



Community & Economic Development Department

Planning Division

3900 Main Street, Riverside, CA 92522 | Phone: (951) 826-5371 | RiversideCA.gov

CULTURAL HERITAGE BOARD MEETING DATE: JUNE 15, 2016

AGENDA ITEM NO.: 5

CERTIFICATE OF APPROPRIATENESS

I. CASE NUMBER(S): P16-0344

II. PROJECT SUMMARY:

- 1) Proposal:** Proposed minor revisions to Municipal Code Title 20 to add the "Recognition" of "Points of Cultural Interest."
- 2) Location:** Citywide
- 3) Ward:** All
- 4) Applicant:** City of Riverside, Community & Economic Development Department
- 5) Case Planner:** Erin Gettis, City Historic Preservation Officer/Principal Planner
(951) 826-5463
egettis@riversideca.gov

III. RECOMMENDATION:

That the Cultural Heritage Board:

1. **RECOMMEND** that the City Council **DETERMINE** that Planning Case P16-0344 is exempt from the California Environmental Quality Act (CEQA) per Sections 15308, 15060(c)(2), 15060(c)(3) and/or 15061(b)(3) of the CEQA Guidelines; and
2. **RECOMMEND** that the City Council **APPROVE** Planning Case P16-0344, thereby adopting an ordinance amending Title 20 based on the following findings:

FACTS FOR FINDINGS: (From Section 20.45.020 of the Riverside Municipal Code)

Any proposed amendment to Title 20 must first be sent to the Cultural Heritage Board for review and recommendation. In acting to approve an amendment to Title 20, the Cultural Heritage Board shall recommend that the City Council shall make the following findings:

FINDINGS: The proposed Amendment is generally consistent with the goals, policies, and objectives of the General Plan.

FACTS: The project complies with this finding. The proposed amendments will further the stated policies and objectives of the General Plan, including the following:

"Policy HP-1.5: The City shall promote neighborhood/city identity and the role of historic preservation in community enhancement."

"Objective HP-2.0: To continue an active program to identify, interpret and designate the City's cultural resources."

The recognition and identification of Points of Cultural Interests through signage, will help to promote city identity.

FINDINGS: The proposed Amendment will not adversely affect surrounding properties.

FACTS: The project complies with this finding. The proposed amendments will add "Recognition" criteria for "Points of Cultural Interest." The purpose of this recognition is to identify sites within the city which have cultural or historic interest and no longer contain any extant cultural resources. This recognition will not affect the development on the recognized site or neighboring properties for the purposes of Title 20 or CEQA.

FINDINGS: The proposed Amendment complies with the purposes of this Title as set forth in Chapter 20.05.

FACTS: The project complies with this finding. The proposed amendments will further the stated purposes of Title 20 including the following:

"Section 20.05.010 Purpose.

A. To safeguard the City's heritage as embodied and reflected in such resources;

B. To encourage public knowledge, understanding and appreciation of the City's past;

C. To foster civic and neighborhood pride and a sense of identity based on the recognition and use of cultural resources;

D. To promote the enjoyment and use of cultural resources appropriate for the education and recreation of the people of the City;..."

"G. To protect and enhance the City's attraction to tourists and visitors, thereby stimulating business and industry;..."

"K. To implement the City's General Plan."

The recognition and identification of Points of Cultural Interests will implement the City's General Plan by encouraging public knowledge, fostering civic pride and enjoyment of the City's culture, and enhancing the City's attraction to tourists and visitors.

IV. BACKGROUND/HISTORY:

As it is currently written, Title 20 has three categories in which to designate cultural resources – Landmark, Structure of Merit, and Historic District. Each of these categories require the “improvement or Natural Feature” to still exist or for the site to potentially yield information through archeology. Throughout the City of Riverside there are points of interest that are not associated with any historic structure. These are sites where the “improvement or Natural Feature” no longer exists or locations of cultural interest that were not associated with an improvement. Title 20 has no means to recognize these points of interest.

