/Hotel Housing Project for the
23 provision of on-site Supportive Services, including case management.

24 C. Lighting. Security night lighting shall be shielded so that the
25 light source cannot be seen from adjacent residential properties.

26 D. Security Lighting. Security lighting with illumination of not
27 less than 0.2 foot-candles (2.15 lx) shall be provided in parking areas,
28 alleys and any unenclosed spaces under or within the first floor of the

1 building(s).

2 E. Recycling and Trash Facilities. Any recycling or trash
3 facilities shall be secured and completely enclosed by a solid wall or fence
4 not less than six (6) feet in height.

5 F. Historic Buildings. An Interim Motel/Hotel Housing Project
6 shall not involve alteration of an historic character defining feature
7 identified in a nomination or a survey for any project affecting a property
8 listed in or formally determined eligible for a national, state, or local historic
9 register, individually or as a contributor to a historic district, unless the
10 Director of Development Services determines the proposed alteration will
11 not adversely impact the property's historic eligibility.

12
13 21.65.080 Alternative Compliance.

14 If compliance with the Performance Standards is not met, the
15 applicant may apply for approval of alternative compliance measures. The
16 requirements in Sections 21.65.030 and 21.65.040 must be met in order to
17 qualify for an alternative compliance review. In approving the alternative
18 compliance application, the Director of Development Services shall find
19 that the Interim Motel/Hotel Housing Project substantially meets the
20 purposes of the Performance Standards, including that it provides an
21 appropriate level of Supportive Services that is accessible to the residents
22 of the Supportive Housing or Transitional Housing.

23
24 Section 2. The City Clerk shall certify to the passage of this ordinance by
25 the City Council and cause it to be posted in three (3) conspicuous places in the City of
26 Long Beach, and it shall take effect on the thirty-first (31st) day after it is approved by the
27 Mayor.

28 I hereby certify that the foregoing ordinance was adopted by the City

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

Council of the City of Long Beach at its meeting of October 6, 2020, by the following vote:

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

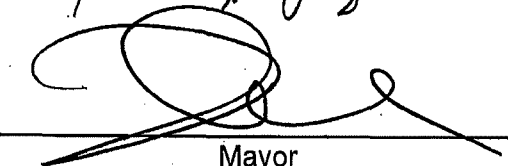
Noes: Councilmembers: None.

Absent: Councilmembers: Pearce.

Recusal(s): Councilmembers: None.


City Clerk

Approved: Oct. 8/2020
(Date)


Mayor

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 8th day of October, 2020, I posted three true and correct copies of ORD-20-0041 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.

Tamela Austin

Subscribed and sworn to before me

This 8th day of October 2020.

M. De J. J.
CITY CLERK

RESOLUTION NO. RES-20-0121

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

WHEREAS, on September 15, 2020, the City Council of the City of
Long Beach amended certain provisions of the Long Beach Zoning Regulations, Title 21,
of the Long Beach Municipal Code; 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 and certification; 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 properly noticed and advertised public hearings; and

WHEREAS, the City Council, in accordance with the recommendation of
the Planning Commission, approved the proposed amendments to the zoning regulations
by adopting amendments to Title 21. 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 approval; and

WHEREAS, the City Council hereby finds that the proposed zoning
amendments will not adversely affect the character, livability or appropriate development
in the City of Long Beach and that the amendments are consistent with the goals,
objectives and provisions of the City's General Plan and the California Coastal Act.

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

1 Section 1. The amendment to the Long Beach Zoning Regulations of the
2 City of Long Beach adopted on October 6, 2020, by Ordinance No.
3 ORD-20-0041, a copy of which is attached to and incorporated in this
4 resolution as Exhibit "A", is hereby submitted to the California Coastal Commission for its
5 earliest review as to that part of the ordinance that directly affects land use matters in that
6 portion of the California Coastal Zone within the City of Long Beach.

7 Section 2. The Director of Development Services of the City of Long
8 Beach is hereby authorized to and shall submit a certified copy of this resolution, together
9 with appropriate supporting materials, to the California Coastal Commission with a
10 request for its earliest action, as an amendment to the Local Coastal program that will
11 take effect automatically upon Coastal Commission approval pursuant to the Public
12 Resources Code or as an amendment that will require formal City Council adoption after
13 Coastal Commission approval.

14 Section 3. This resolution shall take effect immediately upon its adoption
15 by the City Council, and the City Clerk shall certify the vote adopting this resolution.

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OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
411 West Ocean Boulevard, 9th Floor
Long Beach, CA 90802

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I certify that this resolution was adopted by the City Council of the City of
Long Beach at its meeting of September 15, 2020, by the following vote:

Ayes:	Councilmembers:	<u>Zendejas, Pearce, Price,</u>
		<u>Supernaw, Mungo, Andrews,</u>
		<u>Uranga, Austin, Richardson.</u>
Noes:	Councilmembers:	<u>None.</u>
		<u></u>
Absent:	Councilmembers:	<u>None.</u>
		<u></u>
Recusal(s):	Councilmembers:	<u>None.</u>
		<u></u>



City Clerk

EXHIBIT A

ORDINANCE NO. ORD-20-0041

AN ORDINANCE OF THE CITY COUNCIL OF THE
CITY OF LONG BEACH AMENDING THE LONG BEACH
MUNICIPAL CODE BY ADDING CHAPTER 21.65,
RELATING TO INTERIM MOTEL/HOTEL CONVERSIONS

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

Section 1. The Long Beach Municipal Code is amended by adding
Chapter 21.65 to read as follows:

CHAPTER 21.65

INTERIM MOTEL/HOTEL CONVERSIONS

21.65.010 Purpose.

This Chapter establishes a process by which existing transient
residential structures, such as motels and hotels in the City of Long Beach
can be converted on a temporary basis to supportive or transitional
housing for persons experiencing homelessness or those at risk of
homelessness. Under this Chapter, the structure may return to its previous
use, or any use consistent with the underlying zoning, upon termination of
the supportive or transitional housing use.

