

ORDINANCE NO. 17-0029

AN ORDINANCE OF THE CITY OF MANHATTAN BEACH AMENDING LOCAL COASTAL PROGRAM SECTIONS A.08.040, A.08.050, AND A.64.030, RELATED TO URGENT CARE OFFICES

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF MANHATTAN BEACH DOES ORDAIN AS FOLLOWS:

SECTION 1. On October 11, 2017, the Planning Commission conducted a duly noticed public hearing and adopted Resolution No. 17-08 recommending that the City Council adopt the proposed Local Coastal Program (LCP) Amendments to Title A to refine medical-related land use classifications and the off-street parking requirements for Urgent Care Offices.

SECTION 2. On December 5, 2017, the City Council held a duly noticed public hearing regarding the proposed LCP Amendments, and following receipt of all public testimony, closed the public hearing.

SECTION 3. The proposed text amendments are consistent with the following Local Coastal Program Policy:

II. Coastal Locating and Planning New Development Policy- II.1: Control Development within the Manhattan Beach coastal zone.

SECTION 4. Subsection E of Local Coastal Program Section A.08.040 is hereby amended to read as follows, with all other portions of Local Coastal Program Section A.08.040 remaining in effect without amendment:

“E. Emergency Health Care Facility. Facilities providing emergency medical service with no provision for continuing care on an inpatient basis. Emergency Health Care facilities are part of the emergency medical services system as defined by California Health and Safety Code.”

SECTION 5. Subsection I of Local Coastal Program Section A.08.040 is hereby amended to read as follows, with all other portions of Local Coastal Program Section A.08.040 remaining in effect without amendment:

“I. Hospitals. Facilities providing medical, surgical, psychiatric, or emergency medical services to sick or injured persons, primarily on an inpatient basis where patients may be admitted for a 24-hour stay or longer. This classification includes incidental facilities for out-patient treatment, as well as training, research, and administrative services for patients and employees.”

SECTION 6. Subsection R of Local Coastal Program Section A.08.050 is hereby amended to read as follows, with all other portions of Local Coastal Program Section A.08.050 remaining in effect without amendment:

- “R. Offices, Business and Professional. Offices of firms or organizations providing professional, executive, management, or administrative services, such as architectural, engineering, graphic design, interior design, real estate, insurance, investment, legal, veterinary, and medical/dental offices, including, but not necessarily limited to: licensed or certified physicians, psychologists, psychiatrists, chiropractors, and massage, acupuncture, and acupressure therapists. Urgent care facilities that may be open beyond traditional office hours and that provide patients medical services for non-life threatening conditions usually without an appointment and without an overnight stay shall be considered a medical office. These classifications include medical/dental laboratories incidental to an office use, but excludes banks and savings and loan associations.”

SECTION 7. Local Coastal Program Section A.64.030 is hereby amended to add a new row between the rows entitled “Offices, Medical and Dental” and “Pawn Shops” to read as follows, with all other portions of Local Coastal Program Section A.64.030 remaining in effect without amendment:

“

Offices, Medical Urgent Care	1 per 200 sq. ft.	1
------------------------------	-------------------	---

“

-

SECTION 8. CALIFORNIA ENVIRONMENTAL QUALITY ACT EXEMPTION.

The City Council determines that this Ordinance is exempt from environmental review under the California Environmental Quality Act (California Public Resources Code §§ 21000, et seq., “CEQA”) and the regulations promulgated thereunder (14 California Code of Regulations §§ 15000, et seq., the “CEQA Guidelines”). It can be seen with certainty that there is no possibility that the adoption of this Ordinance, and the regulations established hereby, may have a significant effect on the environment. In addition, the action taken herein is not a “project” within the meaning of CEQA.

SECTION 9. SEVERABILITY. If any part of this Ordinance or its application is deemed invalid by a court of competent jurisdiction, the City Council intends that such invalidity will not affect the effectiveness of the remaining provisions or their application and, to this end, the provisions of this Ordinance are severable.

SECTION 10. SAVINGS CLAUSE. Neither the adoption of this Ordinance nor the repeal or amendment by this Ordinance of any ordinance or part or portion of any ordinance previously in effect in the City, or within the territory comprising the City, shall waive of any license, fee or penalty or the penal provisions applicable to any violation of such ordinance

SECTION 11. CERTIFICATION. 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 12. EFFECTIVE DATE. This Ordinance shall go into effect and be in full force after certification by the California Coastal Commission.

ADOPTED on December 19, 2017

AYES:
NOES:
ABSENT:
ABSTAIN

AMY HOWORTH
Mayor

ATTEST:

LIZA TAMURA
City Clerk