In 2014, members of the Young Oak Kim (YOK) Center at the University of California, Riverside approached CHB staff about designating the site of the Riverside’s Koreatown. None of the historic structures remain. Therefore, Title 20 provided no means to designate this site. Previous surveys, such as the Japanese American Heritage survey completed in 2012, have also identified locations of cultural interest which are not associated with any structures. It became apparent that Title 20 should be amended to provide a means to recognize these points of cultural interest for the benefit of Riverside’s Citizens, to better tell Riverside’s story.

As designated historical resources are viewed as part of the environment per CEQA and subject to review under the standards and guidelines, it is necessary for any recognition of points of interest to be differentiated from other designations under Title 20. The amendments to Title 20 proposed by staff add a “recognition” of “Points of Cultural Interest” which only identify locations rather than designate sites. By doing this, the site will not be defined as a “historical resource,” for the purposes of CEQA. Working with the City’s Marketing Team, staff has requested development of a sign that can be placed in the public right-of-way to identify these “Points of Cultural Interest.” This identification fits within Title 20’s purpose “To encourage public knowledge, understanding and appreciation of the City’s past.”

V. PUBLIC NOTICE AND COMMENTS:

A public hearing notice for the Cultural Heritage Board was published in the Press Enterprise. As of this writing, no comments have been received.

VI. EXHIBITS:

1. Proposed Blackline Title 20
2. Proposed Ordinance

ORDINANCE NO.

AN ORDINANCE OF THE CITY OF RIVERSIDE, CALIFORNIA,
AMENDING RIVERSIDE MUNICIPAL CODE TITLE 20 BY ADDING
CHAPTER 20.21 PROVIDING FOR RECOGNITION OF POINTS OF
CULTURAL INTEREST.

The City Council of the City of Riverside does ordain as follows:

Section 1: Chapter 20.11 is hereby added:

Chapter 20.21

RECOGNITION

Sections:

20.21.010 Recognition Criteria.

20.21.020 Recognition Application.

20.21.030 Factual Investigation.

20.21.040 Board Recommendation.

20.21.050 City Council; Resolution.

20.21.060 Notice of City Council Action.

20.21.070 Plaques.

20.21.080 Derecognition

20.21.090 Appeal

Section 20.21.010 Recognition Criteria.

The criteria to recognize a Point of Cultural Interest are set forth in the definition in
Chapter 20.50.

Section 20.21.020 Recognition Application.

The Board, City Council, or any Person may apply for the recognition, modification, or
derecognition of a Point of Cultural Interest. Applications for recognition, modification, or
derecognition shall be on forms provided by the Planning Division.

Section 20.21.030 Factual Investigation.

1 **The Historic Preservation Officer or Qualified Designee and/or the Planning Division**
2 **shall make a factual investigation for the recognition, modification, or derecognition as it**
3 **deems appropriate.**

4 **Section 20.21.040 Board Recommendation.**

5 **At a public hearing the Board shall make written a recommendation based upon the**
6 **applicable criteria from Chapter 20.50. The Board shall forward its recommendation to the**
7 **City Council.**

8 **Section 20.21.050 City Council; Resolution.**

9 **Based upon the facts before it and the criteria in Chapter 20.50, the City Council may**
10 **accept, modify, or reject the Board’s recommendation. The City Council, in its discretion,**
11 **based upon the facts and findings before it, shall recognize, derecognize, or modify the**
12 **recognition of a Point of Cultural Interest, by a numbered resolution setting forth the relevant**
13 **facts, criteria and findings supporting its actions.**

14 **Section 20.21.060 Notice of City Council Action.**

15 **A notice of the City Council action shall be sent to the owner(s) of property within the**
16 **Point of Cultural Interest. Notice shall be given according to Section 20.15.030: Public Hearing**
17 **and Notice. Though not a Cultural resource, for the convenience of Planning Department Staff**
18 **and the public, the Planning Division shall update the City’s Historic Resources Inventory**
19 **Database and maps to show the recognition, modification, or derecognition of a Point of**
20 **Cultural Interest.**

