



**TO:** Mayor and Councilmembers

**FROM:** Kristine Schmidt, Assistant City Manager

**CONTACT:** Shannon Kirn, Management Analyst

**SUBJECT:** Board and Commission Document Amendments

**RECOMMENDATION:**

Conduct second reading (by title only and waive further reading) and adopt Ordinance No. 23-\_\_\_, entitled "An Ordinance of the City Council of the City of Goleta, California, amending Title 2 of the Goleta Municipal Code, Including Chapters 2.08 Entitled Design Review Board; Chapter 2.09 Entitled Planning Commission; Chapter 2.11 Entitled Public Tree Advisory Commission; Chapter 2.12 Entitled Parks and Recreation Commission; Chapter 2.14 Entitled Library Advisory Commission; Chapter 2.17 Entitled Historic Preservation Commission; and 2.19 Entitled Public Engagement Commission and Finding that the Ordinance is Exempt from the California Environmental Quality Act".

**BACKGROUND:**

On May 16, 2023, the City Council introduced and conducted the first reading of an Ordinance that would amend various chapters in Title 2 related to the City Boards and Commissions. The ordinance would establish the Public Engagement Commission as a regular City Commission and codify it in the Municipal Code. The ordinance would also modernize, standardize, and simplify City Municipal Code sections related to all City boards and commissions that were created at different times over the City's history to provide more efficiency, transparency, and predictability.

**DISCUSSION:**

The City Council now has the opportunity to conduct the second reading and adopt the Amendment to the Chapters in Title 2, which would then become effective on the thirty-first day after adoption.

**FISCAL IMPACTS:**

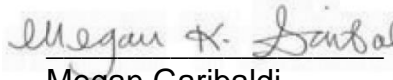
While a resolution also passed on May 16, 2023, provided for a budget increase of approximately \$15,000 per fiscal year for stipends, which will be included in the amended

draft FY 2023-24 operating budget, the adoption of this ordinance will have no fiscal impact.

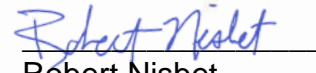
**Reviewed By:**

  
Kristine Schmidt  
Assistant City Manager

**Legal Review By:**

  
Megan Garibaldi  
City Attorney

**Approved By:**

  
Robert Nisbet  
City Manager

**ATTACHMENTS:**

1. An Ordinance of the City Council of the City of Goleta, California, amending Title 2 of the Goleta Municipal Code, Including Chapter 2.08 Entitled Design Review Board; Chapter 2.09 Entitled Planning Commission; Chapter 2.11 Entitled Public Tree Advisory Commission; Chapter 2.12 Entitled Parks and Recreation Commission; Chapter 2.14 Entitled Library Advisory Commission; Chapter 2.17 Entitled Historic Preservation Commission, and 2.19 Entitled Public Engagement Commission and Finding that the Ordinance is Exempt from the California Environmental Quality Act
2. CEQA Notice of Exemption

## **ATTACHMENT 1**

An Ordinance of the City Council of the City of Goleta, California, amending Title 2 of the Goleta Municipal Code, Including Chapter 2.08 Entitled Design Review Board; Chapter 2.09 Entitled Planning Commission; Chapter 2.11 Entitled Public Tree Advisory Commission; Chapter 2.12 Entitled Parks and Recreation Commission; Chapter 2.14 Entitled Library Advisory Commission; Chapter 2.17 Entitled Historic Preservation Commission, and 2.19 Entitled Public Engagement Commission and Finding that the Ordinance is Exempt from the California Environmental Quality Act

## ORDINANCE NO. 23-\_\_

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GOLETA, CALIFORNIA, AMENDING TITLE 2 OF THE GOLETA MUNICIPAL CODE, INCLUDING CHAPTER 2.08 ENTITLED DESIGN REVIEW BOARD, CHAPTER 2.09 ENTITLED PLANNING COMMISSION, CHAPTER 2.11 ENTITLED PUBLIC TREE ADVISORY COMMISSION, CHAPTER 2.12 ENTITLED PARKS AND RECREATION COMMISSION, CHAPTER 2.14 ENTITLED LIBRARY ADVISORY COMMISSION, CHAPTER 2.17 ENTITLED HISTORIC PRESERVATION COMMISSION, AND 2.19 ENTITLED PUBLIC ENGAGEMENT COMMISSION AND FINDING THAT THE ORDINANCE IS EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT**

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

**SECTION 1.** Chapters 2.08, 2.09, 2.11, 2.12, 2.14, 2.17, and 2.19 of Title 2 of the Goleta Municipal Code, entitled Administration and Personnel, are amended to read in its entirety:

### **Chapter 2.08 DESIGN REVIEW BOARD**

#### **2.08.010 Purpose.**

The purpose of the Design Review Board shall be to advise the City Council, Planning Commission, and staff and to exercise other such powers and duties as established in Goleta Municipal Code Section 17.50.070.

#### **2.08.020 Created.**

The Design Review Board for the City is created.

#### **2.08.030 Members**

- A. The Design Review Board shall be composed of seven regular members.
- B. One or more alternates may be appointed to the Design Review Board. Such alternates may participate in all general Design Review Board matters but may only vote on a project approval or other Board decision when a regular Design Review Board member is absent or recused from a meeting.

#### **2.08.040 Appointment.**

- A. Commissioners, including alternate members, shall be appointed by the Mayor with the approval of the City Council according to the process established in Chapter 2.15.