21.65.020 Definitions.

In addition to the definitions set forth in Chapter 21.15, the following
definitions shall apply to this Chapter 21.65:

A. "Interim Motel/Hotel Housing Project" is defined as the
physical re-purposing or adaptive reuse of an existing transient residential

1 structure, such as a Motel, Hotel, Apartment Hotel, Transient Occupancy
2 Residential Structure, or Hostel, for use as Supportive Housing or
3 Transitional Housing for persons experiencing homelessness or those at
4 risk of homelessness.

5 B. "Interim Motel/Hotel Conversion Permit" is a permit issued by
6 the Department of Development Services Planning Bureau, upon
7 satisfaction of the requirements of this Section, to an eligible applicant to
8 allow the temporary conversion of an existing transient residential structure,
9 such as a Motel, Hotel, Apartment Hotel, Transient Occupancy Residential
10 Structure, or Hostel, for use as Supportive Housing or Transitional Housing
11 for persons experiencing homelessness or those at risk of homelessness.

12 C. "Local Agency" is defined as an agency that funds and/or
13 operates subsidized Supportive Housing and/or Transitional Housing for
14 persons experiencing homelessness or at risk of homelessness and/or
15 provides on-site supportive social services such as intensive case
16 management, employment services, benefits advocacy, and other services
17 or service referrals necessary to obtain and maintain housing.

18
19 21.65.030 Qualification.

20 All Dwelling Units and Guest Rooms in the structure must be used
21 for Supportive Housing or Transitional Housing or a combination of both.
22 The Interim Motel/Hotel Housing Project shall not result in the expansion
23 of more than ten (10) percent of the existing building floor area; nor shall
24 the combined number of Dwelling Units or Guest Rooms increase from the
25 number existing on site prior to the date of the Interim Motel/Hotel Housing
26 Project application. Any Floor Area used for onsite Supportive Services
27 shall be considered accessory to the residential use.
28

1 21.65.040 Application and Approval.

2 A. The Department of Development Services in coordination
3 with the Department of Health and Human Services shall review all Interim
4 Motel/Hotel Housing Projects for zoning compliance as described in
5 Section 21.65.060, and adherence to the performance standards in
6 Section 21.65.070. The Interim Motel/Hotel Housing Project shall be
7 approved if the application requirements, zoning compliance and
8 performance standards of this Chapter are met through the approval
9 process, including but not limited to, payment of all applicable fees. Interim
10 Motel/Hotel Housing Projects shall not be considered a change of use
11 under Title 21 of the Long Beach Municipal Code, nor an increase in
12 density or other change which requires any corresponding discretionary
13 action.

14 B. Prior to issuance of an Interim Motel/Hotel Conversion
15 Permit, the applicant shall provide a copy of an executed agreement
16 between the Local Agency and the Interim Motel/Hotel Housing Project
17 applicant setting forth the terms for the provision of the of onsite
18 Supportive Housing or Transitional Housing, or a combination of both, and
19 the provision of on-site social services; proof that the applicant has
20 received funding from a Local Agency; and proof that the Supportive
21 Housing or Transitional Housing agreement is in effect.

22
23 21.65.050 Termination of Supportive Housing or Transitional Housing
24 Agreement .

25 Upon any termination of the Supportive Housing or Transitional
26 Housing agreement, the Interim Motel/Hotel Housing Project applicant
27 shall be required, within ninety (90) days, to notify the Department of
28 Development Services and to complete one of the following:

1 A. Submit an application to the Department of Development
2 • Services to return to the original use existing on the Interim Motel/Hotel
3 Housing Project application, or to any use permitted by the current zoning
4 regulations; or

5 B. Provide a copy of a new executed agreement to the
6 Department of Development Services , in accordance with the
7 requirements in Section 21.54.040, to begin a new agreement term for the
8 provision of Supportive or Transitional Housing.

9
10 21.65.060 Compliance with applicable standards and zoning code
11 requirements.

12 A. Interim Motel/Hotel Housing Projects shall not be subject to
13 any otherwise applicable zoning ordinance, specific plan, or other overlay
14 district regulations, including, but not limited to, the following:

15 1. Minimum Area per Dwelling Unit or Guest Room. A
16 structure that is occupied with a use classified as a Motel, Hotel,
17 Apartment Hotel, Transient Occupancy Residential Structure, or Hostel,
18 regardless of any nonconforming status as to the area and density
19 regulations of the underlying zone, may be used for an Interim Motel/Hotel
20 Housing Project, provided that the conversion does not create any
21 additional total combined number of Dwelling Units or Guest Rooms.