21 **Section 20.21.070 Point of Cultural Interest Plaques.**

22 **A plaque, or other interpretive device satisfactory to the City, shall erected to recognize**
23 **and explain the Point of Cultural Interest.**

24 **Section 20.21.80 Derecognition.**

25 **The procedure to modify or repeal the recognition of a Point of Cultural Interest is the**
26 **same procedure used to recognize those resources, as set forth in this Chapter.**

27 **Section 20.21.90 Appeal.**

1 **For appeals of a Board recommendation on any recognition, modification, or**
2 **derecognition of a Point of Cultural Interest under this Chapter, see Section 20.15.090(B). City**
3 **Council actions are final and non-appealable.**

4 Section 2:
5 Section 20.50.010 I is amended as follows:

6 I. "Cultural Resource" means improvements, natural features, sites, Cultural Landscapes, or
7 other objects, which may reasonably be of scientific, aesthetic, educational, cultural, architectural,
8 social, political, military, historical or archaeological significance. This includes Designated Cultural
9 Resources, Eligible Cultural Resources, and Contributing Features to Historic Districts and
10 Neighborhood Conservation Areas. **A “Point of Cultural Interest” as recognized under Title 20**
11 **is expressly not a “Cultural Resource” under this definition.**

12 Section 3:
13 Section 20.50.010 BB is added as follows:

14 **BB. “Point of Cultural Interest”**
15 **(A) Criteria. Point of Historical Interest means a site, of local importance, meeting one**
16 **or more of the following criteria:**

- 17 1. **Has anthropological, cultural, military, political, architectural, economic,**
18 **scientific or technical, religious, experimental, or other value;**
19 2. **The original physical feature(s) no longer exist to an appreciable extent;**
20 **and**
21 3. **Is found to not qualify as a Recognized Cultural Resource or an Eligible**
22 **Cultural Resource.**

23 **(B) Not Cultural Resources. Points of Cultural Interest are recognized, not designated,**
24 **and do not qualify as a Cultural Resource by virtue of their recognition.**

25 **(C) Intent. The purpose of Points of Cultural Interest is to recognize otherwise-**
26 **intangible historic facts about a place in the City. Points of Cultural Interest are strictly**
27 **informational in nature.**
28

(D) Relationship with other laws. Points of Cultural Interest are specifically and expressly intended to not have any significance under the California Environmental Quality Act (“CEQA”) (Public Resources Code section 21000 et seq.) or the State CEQA Guidelines (14 Cal. Code Regs. Section 15000 et seq.), the National Environmental Protection Act, or any other environmental law, statute, or regulation.

Section 4: The City Council has reviewed the matter and, based upon the facts and information contained in the staff reports, administrative record, and written and oral testimony, hereby finds that this ordinance is not subject to CEQA pursuant to Sections 15060(c)(2), 15060(c)(3) and/or 15061(b)(3) of the State CEQA Guidelines, California Code of Regulations, Title 14, Chapter 3, in that it will not result in a direct or reasonably foreseeable indirect physical change in the environment nor have a significant impact on the environment.

Section 5: The City Clerk shall certify to the adoption of this ordinance and cause publication once in a newspaper of general circulation in accordance with Section 414 of the Charter of the City of Riverside. This ordinance shall become effective on the 30th day after the date of its adoption.

ADOPTED by the City Council this _____ day of _____, 2016.

Mayor of the City of Riverside

Attest:

City Clerk of the City of Riverside

I, Colleen J. Nicol, City Clerk of the City of Riverside, California, hereby certify that the foregoing ordinance was duly and regularly introduced at a meeting of the City Council on the _____ day of _____, 2014, and that thereafter the said ordinance was duly and

1 regularly adopted at a meeting of the City Council on the _____ day of _____, 2014,
2 by the following vote, to wit:

3 Ayes:

4 Noes:

5 Absent:

6 Abstain:

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8 IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the
9 City of Riverside, California, this _____ day of _____, 2014.

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12 City Clerk of the City of Riverside

13 CA# 13-2143
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derecognition shall be on forms provided by the Planning Division.

