

ORDINANCE NO. 1474

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ARCATA AMENDING THE ARCATA MUNICIPAL CODE TO TRANSFER THE HISTORIC AND DESIGN REVIEW COMMISSION RESPONSIBILITIES TO THE PLANNING COMMISSION

TITLE II—ADMINISTRATION CHAPTER 3—BOARDS, COMMISSIONS, COMMITTEES, AND TASK FORCES

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

Section 1: Section 2212 of Title II, Administration, Article 3, Historic and Design Review Commission, of the Arcata Municipal Code is hereby amended as shown in the following strike through and double underscore:

Sec. 2212 ~~Creation~~ Transfer of Historic and Design Review Responsibilities to Planning Commission.

~~The Historic and Design Review Commission is hereby created. For purposes of this ordinance, All powers, duties and functions of the Historic and Design Review Commission is the same as and/or the Design Review Committee as created and defined in the City's Land Use Code (LUC), Arcata Land Use and Development Guide (LUDG), and Local Coastal Plan (LCP), and any Historic and Design Review Authority, or similar type of entity, that may be created in successor land use codes adopted by the City, are hereby transferred to the Planning Commission. In addition to The fulfilling the powers, and duties and function of the Historic and Design Review Commission and Design Review Committee, the Planning Commission shall also fulfill the following historic and/or design review functions are outlined as follows:~~

- ~~A. To promote building and site design in Arcata which is of high aesthetic and functional quality and in harmony with nearby community areas.~~
- ~~B. To establish criteria and standards for review of the various types of building and development projects in the City, including adoption of design guidelines to assist prospective project applicants in the design of their projects.~~
- ~~C. To conduct preliminary review of the design of proposed projects and provide comments and suggestions to assist applicants and their representatives in creating designs that will be compatible with adopted criteria and standards.~~
- ~~D.~~A. To review and take action to approve, approve subject to conditions and modifications, or to deny applications for design review permits as provided in the Land Use and Development Guide, Title IX of the Arcata Municipal Code, and any successor land use code adopted by the City.
- ~~E. To periodically evaluate completed projects and provide recognition of those projects that have special merit or which are exemplary in terms of carrying out the design criteria and standards.~~

~~F.B.~~ To exercise any other powers and duties as may be assigned by Title IX of the Arcata Municipal Code which includes the Land Use and Development Guide in the Coastal Zone portions of the City and the Land Use Code ~~in the non-Coastal Zone portions of the City~~, or any successor land use code or Local Coastal Program amendments that are adopted by the City.

~~G.C.~~ To implement the Historic Landmarks Element of the City of Arcata General Plan: 2020.

Section 2: Sections 2214-2218 of Title II, Administration, Article 3, Historic and Design Review Commission, of the Arcata Municipal Code are hereby repealed and these Sections are reserved.

Section 3: Severability. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be invalid or unconstitutional, the decision shall not affect the validity of the remaining portions of the Ordinance. The City Council hereby declares that it would have passed this Ordinance, and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared invalid under law.

Section 4: CEQA: This ordinance is exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15061(b)(3) of the CEQA Guidelines, because it can be seen with certainty that there is no possibility that transferring historic and design review functions to the Planning Commission may have a significant effect on the environment.

Section 5: This ordinance will take effect thirty (30) days after the date of its adoption.

DATE: April 20, 2016

ATTEST:

APPROVED:

/s/ Bridget Dory
City Clerk, City of Arcata

/s/ Paul J. Pitino
Mayor, City of Arcata

CLERK'S CERTIFICATE

I hereby certify that the foregoing is a true and correct copy of **Ordinance No. 1474**, passed and adopted at a regular meeting of the City Council of the City of Arcata, Humboldt County, California, on the 20th day of April, 2016, by the following vote:

AYES: **PITINO, ORNELAS, PEREIRA, WHEETLEY, WINKLER**
NOES: **NONE**
ABSENT: **NONE**
ABSTENTIONS: **NONE**

/s/ Bridget Dory
City Clerk, City of Arcata