22 2. Off-Street Automobile Parking. Interim Motel/Hotel
23 Housing Projects shall be exempt from the requirements of LBMC
24 Chapter 21.41 during the Supportive Housing or Transitional Housing
25 agreement, however, the Interim Motel/Hotel Housing Project shall
26 maintain and not reduce the number of onsite parking spaces existing on
27 the date of the Interim Motel/Hotel Housing Project application.

28 3. Use. Notwithstanding the use provisions of the

1 underlying zone, an Interim Motel/Hotel Housing Project shall be
2 permitted.

3 4. Change of Use. Section 21.27.070 shall not apply to
4 Interim Motel/Hotel Housing Projects.

5 5. Change of Occupancy. To the extent that an Interim
6 Motel/Hotel Housing Project is considered a change of occupancy, the
7 change in occupancy shall be construed to be an occupancy group that is
8 less hazardous than the original use, and building code compliance shall
9 be limited to the requirements of Section 18.49.030, as determined by the
10 Building Official.

11 6. Notwithstanding any exemptions from building and
12 zoning requirements detailed in this Section, an Interim Motel/Hotel
13 Housing Project shall comply with minimum applicable health and safety
14 requirements established in Title 18, as determined by the Building
15 Official.

16 B. Minor Interior Alterations for Cooking Facilities. Approved
17 Interim Motel/Hotel Housing Project applicants may make minor interior
18 alterations adding cooking facilities, including a sink, a refrigerator not
19 exceeding ten (10) cubic feet, counter space not exceeding ten (10)
20 square feet, and a hotplate, microwave, or other cooking facilities to Guest
21 Rooms. In the event a structure is returned to the motel or hotel use, in
22 accordance with Section 21.65.040, the motel or hotel may maintain any
23 Guest Rooms with added cooking facilities.

24 C. Preservation of Nonconforming Rights. Upon termination of
25 the Supportive Housing or Transitional Housing use, any structure that is
26 nonconforming as to area or use regulations, or any other zoning code
27 requirements, may return to the use and condition as it existed on the date
28 of the Interim Motel Housing Project application, notwithstanding any

1 physical alterations to the subject property. Any Floor Area used for
2 Supportive Services may be returned to use as Guest Rooms or Dwelling
3 Units, or may be converted to accessory amenity spaces, so long as the
4 total number of Dwelling Units or Guest Rooms do not exceed the number
5 existing at the time of the application for the Interim Motel Housing Project.
6

7 21.65.070 Performance standards.

8 The Interim Motel/Hotel Housing Project shall meet the following
9 performance standards:

10 A. Public Outreach Requirement. At the time of Interim
11 Motel/Hotel Conversion Permit application, and prior to the issuance of
12 any permits for an Interim Motel/Hotel Housing Project, the operator and/or
13 Local Agency shall conduct outreach to the surrounding community, to the
14 satisfaction of the Director of Development Services. Public Outreach may
15 include, but is not limited to, mailed notification, or the convening of a
16 public meeting or other similar public forum for the purpose of seeking
17 input from the surrounding community. The applicant shall provide copies
18 of mailed notices, meeting flyers and/or meeting summaries or notes, or
19 other relevant documentation to the satisfaction of the Director of
20 Development Services as evidence that this requirement has been fulfilled.

21 B. Supportive Service Area. A minimum area of office space
22 shall be provided within an Interim Motel/Hotel Housing Project for the
23 provision of on-site Supportive Services, including case management.

24 C. Lighting. Security night lighting shall be shielded so that the
25 light source cannot be seen from adjacent residential properties.

26 D. Security Lighting. Security lighting with illumination of not
27 less than 0.2 foot-candles (2.15 lx) shall be provided in parking areas;
28 alleys and any unenclosed spaces under or within the first floor of the

1 building(s).

2 E. Recycling and Trash Facilities. Any recycling or trash
3 facilities shall be secured and completely enclosed by a solid wall or fence
4 not less than six (6) feet in height.

5 F. Historic Buildings. An Interim Motel/Hotel Housing Project
6 shall not involve alteration of an historic character defining feature
7 identified in a nomination or a survey for any project affecting a property
8 listed in or formally determined eligible for a national, state, or local historic
9 register, individually or as a contributor to a historic district, unless the
10 Director of Development Services determines the proposed alteration will
11 not adversely impact the property's historic eligibility.

12
13 21.65.080 Alternative Compliance.

14 If compliance with the Performance Standards is not met, the
15 applicant may apply for approval of alternative compliance measures. The
16 requirements in Sections 21.65.030 and 21.65.040 must be met in order to
17 qualify for an alternative compliance review. In approving the alternative
18 compliance application, the Director of Development Services shall find
19 that the Interim Motel/Hotel Housing Project substantially meets the
20 purposes of the Performance Standards, including that it provides an
21 appropriate level of Supportive Services that is accessible to the residents
22 of the Supportive Housing or Transitional Housing.

23
24 Section 2. The City Clerk shall certify to the passage of this ordinance by
25 the City Council and cause it to be posted in three (3) conspicuous places in the City of
26 Long Beach, and it shall take effect on the thirty-first (31st) day after it is approved by the
27 Mayor.

28 I hereby certify that the foregoing ordinance was adopted by the City

1 Council of the City of Long Beach at its meeting of October 6, 2020, by the
2 following vote:

3
4 Ayes: Councilmembers: Zendejas, Price, Supernaw,
5 Mungo, Uranga, Austin,
6 Richardson, Andrews.