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1 The Historic Preservation Officer or Qualified Designee and/or the Planning Division shall
2 make a factual investigation for the recognition, modification, or derecognition as it deems
3 appropriate.

4 Section 20.21.040 Board Recommendation.

5 At a public hearing the Board shall make written a recommendation based upon the
6 applicable criteria from Chapter 20.50. The Board shall forward its recommendation to the City
7 Council.

8 Section 20.21.050 City Council; Resolution.

9 Based upon the facts before it and the criteria in Chapter 20.50, the City Council may accept,
10 modify, or reject the Board's recommendation. The City Council, in its discretion, based upon the
11 facts and findings before it, shall recognize, derecognize, or modify the recognition of a Point of
12 Cultural Interest, by a numbered resolution setting forth the relevant facts, criteria and findings
13 supporting its actions.

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15 A notice of the City Council action shall be sent to the owner(s) of property within the Point
16 of Cultural Interest. Notice shall be given according to Section 20.15.030: Public Hearing and
17 Notice. Though not a Cultural resource, for the convenience of Planning Department Staff and the
18 public, the Planning Division shall update the City's Historic Resources Inventory Database and
19 maps to show the recognition, modification, or derecognition of a Point of Cultural Interest.

20 Section 20.21.070 Point of Cultural Interest Plaques.

21 A plaque, or other interpretive device satisfactory to the City, shall erected to recognize and
22 explain the Point of Cultural Interest.

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24 The procedure to modify or repeal the recognition of a Point of Cultural Interest is the same
25 procedure used to recognize those resources, as set forth in this Chapter.

26 Section 20.21.90 Appeal.

1 For appeals of a Board recommendation on any recognition, modification, or derecognition
2 of a Point of Cultural Interest under this Chapter, see Section 20.15.090(B). City Council actions are
3 final and non-appealable.

4 Section 2:
5 Section 20.50.010 I is amended as follows:

6 I. "Cultural Resource" means improvements, natural features, sites, Cultural Landscapes, or
7 other objects, which may reasonably be of scientific, aesthetic, educational, cultural, architectural,
8 social, political, military, historical or archaeological significance. This includes Designated Cultural
9 Resources, Eligible Cultural Resources, and Contributing Features to Historic Districts and
10 Neighborhood Conservation Areas. A "Point of Cultural Interest" as recognized under Title 20 is
11 expressly not a "Cultural Resource" under this definition.

12 Section 3:
13 Section 20.50.010 BB is added as follows:

14 BB. "Point of Cultural Interest"
15 (A) Criteria. Point of Historical Interest means a site, of local importance, meeting one or
16 more of the following criteria:

- 17 1. Has anthropological, cultural, military, political, architectural, economic,
18 scientific or technical, religious, experimental, or other value;
- 19 2. The original physical feature(s) no longer exist to an appreciable extent; and
- 20 3. Is found to not qualify as a Recognized Cultural Resource or an Eligible
21 Cultural Resource.

22 (B) Not Cultural Resources. Points of Cultural Interest are recognized, not designated, and
23 do not qualify as a Cultural Resource by virtue of their recognition.

24 (C) Intent. The purpose of Points of Cultural Interest is to recognize otherwise-intangible
25 historic facts about a place in the City. Points of Cultural Interest are strictly informational in nature.

26 (D) Relationship with other laws. Points of Cultural Interest are specifically and expressly
27 intended to not have any significance under the California Environmental Quality Act ("CEQA")
28 (Public Resources Code section 21000 et seq.) or the State CEQA Guidelines (14 Cal. Code Regs.

1 Section 15000 et seq.), the National Environmental Protection Act, or any other environmental law,
2 statute, or regulation.

3 Section 4: The City Council has reviewed the matter and, based upon the facts and
4 information contained in the staff reports, administrative record, and written and oral testimony,
5 hereby finds that this ordinance is not subject to CEQA pursuant to Sections 15060(c)(2),
6 15060(c)(3) and/or 15061(b)(3) of the State CEQA Guidelines, California Code of Regulations, Title
7 14, Chapter 3, in that it will not result in a direct or reasonably foreseeable indirect physical change
8 in the environment nor have a significant impact on the environment.

