



**TOWN OF LOS GATOS
COUNCIL AGENDA REPORT**

MEETING DATE: 04/16/2024

DATE: April 10, 2024
TO: Mayor and Town Council
FROM: Gabrielle Whelan, Town Attorney
SUBJECT: Adopt a Resolution Rescinding the Land Use and Community Design Elements of the 2040 General Plan

RECOMMENDATION:

Adopt a resolution rescinding the Land Use and Community Design Elements of the 2040 General Plan.

BACKGROUND:

The Town adopted the 2040 General Plan in 2022. Proponents of a referendum to rescind the Land Use Element and Community Design Element of the 2040 General Plan circulated a petition to place a referendum on the ballot at the next general municipal election and obtained sufficient signatures. The next general municipal election is scheduled for November 2024. Elections Code Section 9241 provides the Town Council with the option to either rescind the referended legislation or place the referended legislation on the ballot. At its April 2, 2024 meeting, the Town Council provided direction to rescind the Land Use and Community Design Elements of the 2040 General Plan.

DISCUSSION:

Attached is a draft resolution 1) rescinding the Land Use and Community Design Elements of the 2040 General Plan and 2) providing that the Land Use and Community Design Elements of the 2020 General Plan, as amended since October 2022, will remain in effect.

CONCLUSION:

The resolution would take effect upon adoption.

Reviewed by: Town Manager, Assistant Town Manager, Community Development Director, Finance Director, and Town Clerk

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DATE: April 10, 2024

COORDINATION:

This report was coordinated with the Town Manager, Community Development Director, and Town Clerk.

FISCAL IMPACT:

Adoption of the draft resolution will not have a fiscal impact.

ENVIRONMENTAL ASSESSMENT:

The environmental impacts of the previous Land Use and Community Design Elements were previously analyzed in the Environmental Impact Report (EIR) prepared for the 2020 General Plan. In addition, the environmental impacts of the 2040 General Plan were analyzed in an EIR prepared for the 2040 General Plan. Both the impacts of the 2020 Land Use Element and Community Design Element and the remaining General Plan Elements are addressed in the EIR prepared for the 2040 General Plan.

Attachment:

1. Draft Resolution