7
8 Noes: Councilmembers: None.

9
10 Absent: Councilmembers: Pearce.

11
12 Recusal(s): Councilmembers: None.

13
14
15
16 
City Clerk

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18 Approved: Oct. 8/2020
19 (Date)

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Mayor

ORDINANCE NO. ORD-20-0040

AN ORDINANCE OF THE CITY COUNCIL OF THE
CITY OF LONG BEACH AMENDING THE LONG BEACH
MUNICIPAL CODE BY AMENDING TABLE 32-1 OF
CHAPTER 21.32, TABLE 33-2 OF CHAPTER 21.33, AND
TABLE 41-1C OF CHAPTER 21.44, ALL RELATED TO
ZONING CODE REGULATIONS

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

Section 1. Table 32-1 of Chapter 21.32 of the Long Beach Municipal Code is amended by amending items under "Automobile (Vehicle) Uses," "Public and Semi-Public Institutional," and "Personal Services" to read as follows:

Table 32-1
Uses In All Other Commercial Zoning Districts

	Neighborhood			Community				Regional	Other	Notes
	CNP	CNA	CNR	CCA	CCP	CCR	CCN	CHW	CS	
Automobile (Vehicle) Uses										Note: All outdoor display, storage, service and repair of vehicles is subject to special standards (see Chapter 21.45).
Minor auto repair, tune up and lube, smog test	N	N	N	AP	AP	AP	AP	Y	N	
Motorcycle/jet ski sales and repair	N	N	N	AP	AP	N	N	AP	N	See also industrial

1											zones, table 33-1.
2	Vehicle parts (with installation); tire store	N	N	N	AP	AP	AP	AP	AP	N	
3											
4	Public and Semi-Public Institutional										Additional Regulations
5											
6	Religious assembly uses with over 25,000 square feet of GFA	C	C	C	AP	AP	AP	AP	AP	N	
7											
8	Convalescent hospital or home	C	C	C	C	C	AP	AP	AP	N	
9											
10	Hospital	C	C	C	C	C	C	C	C	N	Subject to 21.34.020
11											
12	Industrial arts trade school or rehabilitation workshop	N	N	N	AP	AP	AP	AP	Y	N	
13											
14	Personal Services										Additional Regulations
15											
16	Repair shop (stove, refrigerator, upholstery, lawn mowers, etc.)	N	N	N	AP	AP	AP	AP	Y	N	For small appliance repair, see "basic personal services."
17											
18	Professional Services										
19											
20	Accounting, advertising, architecture, artist studio, bookkeeping, business headquarters, chiropractic, computer programming, consulting, contracting, dentistry, engineering, insurance, lab testing, law, marketing, medicine, medical	Y	Y	Y	Y	Y	Y	Y	Y	N	
21											
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1	offices, urgent									
2	care centers,									
3	outpatient									
4	surgical centers									
5	and similar									
6	medical uses,									
	photography,									
	psychiatry,									
	psychology, real									
	estate, or tax									
	preparation									

Section 2. Table 33-2 of Chapter 21.33 of the Long Beach Municipal Code is amended by amending items as follows:

Table 33-2
Uses In Industrial Districts

Use	IL	IM	IG	IP	*Notes and Exceptions
13.1 Outdoor recreation (drive-in theater, racetrack, golf, driving range, shooting range and similar uses)	AP	N	N	See Item 10 in this table.	a. Any business involved in the sale of alcoholic beverages shall be subject to conditional use permit review and shall meet the location requirements contained in Section 21.52.201. The following exceptions do not require conditional use permit: • Restaurant with alcoholic beverage service only with meals, whereby alcoholic beverage sales comprise 30 percent or less of the monthly gross sales of the restaurant. This generally means that any use with a fixed bar is <u>not</u> exempt from the conditional use permit requirement. A service bar is not a fixed bar. A sushi bar where alcoholic beverages are served at the same bar as meals is considered as serving alcoholic beverages only with meals. A cocktail lounge without a bar but with service primarily of hors d'oeuvres and alcoholic beverages <u>shall</u> require a conditional use permit. • Any use located more than 500 ft. from a zone district which allows residential use
13.4 Health clubs and the like (SIC code 7991)	AP	N	N	N	

					<ul style="list-style-type: none"> • Department store or florist shop with accessory sales of alcoholic beverages • Existing legal, nonconforming uses
14. Miscellaneous uses					
14.4 Job training and vocational rehabilitation (SIC code 833)	AP	AP	AP	AP	

Section 3. Table 41-1C of Chapter 21.41 of the Long Beach Municipal Code is amended by amending the following item to read as follows:

Table 41-1C
Required Number of Parking Spaces for
Commercial, Industrial/Manufacturing and All Other Uses
(Continued)

Use	Required Number of Spaces
Office	
2. Medical or dental office, clinic, urgent care, outpatient surgical center or similar medical uses	4 per 1,000 GFA

Section 4. 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.

//

//

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

I hereby certify that the foregoing ordinance was adopted by the City Council of the City of Long Beach at its meeting of October 6, 2020, by the following vote:

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

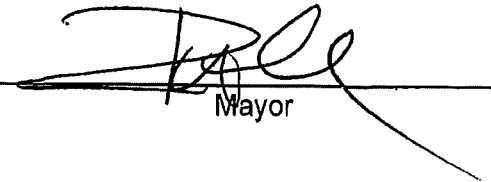
Noes: Councilmembers: None.