9 Section 5: The City Clerk shall certify to the adoption of this ordinance and cause
10 publication once in a newspaper of general circulation in accordance with Section 414 of the Charter
11 of the City of Riverside. This ordinance shall become effective on the 30th day after the date of its
12 adoption.

13 ADOPTED by the City Council this _____ day of _____, 2016.

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16 Mayor of the City of Riverside

17 Attest:

18 _____
19 City Clerk of the City of Riverside
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24 I, Colleen J. Nicol, City Clerk of the City of Riverside, California, hereby certify that the
25 foregoing ordinance was duly and regularly introduced at a meeting of the City Council on the
26 _____ day of _____, 2014, and that thereafter the said ordinance was duly and
27 regularly adopted at a meeting of the City Council on the _____ day of _____, 2014,
28 by the following vote, to wit:

Ayes:

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Noes:

Absent:

Abstain:

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the
City of Riverside, California, this _____ day of _____, 2014.

City Clerk of the City of Riverside

CA# 13-2143
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Planning Case P16-0344

Community & Economic
Development Department

Cultural Heritage Board

Item # 5

June 15, 2016

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IMPETUS FOR PROPOSED CHANGES

- Young Oak Kim (YOK) Center at the University of California, Riverside
 - In 2014 Members approached CHB staff about designating the site of Riverside's Koreatown. None of the historic structures remain.
- Japanese Americans in Riverside Survey –
 - Completed in 2012, have also identified locations of cultural interest which are not associated with any structures.
- Title 20 should provide recognition of points of cultural interest for the benefit of Riverside's Citizens, to better tell Riverside's story.



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PROPOSED CHANGES

Designation Chapter and three definitions for designation:

1. City Landmark
2. City Structure of Merit
3. City Historic District

New Recognition Chapter and added definition:

1. City Point of Cultural Interest



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PROPOSED CHANGES

**20.21 RECOGNITION is similar to
20.20 Designation Chapter:**

- 20.21.010 Recognition Criteria.
- 20.21.020 Recognition Application.
- 20.21.030 Factual Investigation.
- 20.21.040 Board Recommendation.
- 20.21.050 City Council; Resolution.
- 20.21.060 Notice of City Council Action.
- 20.21.070 Plaques.
- 20.21.080 Derecognition
- 20.21.090 Appeal



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PROPOSED CHANGES

Modification to Definition Chapter:

BB. "Point of Cultural Interest"

(A) Criteria. Point of Historical Interest means a site, of local importance, meeting one or more of the following criteria:

1. Has anthropological, cultural, military, political, architectural, economic, scientific or technical, religious, experimental, or other value;
2. The original physical feature(s) no longer exist to an appreciable extent; and
3. Is found to not qualify as a Recognized Cultural Resource or an Eligible Cultural Resource.



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PROPOSED CHANGES

Modification to Definition Chapter:

BB. "Point of Cultural Interest" (*continued*)

(B) Not Cultural Resources. Points of Cultural Interest are recognized, not designated, and do not qualify as a Cultural Resource by virtue of their recognition.

(C) Intent. The purpose of Points of Cultural Interest is to recognize otherwise-intangible historic facts about a place in the City. Points of Cultural Interest are strictly informational in nature.

(D) Relationship with other laws. Points of Cultural Interest are specifically and expressly intended to not have any significance under the CEQA or the State CEQA Guidelines, the National Environmental Protection Act, or any other environmental law, statute, or regulation.



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RECOMMENDATION

That the Cultural Heritage Board Recommend that the City Council:

1. **DETERMINE** that Planning Case P16-0344 is categorically exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to Sections 15308, 15060(c)(2), 15060(c)(3) and/or 15061(b)(3) of the CEQA Guidelines;
2. **APPROVE** Planning Case P16-0344 based on and subject to the Cultural Heritage Board facts for findings outlined in the staff report.



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