

ORDINANCE NO. 3430 C.S.

**AN ORDINANCE OF THE COUNCIL OF THE CITY OF MONTEREY
AMENDING MUNICIPAL CODE SECTIONS 38-158, 38-181, 38-183, 38-184, 38-191,
AND 38-196**

THE CITY OF MONTEREY DOES ORDAIN AS FOLLOWS:

SECTION 1: Monterey City Code Section 38-158, 'Initiation', is hereby deleted in its entirety, and a new Section 38-158 is hereby added to read as follows:

38-158 Submittal Requirements

Submittal requirements for Use Permit and Variance applications shall be developed, maintained, and adopted by the Planning, Engineering and Environmental Compliance Division, shall be made available to the public at City Hall, and shall be subject to review and oversight by the Planning Commission on an annual basis, or as requested by the public or the Planning Commission.

SECTION 2: Monterey City Code Section 38-181, entitled 'Applicability', is hereby amended to read as follows:

38-181 Applicability

A. Basic Requirement. Development plan review shall be required for all applications that would benefit from such review, as determined by the Chief of Planning, Engineering and Environmental Compliance or the Planning Commission. Qualifying applications include, but are not limited to, new development, Use Permits, Variances, Subdivisions, Lot Line Adjustments, or Encroachments.

B. Waiver. The Chief of Planning, Engineering and Environmental Compliance may waive initial or final Development Review Committee review upon determining that neither the applicant nor City staff would benefit from such review due to minimal impact of a project.

SECTION 3: Monterey City Code Section 38-183, entitled 'Initiation of Concept Plan Review', is hereby deleted in its entirety, and a new Section 38-183 is hereby added to read as follows:

38-183 Initiation

Development plan review shall be initiated by the Chief of Planning, Engineering and Environmental Compliance upon receipt of an application for a qualifying project.

SECTION 4: Monterey City Code Section 38-184, entitled 'Required Plans and Materials', is hereby deleted in its entirety, and a new Section 38-184 is hereby added to read as follows:

38-184 Submittal Requirements

There shall be no separate submittal requirements for Development Plan Review. Instead, the application shall include submittal requirements for the primary application (Use Permit, Variance, Architectural Review, etc.), as determined by the Chief of Planning, Engineering and Environmental Compliance.

SECTION 5: Monterey City Code Section 38-191, entitled 'Required Plans and Materials', is hereby deleted in its entirety, and a new Section 38-191 is hereby added to read

as follows:

38-191 Submittal Requirements

Submittal requirements for Architectural Review applications shall be developed, maintained, and adopted by the Planning, Engineering and Environmental Compliance Division, shall be made available to the public at City Hall, and shall be subject to review and oversight by the Architectural Review Committee on an annual basis, or as requested by the public or the Architectural Review Committee.

SECTION 6: Monterey City Code Section 38-196, entitled 'Required Application Materials for Amendment Initiated by Property Owners, Residents or Business Owners', is hereby deleted in its entirety, and a new Section 38-196 is hereby added to read as follows:

38-196 Submittal Requirements

Submittal requirements for Zoning Amendment applications shall be developed, maintained, and adopted by the Planning, Engineering and Environmental Compliance Division, shall be made available to the public at City Hall, and shall be subject to review and oversight by the Planning Commission on an annual basis, or as requested by the public or the Planning Commission.

SECTION 5: All resolutions or ordinances and parts of resolutions or ordinances in conflict herewith are hereby repealed.

SECTION 6: This ordinance shall be in full force and effect thirty (30) days from and after its final passage and adoption.

PASSED AND ADOPTED BY THE COUNCIL OF THE CITY OF MONTEREY this 5th day of May, 2009, by the following vote:

AYES:	5	COUNCILMEMBERS:	Della Sala, Downey, Haferman, Selfridge, Sollecito
NOES:	0	COUNCILMEMBERS:	None
ABSENT:	0	COUNCILMEMBERS:	None

APPROVED:



Mayor of said City



ATTEST:



City Clerk thereof

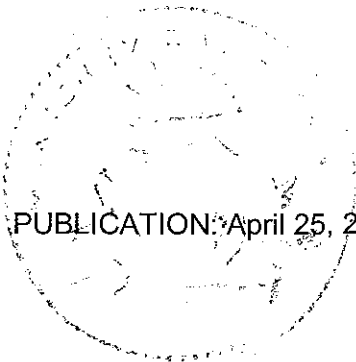
STATE OF CALIFORNIA
COUNTY OF MONTEREY
CITY OF MONTEREY

I, Bonnie L. Gawf, CITY CLERK OF THE CITY OF MONTEREY, AND EX-OFFICIO CLERK OF THE COUNCIL THEREOF, HEREBY CERTIFY THAT THE FOREGOING ORDINANCE WAS DULY PASSED TO PRINT IN THE OFFICIAL NEWSPAPER OF SAID CITY BY THE COUNCIL THEREOF ON THE 21st DAY OF April, 2009 BY THE FOLLOWING VOTE:

AYES: 5 COUNCILMEMBERS: Della Sala, Downey, Haferman, Selfridge, Sollecito

NOES: 0 COUNCILMEMBERS: None

ABSENT 0 COUNCILMEMBERS: None



PUBLICATION: April 25, 2009


CITY CLERK OF SAID CITY