Absent: Councilmembers: Pearce.

Recusal(s): Councilmembers: None.


City Clerk

Approved: 10/8/2020
(Date)


Mayor

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 8th day of October, 2020, I posted three true and correct copies of ORD-20-0040 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.

Tamela Aust.

Subscribed and sworn to before me
This 8th day of October 2020.


CITY CLERK

OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
411 West Ocean Boulevard, 9th Floor
Long Beach, CA 90802

1 RESOLUTION NO. RES-20-0120

2
3 A RESOLUTION OF THE CITY COUNCIL OF THE
4 CITY OF LONG BEACH AUTHORIZING THE DIRECTOR OF
5 DEVELOPMENT SERVICES TO SUBMIT AMENDMENTS
6 TO THE LONG BEACH ZONING REGULATIONS TO THE
7 CALIFORNIA COASTAL COMMISSION FOR APPROVAL
8

9 WHEREAS, on September 15, 2020, the City Council of the City of
10 Long Beach amended certain provisions of the Long Beach Zoning Regulations, Title 21,
11 of the Long Beach Municipal Code; and

12 WHEREAS, it is the desire of the City Council to submit the above
13 referenced zoning regulation amendments to the California Coastal Commission for its
14 review and certification; and

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

18 WHEREAS, the City Council, in accordance with the recommendation of
19 the Planning Commission, approved the proposed amendments to the zoning regulations
20 by adopting amendments to Title 21. The proposed zoning regulation amendments are
21 to be carried out in a manner fully consistent with the Coastal Act and become effective in
22 the Coastal Zone immediately upon Coastal Commission certification and approval; and

23 WHEREAS, the City Council hereby finds that the proposed zoning
24 amendments will not adversely affect the character, livability or appropriate development
25 in the City of Long Beach and that the amendments are consistent with the goals,
26 objectives and provisions of the City's General Plan and the California Coastal Act.

27 NOW, THEREFORE, the City Council of the City of Long Beach resolves as
28 follows:

1 Section 1. The amendment to the Long Beach Zoning Regulations of the
2 City of Long Beach adopted on October 6, 2020, by Ordinance No.
3 ORD-20-0040, a copy of which is attached to and incorporated in this
4 resolution as Exhibit "A", is hereby submitted to the California Coastal Commission for its
5 earliest review as to that part of the ordinance that directly affects land use matters in that
6 portion of the California Coastal Zone within the City of Long Beach.

7 Section 2. The Director of Development Services of the City of Long
8 Beach is hereby authorized to and shall submit a certified copy of this resolution, together
9 with appropriate supporting materials, to the California Coastal Commission with a
10 request for its earliest action, as an amendment to the Local Coastal program that will
11 take effect automatically upon Coastal Commission approval pursuant to the Public
12 Resources Code or as an amendment that will require formal City Council adoption after
13 Coastal Commission approval.

14 Section 3. This resolution shall take effect immediately upon its adoption
15 by the City Council, and the City Clerk shall certify the vote adopting this resolution.

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I certify that this resolution was adopted by the City Council of the City of
Long Beach at its meeting of September 15, 2020, by the following vote:

Ayes: Councilmembers: Zendejas, Pearce, Price, Supernaw,
Mungo, Andrews, Uranga, Austin,
Richardson.

Noes: Councilmembers: None.

Absent: Councilmembers: None.

Recusal(s): Councilmembers: None.



City Clerk

EXHIBIT A

ORDINANCE NO. ORD-20-0040

AN ORDINANCE OF THE CITY COUNCIL OF THE
 CITY OF LONG BEACH AMENDING THE LONG BEACH
 MUNICIPAL CODE BY AMENDING TABLE 32-1 OF
 CHAPTER 21.32, TABLE 33-2 OF CHAPTER 21.33, AND
 TABLE 41-C OF CHAPTER 21.44, ALL RELATED TO
 ZONING CODE REGULATIONS

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

Section 1. Table 32-1 of Chapter 21.32 of the Long Beach Municipal
 Code is amended by amending items under "Automobile (Vehicle) Uses," "Public and
 Semi-Public Institutional," and "Personal Services" to read as follows:

Table 32-1
 Uses In All Other Commercial Zoning Districts

	Neighborhood			Community				Regional	Other	Notes
	CNP	CNA	CNR	CCA	CCP	CCR	CCN	CHW	CS	
Automobile (Vehicle) Uses										Note: All outdoor display, storage, service and repair of vehicles is subject to special standards (see Chapter 21.45).
Minor auto repair, tune up and lube, smog test	N	N	N	AP	AP	AP	AP	Y	N	
Motorcycle/jet ski sales and repair	N	N	N	AP	AP	N	N	AP	N	See also Industrial

