

## **RESOLUTION NO. R21-06B**

### **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALOS VERDES ESTATES, EXPRESSING OPPOSITION TO PROPOSED HOUSING LEGISLATION AB 115 (BLOOM) AND EXPRESSING SUPPORT FOR ACTINGS TO FURHTER STRENGTHEN LOCAL DEMOCRACY, AUTHORITY AND CONTROL**

**WHEREAS**, the legislature of the State of California, has again proposed a number of bills addressing a range of housing issues; and

**WHEREAS**, the majority of these bills usurp the authority of local jurisdictions to determine for themselves the land use policies and practices that best suit their cities and residents and instead impose mandates that do not take into account the needs and differences of jurisdictions throughout the State, as well as imposing unfunded mandates on jurisdictions for actions that are not in their best interests; and

**WHEREAS**, for example, the ability of jurisdictions to determine for themselves which projects require review beyond a ministerial approval, what parking requirements are appropriate for various locales within their jurisdiction, what plans and programs are suitable and practical for each community rather than having these decisions imposed upon cities without regard to the circumstances of each individual city is a matter of great import to the City of Palos Verdes Estates; and

**WHEREAS**, certain pieces of proposed legislation undermine both California Environmental Quality Act (CEQA) and Subdivision Map Act provisions to the detriment of local jurisdictions by establishing ministerial review processes, without public hearing, public participation or vetting by local legislative bodies as well as usurping the authority granted to local jurisdictions by the subdivision map act to regulate and control the design and improvement of subdivisions through the approval of maps; and

**WHEREAS** certain pieces of proposed legislation do not address some of the critical issues that have caused and exacerbated the housing crisis, appears to incentivize the construction of market-rate housing and luxury units while requiring few, if any, affordable units, with the potential to attract high-income people who don't necessarily use public transportation into newer luxury buildings adjacent to transit, bringing in more cars while providing insufficient parking; and

**WHEREAS**, State legislation has the potential to undermine the accomplishments and potential benefits of the City's current policies, in addition to degrading the quality of life in the City's established residential communities without assessing potential impacts to public infrastructure, potential loss of existing more affordable residential housing, loss of historically viable economic and employment options and loss of community stakeholder input and voter input on new development proposals; and

**WHEREAS**, AB 115 specifically interferes with the right of local jurisdictions to make decisions regarding the appropriate use of properties zoned for commercial use by requiring that housing be an authorized use on commercial sites; and

**WHEREAS**, the City Council of the City of Palos Verdes Estates feels strongly that our local government is best able to assess the needs of our community and objects to the proliferation of State legislation that deprives us of that ability;

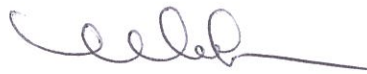
**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF PALOS VERDES ESTATES, CALIFORNIA, DOES HERBY RESOLVE AND DECLARE:**

**SECTION 1.** Its strong opposition to the following piece of State legislation that usurps local control and imposes unfunded mandates: AB 115 (Bloom) Planning and Zoning: commercial zoning: housing development;

**SECTION 2.** Its equally strong opposition to the current practice of the State legislature of proposing and passing multitudes of bills that directly impact and interfere with the ability of Cities to control their own destiny through use of the zoning authority that has been granted to them; and

**SECTION 3.** That, should the State continue to pass legislation that attacks local municipal authority, control and revenue, the City of Palos Verdes Estates will support actions such as a ballot measure that would limit the State's ability to control local activities and strengthen local democracy and authority.

**PASSED, APPROVED AND ADOPTED** by the City of Palos Verdes Estates at its regular meeting on this 9<sup>th</sup> day of March, 2021



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MICHAEL KEMPS, Mayor

ATTEST:



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KYLYNN CHANEY, City Clerk

APPROVED AS TO FORM:



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JOHN COTTI, City Attorney

