

RESOLUTION NO. 24-16

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MALIBU INITIATING AMENDMENTS TO THE MALIBU MUNICIPAL CODE (MMC) TITLE 17 (ZONING) AND THE LOCAL COASTAL PROGRAM TO BRING THEM INTO COMPLIANCE WITH STATE HOUSING LAW AND FINDING THE ACTION EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT

The City Council of the City of Malibu does hereby find, order, and resolve as follows:

SECTION 1. Recitals.

A. On April 22, 2024, the City Council held a duly noticed public hearing and approved a motion to 1) initiate a Zone Text Amendment (ZTA) and Local Coastal Program Amendment (LCPA) to update the MMC and LCP consistent with State law as provided in the Housing Element and 2) direct the Planning Commission to schedule a public hearing regarding the ZTA and LCPA and provide a recommendation to the Council whether to approve, modify, or reject the amendment.

SECTION 2. Initiation.

Pursuant to MMC Chapter 17.32, the City Council hereby initiates an amendment to update the MMC consistent with State law as provided in the Housing Element.

Pursuant to LIP Chapter 19, the City Council hereby initiates an amendment to the LCP and directs staff to issue a Notice of Availability consistent with LIP section 19.3.1. The amendment shall address updates to the LCP consistent with State law as provided in the Housing Element.

SECTION 3. Hearings.

The Planning Commission is hereby directed to conduct a duly noticed public hearing in accordance with Chapter 19 of the Malibu LIP. Following the public hearing, the Planning Commission shall recommend to the City Council whether it should approve, modify, or deny the proposed amendments. The Planning Commission's recommendation shall be made by resolution carried by the affirmative vote of not less than the majority of the entire Planning Commission.

SECTION 4. Environmental Review: This item is not subject to environmental review under the California Environmental Quality Act (CEQA). Under CEQA Guidelines Section 15378(b)(5), continued administrative activities and organization activities that will not result in a direct or indirect physical change in the environment are not CEQA projects. Additionally, pursuant to CEQA Guidelines Section 15061(b)(3), CEQA does not apply to this item because there is no potential for causing a significant effect on the environment. The City entering into a contract for planning services related to code amendments will not have a direct or indirect physical change in the environment as any future code amendment will be independently evaluated under CEQA. Therefore, no additional environmental review is needed at this time.

SECTION 4. Certification.

The City Clerk shall certify to the passage and adoption of this resolution and enter it into the book of original resolutions.

PASSED, APPROVED, and ADOPTED this 22nd day of April 2024.



STEVE UHRING, Mayor

ATTEST:



KELSEY PETTIJOHN, City Clerk
(seal)

APPROVED AS TO FORM:



TREVOR RUSIN, Interim City Attorney

I CERTIFY THAT THE FOREGOING RESOLUTION NO. 24-16 was passed and adopted by the City Council of the City of Malibu at the Regular meeting thereof held on the 22nd day of April 2024 by the following vote:

AYES: 5 Councilmembers: Grisanti, Riggins, Silverstein, Stewart, Uhring
NOES: 0
ABSTAIN: 0
ABSENT: 0


KELSEY PETTIBOHN, City Clerk
(seal)