



STAFF REPORT

MEETING DATE: April 24, 2024

PRESENTER: Jesus R. Orozco, Community Development Director

SUBJECT: Public Hearing – Ordinance Text Amendment 2024-02 repealing Chapters 15.28 and 15.32 from Title 15 of the Kerman Municipal Code (JRO)

RECOMMENDATION: City Council conduct a public hearing, waive full reading, and introduce Ordinance Text Amendment 2024-02 repealing Chapter 15.28 relating to Mobile Home Parks and Chapter 15.32 relating to Environmental Quality Protection Procedures from Title 15 of the Kerman Municipal Code.

EXECUTIVE SUMMARY:

Ordinance Text Amendment 2024-02 will repeal Chapters 15.28 and 15.32 from Title 15 of the Kerman Municipal Code. Said chapters have been revised and incorporated into the appropriate chapters of the new Zoning Code.

Chapter 15.28: Mobile Home Parks

Chapter 15.28 relating to Mobile Homes Parks has been revised and incorporated into Section 17.40.050 of the new Zoning Code. Physical construction of mobile home parks is regulated by the State of California and therefore any building permit provisions for mobile homes within Title 15 no longer apply. The provisions within the new Zoning Code are specific to land use and development of mobile home parks consistent with State housing law. As a result of the aforementioned, Chapter 15.28 is obsolete and must be repealed.

Chapter 15.32: Environmental Quality Protection Procedures

Chapter 15.32 relating to Environmental Quality Protection Procedures has been revised and incorporated into Chapter 17.98 of the new Zoning Code. Environmental procedures commonly referred to as the California Environmental Quality Act or “CEQA” are specific to land use and development. As a result of the aforementioned, Chapter 15.32 is obsolete and must be repealed.

ENVIRONMENTAL REVIEW:

A preliminary environmental assessment has been performed for this project (OTA 2024-02) pursuant to the California Environmental and Quality Act (CEQA). There are findings to determine with certainty that, pursuant to CEQA Guidelines Section 15061(b) (3), there is no possibility that this project may have a significant, adverse, impact on the environment. This is because this project involves purely procedural policies with no impact on the environment. Therefore, this project is not subject to CEQA.

ALTERNATIVE ACTION:

Council may move to continue the public hearing on OTA 2024-02 to a later meeting with direction to Staff.

FISCAL IMPACT:

Costs associated with publication and public hearing notices have been accounted for as part of the Department's annual budget.

ATTACHMENTS:

- A. Ordinance for OTA 2024-02