

**ORDINANCE NO. 829-C.S.**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PACIFICA AMENDING SECTION 2-2.801 OF ARTICLE 8 OF CHAPTER 2 OF TITLE 2 OF THE PACIFICA MUNICIPAL CODE TO INCREASE THE NUMBER OF REGULAR MEMBERS ON THE EMERGENCY PREPAREDNESS AND SAFETY COMMISSION**

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**WHEREAS**, pursuant to Pacifica Municipal Code section 2-2.803, the Emergency Preparedness and Safety Commission serves as: the appellate body for disputes relating to abandoned or inoperable vehicle abatement under Title 5, Chapter 1; the appellate body issues relating to abatement of vehicles parked for 72 consecutive hours or more under Title 5, Chapter 2; the Board of Appeals for Building Appeals under Title 8, Chapter 1 of the Pacifica Municipal Code; the appellate body for disputes relating to staff decisions regarding traffic safety issues; and

**WHEREAS**, the Emergency Preparedness and Safety Commission recommends and advises the Council on programs and activities related to emergency preparedness; and

**WHEREAS**, Section 2-2.801 of the Pacifica Municipal Code provides that there shall be seven (7) regular members appointed by the Council to the Emergency Preparedness and Safety Commission; and

**WHEREAS**, the City Council finds and determines that increasing the number of regular members appointed to the Emergency Preparedness and Safety Commission to nine (9) would better prepare Pacifica for disasters.

**NOW, THEREFORE, the City Council of the City of Pacifica does ordain as follows:**

**SECTION 1:** Section 2-2.801 is hereby amended as follows:

Council hereby establishes in the City an Emergency Preparedness and Safety Commission which shall consist of nine (9) regular members appointed by the council. In addition to the nine (9) regular members, there shall be three (3) non-voting ex-officio members who shall be representatives from the high school and elementary school districts and from the American Red Cross. The three (3) ex-officio members shall serve only on matters related to the Commission's duties related to emergency preparedness. The Council may select a Councilmember from among the seated Councilmembers to serve as a liaison to the Commission.

**SECTION 2. Severability.** If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that it should have adopted the Ordinance and each section, subsection, sentence, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional.

**SECTION 3:** Publication. The City Clerk is directed to certify this ordinance and cause it to be published once in a newspaper of general circulation within the City of Pacifica within fifteen (15) days of its adoption.

**SECTION 4. Effective Date.** This ordinance shall be effective thirty (30) days following the date of its adoption.

**SECTION 5. Compliance with CEQA.** The City Council hereby finds that the action to adopt this Ordinance is exempt from the provisions of 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 the adoption of this Ordinance may have a significant effect on the environment, either from a direct physical change in the environment, or a reasonably foreseeable indirect physical change.

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This ordinance was introduced on November 27, 2018 and duly adopted by the City Council of the City of Pacifica at its regular meeting on December 11, 2018, by the following vote:


AYES,	Martin, Vaterlaus, Digre, Keener, O'Neill
NOES,	None
ABSENT,	None
ABSTAIN,	None

  
\_\_\_\_\_  
Mike O'Neill, Mayor

ATTEST:

  
\_\_\_\_\_  
Kathy O'Connell, City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Michelle Marchetta Kenyon, City Attorney