



# City Council Staff Report

DATE: January 7, 2015

CONSENT CALENDAR

SUBJECT: SECOND READING AND ADOPTION OF ORDINANCE NO. 1868 TO AMEND THE PALM SPRINGS ZONING CODE RELATING TO EMERGENCY SHELTERS IN THE M-2 (MANUFACTURING) DISTRICT AND CEQA NOTICE OF EXEMPTION (CASE 5.1332-ZTA)

FROM: David H. Ready, City Manager

BY: Office of the City Clerk

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## SUMMARY:

The City Council will consider adoption of Ordinance No. 1868.

## RECOMMENDATION:

Waive the reading of the ordinance text in its entirety and adopt Ordinance No. 1868, "AN ORDINANCE OF THE CITY OF PALM SPRINGS, CALIFORNIA, AMENDING PALM SPRINGS ZONING CODE SECTION 92.17.1.01 RELATING TO EMERGENCY SHELTERS."

## STAFF ANALYSIS:

On December 17, 2014, Ordinance No. 1868 was introduced for first reading, as noted below:

**ACTION:** Waive the reading of the ordinance text in its entirety, read by title only, and introduce on first reading Ordinance No. 1868, "AN ORDINANCE OF THE CITY OF PALM SPRINGS, CALIFORNIA, AMENDING PALM SPRINGS ZONING CODE SECTION 92.17.1.01 RELATING TO EMERGENCY SHELTERS."

**AYES:** Councilmember Foat, Councilmember Hutcheson, Councilmember Mills, Mayor Pro Tem Lewin, and Mayor Pougnet


**NOES:** None

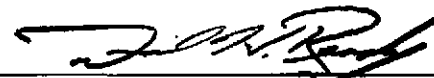
**ABSENT:** None

**ABSTAIN:** None

Item No. **2.F.**

This report provides for the City Council to waive further reading and adopt the ordinance. The ordinance shall be effective 30-days from adoption.

  
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Kathie Hart, MMC  
Chief Deputy City Clerk  
FOR:  
    James Thompson,  
    City Clerk

  
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David H. Ready, Esq., Ph.D.  
City Manager

/kdh

Attachments:  
    Ordinance No. 1868

ORDINANCE NO. 1868

AN ORDINANCE OF THE CITY OF PALM SPRINGS, CALIFORNIA AMENDING SECTION 92.17.1.01 OF THE PALM SPRINGS ZONING CODE RELATING TO EMERGENCY SHELTERS.

City Attorney's Summary

*This ordinance amends the zoning chapter of the City by providing a definition for emergency shelters and allowing the use as a permitted use in the M-2 Zone.*

THE CITY COUNCIL OF THE CITY OF PALM SPRINGS, CALIFORNIA, DOES HEREBY ORDAIN:

SECTION 1. Code Amendment

1. Zoning Code Section 92.17.1.01 (M-2 Zone) entitled "Uses Permitted" is hereby amended by adding a new subsection A. 7 to read as follows:

92.17.1.01(A)

7. Emergency Shelters. Emergency Shelters are defined as housing for homeless persons for interim occupancy intended for a period of less than 6 months whereby no person is denied occupancy because of an inability to pay rent.

SECTION 2. General Plan Consistency

The City Council hereby finds that this Ordinance is consistent with the 2007 General Plan of the City of Palm Springs.

SECTION 3. Environmental Determination

The City of Palm Springs, in its capacity as the Lead Agency, under the California Environmental Quality Act (CEQA) has determined that the proposed zoning code text amendment is Categorical Exempt under Section 15305 (Minor Alterations in Land Use Limitations) of the Guidelines for the California Environmental Quality Act since the proposed zone text amendment proposes only insignificant changes to the land use designation provisions.

SECTION 4. The Mayor shall sign and the City Clerk shall certify to the passage and adoption of this Ordinance and shall cause the same, or the summary thereof, to be

published and posted pursuant to the provisions of law and this Ordinance shall take effect thirty (30) days after passage.

PASSED, APPROVED, AND ADOPTED BY THE PALM SPRINGS CITY COUNCIL THIS 7<sup>TH</sup> DAY OF JANUARY, 2015

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STEPHEN P. POUGNET, MAYOR

ATTEST:

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JAMES THOMPSON, CITY CLERK

CERTIFICATION:

STATE OF CALIFORNIA )  
COUNTY OF RIVERSIDE ) ss.  
CITY OF PALM SPRINGS )

I, JAMES THOMPSON, City Clerk of the City of Palm Springs, California, do hereby certify that Ordinance No. 1868 is a full, true, and correct copy, and was introduced at a regular meeting of the Palm Springs City Council on December 17, 2014, and adopted at a regular meeting of the City Council held on the 7<sup>th</sup> day of January, 2015, by the following vote:

AYES:  
NOES:  
ABSENT:  
ABSTAIN:

\_\_\_\_\_  
JAMES THOMPSON, CITY CLERK  
City of Palm Springs, California