1										zones, table 33-1.
2	Vehicle parts (with installation); tire store	N	N	N	AP	AP	AP	AP	AP	N
3										
4	Public and Semi-Public Institutional									Additional Regulations
5										
6	Religious assembly uses with over 25,000 square feet of GFA	C	C	C	AP	AP	AP	AP	AP	N
7										
8	Convalescent hospital or home	C	C	C	C	C	AP	AP	AP	N
9										
10	Hospital	C	C	C	C	C	C	C	C	N
11	Industrial arts trade school or rehabilitation workshop	N	N	N	AP	AP	AP	AP	Y	N
12										
13										
14	Personal Services									Additional Regulations
15										
16	Repair shop (stove, refrigerator, upholstery, lawn mowers, etc.)	N	N	N	AP	AP	AP	AP	Y	N
17										For small appliance repair, see "basic personal services."
18	Professional Services									
19										
20	Accounting, advertising, architecture, artist studio, bookkeeping, business headquarters, chiropractic, computer programming, consulting, contracting, dentistry, engineering, insurance, lab testing, law, marketing, medicine, medical	Y	Y	Y	Y	Y	Y	Y	Y	N
21										
22										
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25										
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1	offices, urgent									
2	care centers,									
3	outpatient									
4	surgical centers									
5	and similar									
6	medical uses,									
	photography,									
	psychiatry,									
	psychology, real									
	estate, or tax									
	preparation									

Section 2. Table 33-2 of Chapter 21.33 of the Long Beach Municipal Code is amended by amending items as follows:

Table 33-2
Uses In Industrial Districts

Use	IL	IM	IG	IP	*Notes and Exceptions
13.1 Outdoor recreation (drive-in theater, racetrack, golf, driving range, shooting range and similar uses)	AP	N	N	See Item 10 in this table.	a. Any business involved in the sale of alcoholic beverages shall be subject to conditional use permit review and shall meet the location requirements contained in Section 21.52.201. The following exceptions do not require conditional use permit: • Restaurant with alcoholic beverage service only with meals, whereby alcoholic beverage sales comprise 30 percent or less of the monthly gross sales of the restaurant. This generally means that any use with a fixed bar is <u>not</u> exempt from the conditional use permit requirement. A service bar is not a fixed bar. A sushi bar where alcoholic beverages are served at the same bar as meals is considered as serving alcoholic beverages only with meals. A cocktail lounge without a bar but with service primarily of hors d'oeuvres and alcoholic beverages <u>shall</u> require a conditional use permit. • Any use located more than 500 ft. from a zone district which allows residential use
13.4 Health clubs and the like (SIC code 7991)	AP	N	N	N	

					<ul style="list-style-type: none"> • Department store or florist shop with accessory sales of alcoholic beverages • Existing legal, nonconforming uses
14. Miscellaneous uses					
14.4 Job training and vocational rehabilitation (SIC code 833)	AP	AP	AP	AP	

Section 3. Table 41-1C of Chapter 21.41 of the Long Beach Municipal Code is amended by amending the following item to read as follows:

Table 41-1C
Required Number of Parking Spaces for
Commercial, Industrial/Manufacturing and All Other Uses
(Continued)

Use	Required Number of Spaces
Office	
2. Medical or dental office, clinic, urgent care, outpatient surgical center or similar medical uses	4 per 1,000 GFA

Section 4. 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.

//

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

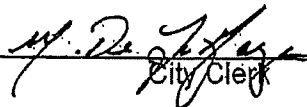
I hereby certify that the foregoing ordinance was adopted by the City Council of the City of Long Beach at its meeting of October 6, 2020, by the following vote:

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

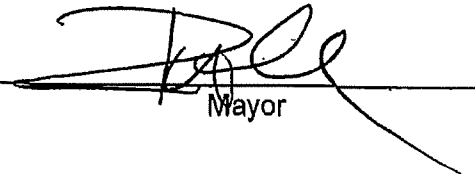
Noes: Councilmembers: None.

Absent: Councilmembers: Pearce.

Recusal(s): Councilmembers: None.


City Clerk

Approved: 10/8/2020
(Date)


Mayor

ORDINANCE NO. ORD-21-0002

AN ORDINANCE OF THE CITY COUNCIL OF THE
CITY OF LONG BEACH AMENDING THE LONG BEACH
MUNICIPAL CODE BY ADDING CHAPTER 21.66 RELATING
TO AN UNPERMITTED DWELLING UNIT AMNESTY
PROGRAM

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

Section 1. The Long Beach Municipal Code is amended by adding
Chapter 21.66 to read as follows:

Chapter 21.66

Unpermitted Dwelling Unit Amnesty Program

21.66.010 Purpose.

To develop a dwelling unit amnesty program to preserve existing dwellings, bring them into compliance with applicable Building Code standards, and maintain them as income restricted affordable units in accordance with recommendation 2e of the "Everyone Home Long Beach" plan "to expand the number of rent-stabilized units," and Policy 1.1 of the 2017 report prepared by the Mayor's Affordable and Workforce Housing Study Group and adopted by City Council "to encourage the preservation of existing housing stock, consistent with the City's adopted Housing Element." This Section is not intended for housing units that are eligible for legalization as accessory dwelling units through the Accessory Dwelling Unit (ADU) process.

//

1 21.66.020 Compliance with applicable development standards and
2 Zoning Code requirements.

3 A. Existing dwelling units that do not have a certificate of
4 occupancy at the time of application that are located in otherwise legally
5 permitted structures, which shall be referred to in this section as
6 "unpermitted dwelling units," shall not be subject to any otherwise applicable
7 zoning ordinance, specific plan, or other overlay district regulations,
8 including, but not limited to, the following:

9 1. Minimum Lot Area per Dwelling Unit or Guest Room.
10 The units shall not be subject to any density limitations imposed by the
11 underlying zoning.

