

ORDINANCE NO. 23-0002

AN ORDINANCE OF THE CITY OF MANHATTAN BEACH
AMENDING TITLE 1 (GENERAL PROVISIONS) OF THE
MANHATTAN BEACH MUNICIPAL CODE TO ADD
CHAPTER 1.14 REGARDING REHEARINGS

THE MANHATTAN BEACH CITY COUNCIL HEREBY ORDAINS AS FOLLOWS:

Section 1. The City Council hereby amends Title 1 (“General Provisions”) of the Manhattan Beach Municipal Code by adding Chapter 1.14 to read as follows:

“1-14 - REHEARINGS

1.14.010 - Rehearings on Certain Housing Projects.

Notwithstanding any other provision of the Municipal Code or City’s Local Coastal Program, the City Council has complete authority to rehear or consider again any action taken on an application for a housing development project, as defined in Section 65589.5 of the Government Code, or any amendment thereto, if both of the following circumstances apply:

- A. The application requires a precise development plan or site development permit; and
- B. The action is the subject of: threatened or pending litigation; or a notice of violation by the state Department of Housing and Community Development, other state agency, or federal government.

Any proceeding authorized under this section shall be conducted in the same manner and with the same public notice provided for the proceeding in which the decision was initially rendered.”

Section 2. The City Council hereby finds that it can be seen with certainty that there is no possibility that the adoption of this Ordinance will have a significant effect on the environment. It is therefore exempt from California Environmental Quality Act review pursuant to Section 15061(b)(3) of the CEQA Guidelines (California Code of Regulations, Title 14, §§ 15000 *et seq.*).

ADOPTED January _____, 2023.

AYES:
NOES:
ABSENT:
ABSTAIN:

STEVE NAPOLITANO
Mayor

ATTEST:

LIZA TAMURA
City Clerk

APPROVED AS TO FORM:

QUINN M. BARROW
City Attorney