

ORDINANCE NO. 17-0014

**AN ORDINANCE OF THE CITY OF MANHATTAN BEACH
AMENDING CHAPTER 10.86 (HISTORIC
PRESERVATION), TITLE 10 (PLANNING AND ZONING)
OF THE MANHATTAN BEACH MUNICIPAL CODE TO
TRANSFER AUTHORITY OVER HISTORIC
PRESERVATION MATTERS TO THE PLANNING
COMMISSION AND AMENDING THE TIMELINE FOR
THE PLANNED HISTORIC RESOURCES SURVEY AND
INVENTORY OF HISTORIC RESOURCES**

THE MANHATTAN BEACH CITY COUNCIL HEREBY ORDAINS AS FOLLOWS:

Section 1. Section 10.86.030 (Definitions) of Chapter 10.86 of the Municipal Code is hereby amended to delete the definition of “Historic Preservation Commission” and add the definition of “Planning Commission” as follows:

““Planning Commission” or “Commission” means the Planning Commission of the City of Manhattan Beach.”

Section 2. Chapter 10.86 of the Municipal Code is hereby revised to replace “Historic Preservation Commission” with “Planning Commission”, wherever that term appears.

Section 3. Section 10.86.040 (Historic Preservation Commission) of the Municipal Code is hereby revised as follows:

“10.86.040 Planning Commission.

A. Designation of Commission. The Planning Commission shall have and exercise the powers and perform the duties set forth in this Chapter.

B. Powers and Duties. For the purposes of this Chapter, the Commission shall have the following powers and duties, in addition to any other duties specified in this Chapter:

1. General Powers. The Commission shall be an advisory board to the City Council and all City departments and staff on all matters relating to the identification, protection, retention, preservation, and registration of historic resources in the City, as directed by the City Council.

2. Enumerated Powers. The Commission shall:

- a. Administer the provisions of this Chapter;
- b. Advise the Council in all matters pertaining to historic preservation in the City;

- c. Compile and maintain for public use and information the Register of Historic Resources;
- d. Compile, maintain, and periodically update the Inventory of Historic Resources;
- e. Recommend the designation of and nominate historic landmarks and districts;
- f. Approve or disapprove in whole or in part applications for Certificates of Appropriateness and Certificates of Economic Hardship for the demolition, alteration, or relocation of designated landmarks, including individual landmarks, historic districts, sites, and their contributing improvements and natural features;
- g. Review and comment on the decisions and documents, including but not limited to environmental assessments, Environmental Impact Reports, and Environmental Impact Statements, prepared by the City or other public agencies when such decisions or documents might affect designated or eligible historical resources within the City;
- h. Participate in, promote, and conduct public informational, educational, and interpretive programs pertaining to historic preservation;
- i. Recommend and encourage the protection, enhancement, appreciation, and use of properties of historical, cultural, architectural, community or aesthetic value that have not been designated as historical resources but are deserving of recognition;
- j. Review applications and make recommendations to the City Council on Mills Act Tax Abatement program contracts;
- k. Upon request, make recommendations to the City Council on zoning and general plan amendments related to historic preservation goals and policies; and
- l. Perform any other functions that may be designated by resolution or action of the City Council."

Section 4. Section 10.86.050 (Inventory of Historic Resources) of the Municipal Code is hereby revised as follows:

"10.86.050 Inventory of Historic Resources.

The Commission shall compile, maintain, and periodically update the Inventory of Historic Resources. Upon the request of the City Council, the Commission shall forward a plan to the City Council recommending a comprehensive historic resources survey, which will provide the baseline data for the Inventory. Upon authorization by the City Council, the Commission shall cause completion of the comprehensive historic resources survey. Based upon the results of the survey, the Commission shall compile the Inventory. Property owners shall be notified of all Commission meetings when their property is being considered for inclusion on the Inventory."

Section 5. The City Clerk is directed to make any other corresponding language changes to the Municipal Code to achieve internal consistency as required.

Section 6. The City Clerk shall certify to the passage and adoption of this Ordinance and shall cause this Ordinance to be published within 15 days after its passage, in accordance with Section 36933 of the Government Code.

Section 7. This Ordinance shall go into effect and be in full force and effect at 12:01 a.m. on the 31st day after its passage.

PASSED, APPROVED AND ADOPTED AUGUST 15, 2017.

AYES:

NOES:

ABSENT:

ABSTAIN:

DAVID J. LESSER
Mayor

ATTEST:

LIZA TAMURA
City Clerk

APPROVED AS TO FORM:



QUINN M. BARROW
City Attorney