12 2. Off-Street Automobile Parking. The units shall not be
13 subject to any applicable off-street automobile parking requirements. The
14 existing number of parking spaces existing on the site as of the date of the
15 application shall be maintained and shall not be reduced.

16 3. Minimum Yard and Setback Requirements. The units
17 shall not be subject to any yard or setback requirements imposed by the
18 underlying zoning.

19 4. Any Other Development Standards. The units shall not
20 be subject to any other provision of the underlying zoning or applicable
21 development standards that would preclude the preservation of the dwelling
22 unit.

23
24 21.66.030 Building Code Compliance.

25 Notwithstanding any exemptions to zoning requirements detailed in
26 this Section, the units shall comply with minimum applicable health and
27 safety requirements established in Title 18, as determined by the Building
28 Official.

1 21.66.040 Eligibility.

2 Existing dwelling units eligible for the informal dwelling unit amnesty
3 program:

4 A. May be located in any zone, except for the IG and IP Industrial
5 Zones;

6 B. Shall have been occupied, as a residence, for more than thirty
7 (30) continuous days prior to December 31, 2016, which occupancy shall be
8 demonstrated by the Applicant with proof satisfactory to the Director of
9 Development Services, or designee.

10
11 21.66.050 Affordability Covenant.

12 A. Applicants shall be required to record a covenant on the
13 property that requires the unit to be retained as an income-restricted unit for
14 a period of 10 years at an income level that is the lower of: 1) the existing
15 tenant's income level or 2) a moderate-income household, as determined by
16 Area Median Income (AMI) limits established by the Department of Housing
17 and Urban Development (HUD).

18 B. The affordability period shall be deferred if the unit is occupied
19 by a tenant with an existing lease who does not meet the subject income
20 restriction. The affordability period shall begin when a tenant meeting the
21 above income restriction occupies the unit.

22 C. The units shall be subject to the annual covenant monitoring
23 fee.

24
25 21.66.060 Review Process.

26 Site Plan Review shall be required pursuant to Chapter 21.25 of the
27 Municipal Code. Existing dwelling units that are eligible for the informal
28 dwelling unit amnesty program and are located in the Coastal Zone shall be

1 required to obtain a Local Coastal Development Permit pursuant to LBMC
2 21.25.903; however, a public hearing for the Local Coastal Development
3 Permit shall not be required.

4
5 21.66.070 Appeals.

6 Only applicants may appeal Site Plan Review determinations to the
7 Planning Commission.

8
9 Section 2. The City Clerk shall certify to the passage of this ordinance by
10 the City Council and cause it to be posted in three (3) conspicuous places in the City of
11 Long Beach, and it shall take effect on the thirty-first (31st) day after it is approved by the
12 Mayor.

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

I hereby certify that the foregoing ordinance was adopted by the City
Council of the City of Long Beach at its meeting of January 12,
2021, by the following vote:

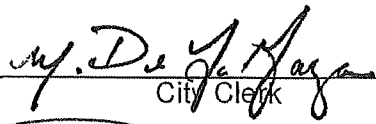
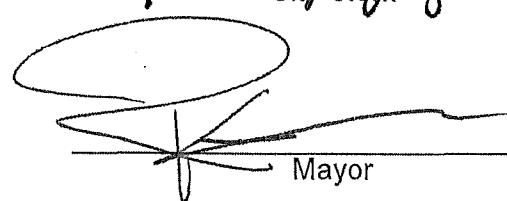
Ayes: Councilmembers: Zendejas, Allen, Price,
Supernaw, Mungo, Saro,
Uranga, Austin, Richardson.

Noes: Councilmembers: None.

Absent: Councilmembers: None.

Recusal(s): Councilmembers: None.

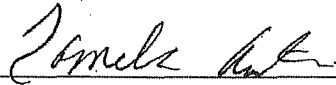
Approved: 1/14/21
(Date)


City Clerk

Mayor

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 13th day of January, 2021, I posted three true and correct copies of Ordinance No. ORD-21-0002 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 13th day of January, 2021.



CITY CLERK

RESOLUTION NO. RES-21-0004

A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF LONG BEACH AUTHORIZING THE DIRECTOR OF
DEVELOPMENT SERVICES TO SUBMIT AMENDMENTS
TO THE LONG BEACH ZONING REGULATIONS TO THE
CALIFORNIA COASTAL COMMISSION FOR ITS REVIEW,
APPROVAL AND CERTIFICATION

WHEREAS, on January 5, 2021, the City Council of the City of
Long Beach amended certain provisions of the Long Beach Zoning Regulations, Title 21,
of the Long Beach Municipal Code; 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 and certification; 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 properly noticed and advertised public hearings; and

WHEREAS, the City Council, in accordance with the recommendation of
the Planning Commission, approved the proposed amendments to the zoning regulations
by adopting amendments to Title 21. 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 approval; and

WHEREAS, the City Council hereby finds that the proposed zoning
amendments will not adversely affect the character, livability or appropriate development
in the City of Long Beach and that the amendments are consistent with the goals,
objectives and provisions of the City's General Plan and the California Coastal Act.

