



TITLE 20 UPDATE – COMPREHENSIVE PR-2021-001145

Community & Economic Development Department

Cultural Heritage Board

Agenda Item: 5

September 21, 2022

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BACKGROUND

- 2010 - comprehensive update of Title 20.
 - Revised Landmark and Structure of Merit Criteria;
 - Eliminated NCAs as a type of designation;
 - Expanded Administrative Approval authority;
 - Strengthen Enforcement and Penalties; and
 - Added SOIS consistency
- 2013 - Historic Preservation Fund added
- 2014 - minor revision to HPO duties and HPFC Membership appointment



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BACKGROUND

- 2016 - Points of Cultural Interest added
- 2017 - staff began reviewing Title 20
- August 18, 2021 – CHB held workshop on proposed amendments
- February 16, 2022 – CHB formed subcommittee to work with staff



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PROPOSAL

Global

- Update department director name from Community Development Director to Community & Economic Development Director

Chapter 20.05 – Purpose

- Section 20.05.010 – Purpose M added

Chapter 20.15 – Approvals and Hearings

- Section 20.15.010 – Approval Authority table revised
 - i. Added HPFC as approving body
 - ii. Eliminated LUC
- Section 20.15.020 – CEQA Approval clarified



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PROPOSAL

Chapter 20.15 – Approvals and Hearings (cont'd)

- Section 20.15.030 - Add recognitions and derecognitions
- Section 20.15.040 – Add CC referral of appeals back to CHB
- Section 20.15.090 - Clarify procedures
 - i. Added appeal fee and deadline clarification
 - ii. Added text to match Title 19 process
 - iii. Added Mayor/CC referral

Chapter 20.20 – Designations

- Section 20.15.080 – Revised text with language from Definitions
- Section 20.20.120 – Eliminated flow charts



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PROPOSAL

Chapter 20.25 – Certificate of Appropriateness

- Section 20.25.010 - Clarify when a COA is required
- Section 20.25.015 – Add section, identify when a COA is not required
- Section 20.25.020
 - i. Detailed application process text
 - ii. Added applicant requested workshop
 - iii. Added completeness review
- Section 20.15.025 – Added section to clarify process
- Section 20.15.030 – Admin COAs
 - i. Reorganized for clarity
 - ii. Included limited infill projects
 - iii. Added fencing, awning, signs, paving to Admin COAs for Landmarks



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PROPOSAL

Chapter 20.25 – Certificate of Appropriateness (cont'd)

- Section 20.25.050
 - i. Reorganized for:
 - a) Individually significant resources
 - b) District & NCAs
 - c) Non-contributors
 - ii. Clarified/simplified language
- Sections 20.25.060 – remove section references

Chapter 20.26 – Archaeological and Tribal Cultural Resources

- Section 20.26.010 – Codify CR Report requirements
- Section 20.26.020 – Ensures CEQA Tribal Consultation



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PROPOSAL

Chapter 20.40 – Enforcement and Penalties

- Sections 20.40.050 – Revise remedies

Chapter 20.40 – Amendments and Severability

- Section 20.45.020 – References to Zone Code Amendments

Chapter 20.50 – Definitions

- Clarified/simplified language and removed redundance through out
- Relocated non-definition text to respective Chapters
- Clarified Character Defining Features, match NPS
- Reorganized Landmark and Structure of Merit criteria
- Clarified/simplified Structure of Merit criteria



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STRATEGIC PLAN ALIGNMENT



Strategic Priority No. 2 – Community Well-Being

Goal No. 2.3 - Strengthen neighborhood identities and improve community health and the physical environment through amenities and programs that foster an increased sense of community and enhanced feelings of pride and belonging citywide.



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RECOMMENDATION

That the Cultural Heritage Board **recommend that City Council:**

1. **Determine** that Planning Case PR-2021-001145 is exempt from further California Environmental Quality Act (CEQA) review pursuant to Sections 15308 (Actions to Protect Environment), 15060(c)(2) (No Physical Change), 15060(c)(3) (Not A Project), and 15061(b)(3) (General Rule), as the proposed amendment will cause no direct or indirect change to the environment, does not meet the definition of a Project under CEQA, and it can be seen with certainty that the proposed amendment will not have an effect on the environment;
2. **Approve** Planning Case PR-2021-001145 (Title 20 Text Amendment) as outlined in the staff report and summarized in the Findings Section of this report.



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