

## ORDINANCE NO. \_\_\_\_\_

### ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COLUSA ADDING APPENDIX A – CHAPTER 12-17 OF THE COLUSA MUNICIPAL CODE AND FINDING THE ORDINANCE EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA)

**WHEREAS**, the attached Ordinance (Exhibit I) adds Appendix A – Chapter 12-17 – Sidewalk Vending to the Colusa Municipal Code to allow ministerial review of sidewalk vending; and

**WHEREAS**, the attached Ordinance advances and provides important entrepreneurship and economic development opportunities, interest, diversity and base, while increasing desired goods, cultural significant foods and merchandise while contributing to a safe and dynamic public space through a series of regulations and standards as well as being in compliant with California Senate Bill 946 (2018) and Senate Bill 972 (2022); and

**WHEREAS**, the attached Ordinance (Exhibit I) has been found to be exempt from the California Environmental Quality Act (CEQA) pursuant to sections 15060(c)(2) and 15061(b)(3), which states that CEQA applies only to projects which have the potential for causing a significant effect on the environment. As a Municipal Code text amendment, it can be seen with certainty that the proposed action may result in a significant effect on the environment, and the proposed revisions to the Municipal Code are exempt from further review under CEQA; and

**WHEREAS**, On October 1, 2025 the Planning Commission conducted a duly notice public hearing to consider the staff report, staff recommendation, and public testimony concerning the ordinance. Following the public hearing, the Planning Commission voted to recommend forwarding the ordinance to the City Council with a recommendation in favor of its adoption; and

BE IT ORDAINED by the Council of the City of Colusa find that:

**Section 1.** The above recitals are true and correct and are incorporated herein by this reference.

**Section 2.** The City Council finds that this ordinance is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15060(c)(2) and 15061(b)(3) because it will not result in a direct or reasonably foreseeable physical change in the environment; and the activities is covered by the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment.

**Section 3.** In accordance with the State of California Government Code commencing with section 65800, the City of Colusa City Council finds that:

1. General Plan: The ordinance amendments to the Colusa Municipal Code (CMC) are consistent with the General Plan and are found to be consistent with and advances economic related policies for the City of Colusa as outlined in the Land Use (LU-8, LU-10, LU-10-1) and Community Character (CCD-1 and CCD-4.2) Elements portions of the General Plan. Further, the ordinance amendments are in compliance with California Senate Bill 946 (2018) which sought to encourage sidewalk vending across the state and Senate Bill 972 (2022) which also encouraged sidewalk vending while limiting local authority ability to penalize sidewalk vending.
  2. Health, Safety, and Welfare; Illogical Land Use Pattern Adoption of this ordinance will not adversely affect the public health, safety and welfare as it updates the Colusa Municipal Code to allow ministerial review of home occupation permits that sets up standards and regulations. This ordinance will not result in an illogical land use pattern as it is not amending the City’s zoning map.
  3. Consistency with Appendix A. This ordinance is consistent with the purpose and intent of the Colusa Municipal Code as it does not alter or revise the type of intensity of allowed uses in both commercial and residential zoning districts and ensures that the provisions thereof are consistent with the City’s General Plan and State regulations and requirements.
- Section 4** Code Amendment. Chapter 12.17 is hereby added in its entirety to Appendix A – Zoning of the Colusa Municipal Code to read as attached in Exhibit I:

**Section 5.** This ordinance shall become effective 30 days following the date of its adoption.

THE FOREGOING ORDINANCE was adopted by the City Council of the City of Colusa at it meeting held on \_\_\_\_\_, 2025, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAINED:

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RYAN CODORNIZ, MAYOR

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Shelly Kittle, City Clerk