NOW, THEREFORE, the City Council of the City of Long Beach resolves as

1 follows:

2 Section 1. The amendment to the Long Beach Zoning Regulations of the
3 City of Long Beach adopted on January 12, 2021, by Ordinance No.
4 ORD-21-0002, a copy of which is attached to and incorporated in this
5 resolution as Exhibit "A", is hereby submitted to the California Coastal Commission for its
6 earliest review as to that part of the ordinance that directly affects land use matters in that
7 portion of the California Coastal Zone within the City of Long Beach.

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

15 Section 3. This resolution shall take effect immediately upon its adoption
16 by the City Council, and the City Clerk shall certify the vote adopting this resolution.

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OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
411 West Ocean Boulevard, 9th Floor
Long Beach, CA 90802

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I certify that this resolution was adopted by the City Council of the City of
Long Beach at its meeting of January 5, 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

EXHIBIT A

ORDINANCE NO. ORD-21-0002

AN ORDINANCE OF THE CITY COUNCIL OF THE
CITY OF LONG BEACH AMENDING THE LONG BEACH
MUNICIPAL CODE BY ADDING CHAPTER 21.66 RELATING
TO AN UNPERMITTED DWELLING UNIT AMNESTY
PROGRAM

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

Section 1. The Long Beach Municipal Code is amended by adding
Chapter 21.66 to read as follows:

Chapter 21.66

Unpermitted Dwelling Unit Amnesty Program

21.66.010 Purpose.

To develop a dwelling unit amnesty program to preserve existing dwellings, bring them into compliance with applicable Building Code standards, and maintain them as income restricted affordable units in accordance with recommendation 2e of the "Everyone Home Long Beach" plan "to expand the number of rent-stabilized units," and Policy 1.1 of the 2017 report prepared by the Mayor's Affordable and Workforce Housing Study Group and adopted by City Council "to encourage the preservation of existing housing stock, consistent with the City's adopted Housing Element." This Section is not intended for housing units that are eligible for legalization as accessory dwelling units through the Accessory Dwelling Unit (ADU) process.

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1 21.66.020 Compliance with applicable development standards and
2 Zoning Code requirements.

3 A. Existing dwelling units that do not have a certificate of
4 occupancy at the time of application that are located in otherwise legally
5 permitted structures, which shall be referred to in this section as
6 "unpermitted dwelling units," shall not be subject to any otherwise applicable
7 zoning ordinance, specific plan, or other overlay district regulations,
8 including, but not limited to, the following:

9 1. Minimum Lot Area per Dwelling Unit or Guest Room.

10 The units shall not be subject to any density limitations imposed by the
11 underlying zoning.

12 2. Off-Street Automobile Parking. The units shall not be
13 subject to any applicable off-street automobile parking requirements. The
14 existing number of parking spaces existing on the site as of the date of the
15 application shall be maintained and shall not be reduced.

16 3. Minimum Yard and Setback Requirements. The units
17 shall not be subject to any yard or setback requirements imposed by the
18 underlying zoning.

19 4. Any Other Development Standards. The units shall not
20 be subject to any other provision of the underlying zoning or applicable
21 development standards that would preclude the preservation of the dwelling
22 unit.

23
24 21.66.030 Building Code Compliance.

25 Notwithstanding any exemptions to zoning requirements detailed in
26 this Section, the units shall comply with minimum applicable health and
27 safety requirements established in Title 18, as determined by the Building
28 Official.

1 21.66.040 Eligibility.

2 Existing dwelling units eligible for the informal dwelling unit amnesty
3 program:

4 A. May be located in any zone, except for the IG and IP Industrial
5 Zones;

6 B. Shall have been occupied, as a residence, for more than thirty
7 (30) continuous days prior to December 31, 2016, which occupancy shall be
8 demonstrated by the Applicant with proof satisfactory to the Director of
9 Development Services, or designee.

10
11 21.66.050 Affordability Covenant.

12 A. Applicants shall be required to record a covenant on the
13 property that requires the unit to be retained as an income-restricted unit for
14 a period of 10 years at an income level that is the lower of: 1) the existing
15 tenant's income level or 2) a moderate-income household, as determined by
16 Area Median Income (AMI) limits established by the Department of Housing
17 and Urban Development (HUD).

18 B. The affordability period shall be deferred if the unit is occupied
19 by a tenant with an existing lease who does not meet the subject income
20 restriction. The affordability period shall begin when a tenant meeting the
21 above income restriction occupies the unit.

22 C. The units shall be subject to the annual covenant monitoring
23 fee.

24
25 21.66.060 Review Process.

26 Site Plan Review shall be required pursuant to Chapter 21.25 of the
27 Municipal Code. Existing dwelling units that are eligible for the informal
28 dwelling unit amnesty program and are located in the Coastal Zone shall be

1 required to obtain a Local Coastal Development Permit pursuant to LBMC
2 21.25.903; however, a public hearing for the Local Coastal Development
3 Permit shall not be required.

4
5 21.66.070 Appeals.

6 Only applicants may appeal Site Plan Review determinations to the
7 Planning Commission.

8
9 Section 2. The City Clerk shall certify to the passage of this ordinance by
10 the City Council and cause it to be posted in three (3) conspicuous places in the City of
11 Long Beach, and it shall take effect on the thirty-first (31st) day after it is approved by the
12 Mayor.

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OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
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Long Beach, CA 90802

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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 January 12,
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.

M. De La Haza
City Clerk

Approved: 1/14/21
(Date)

[Signature]
Mayor