### **2.08.050 Qualifications of Members**

- A. Applicants and members must demonstrate respect for the diversity of the Goleta community and be committed to ensuring equity, inclusion, and access for all residents and visitors in the provision of government services.
- B. Three-at-large members must all reside within the City.
- C. At least four members must be professionals as follows:
  - i. At least two members shall be licensed architects, and
  - ii. At least one member shall be a licensed landscape professional (landscape architect), and
  - iii. At least one member shall be a design professional who demonstrates an interest in Goleta and possess significant professional experience and/or professional licensure in design-related fields including but not limited to architecture, landscape design, building design, urban or industrial design, and
  - iv. At least one professional member shall be a City resident.
- D. All members shall be skilled in reading and interpreting architectural and landscape drawings and able to judge the effects of a proposed building, structure, landscaping or sign upon the desirability and development of surrounding areas.
- E. No member of the Design Review Board may be an employee or officer of the City.

### **2.08.060 Meetings.**

- A. The Design Review Board shall meet monthly or as needed to fulfill its duties.
- B. Four members shall constitute a quorum, but a quorum must contain a minimum of one licensed architect and one additional professional. A quorum must also include two City residents. A professional who is also a City resident will satisfy both of these requirements.

### **2.08.070 Responsibilities**

The responsibilities of the Design Review Board shall be those outlined in the Goleta Municipal Code, including but not limited to Section 17.50.070 and Chapter 17.58.

### **2.08.080 Terms of Office.**

- A. Members of the Design Review Board shall be appointed for a term of three years. There shall be no limit to the number of terms to which members may be appointed.
- B. The terms of the members shall be staggered so that approximately one-third of the members are appointed each year.
- C. Members shall serve until their successors are appointed by the Mayor and approved by the City Council pursuant to Chapter 2.15.

## **2.08.090 Compensation.**

City Council may establish by resolution the compensation to be paid to the members of the Commission.

## **Chapter 2.09 PLANNING COMMISSION**

### **2.09.010 Purpose**

The purpose of the Planning Commission shall be to advise the City Council and staff on all matters pertaining to land use, planning, and development. The Commission shall carry out such duties as are prescribed by California law or enumerated in the Goleta Municipal Code.

### **2.09.020 Created.**

A Planning Commission for the City is created.

### **2.09.030 Members.**

The Planning Commission shall consist of five members.

### **2.09.040 Appointment.**

Commissioners shall be appointed by the Mayor with the approval of the City Council according to the process established in Chapter 2.15.

### **2.09.050 Qualifications of Members.**

- A. Applicants and members must demonstrate respect for the diversity of the Goleta community and be committed to ensuring equity, inclusion, and access for all residents and visitors in the provision of government services.
- B. Members of the Commission shall be residents of the City for the year immediately preceding their appointment, and shall be qualified electors within the City.
- C. No member of the Commission may be an employee or officer of the City.

### **2.09.060 Meetings.**

The Commission shall meet monthly or as needed to fulfill its duties.

### **2.09.070 Responsibilities.**

The Commission shall have such duties as are prescribed by California law, including, but not limited to the following:

- A. Make recommendations to the City Council regarding reasonable and practical means for implementing the General Plan or elements of the General Plan, so that it will serve as an effective guide for orderly growth and development, preservation and conservation of open space and natural resources.
- B. Provide an annual report to the City Council on the status of the General Plan and progress in its implementation, including the progress in meeting the City's share of the regional housing needs determined pursuant to Government Code Section 65584, local efforts to remove governmental constraints on housing pursuant to Government Code Section 65583, and compliance of the General Plan with the guidelines contained at Government Code Section 65040.2;
- C. Hold hearings and make recommendations to the City Council on tentative subdivision maps;
- D. Annually review the Capital Improvement Program of the City for consistency with the City's General Plan and make recommendations to the City Council;
- E. Report and make recommendations to the City Council on the conformity of proposed public land acquisition or disposal with the adopted General Plan; and
- F. Those duties and responsibilities as described in the Goleta Municipal Code, including but not limited to Section 17.50.040.

#### **2.09.080 Term of Office.**

- A. Members of the Commission shall be appointed for a four-year term which shall expire at the first regular meeting of the first February following the expiration of the current term of office of the City Councilmember who suggested the commission member's candidacy pursuant to Section 2.15.040(C). There shall be no limit to the number of terms to which members may be appointed.
- B. Members shall serve until their successor have been appointed by the Mayor and approved by the City Council pursuant to Chapter 2.15

#### **2.09.090 Compensation.**

The City Council may establish by resolution the compensation to be paid to the members of the Commission.

### **Chapter 2.11 PUBLIC TREE ADVISORY COMMISSION**

#### **2.11.010 Purpose.**

The purpose of the Public Tree Advisory Commission shall be to hear appeals of decisions on the planting and removal of public trees as provided under Section 2.11.010, and to provide advice to staff and the City Council on matters related to the Goleta Urban Forest.

#### **2.11.020 Created.**

A Public Tree Advisory Commission for the City is created.

#### **2.11.030 Members.**

The Public Tree Advisory Commission shall be composed of five members.

#### **2.11.040 Appointment.**

Commissioners shall be appointed by the Mayor with the approval of the City Council according to the process established in Chapter 2.15.

#### **2.11.050 Qualifications of Members.**

- A. Applicants and members must demonstrate respect for the diversity of the Goleta community and be committed to ensuring equity, inclusion, and access for all residents and visitors in the provision of government services.
- B. Three members of the Public Tree Advisory Commission shall be residents of the City
- C. The Public Tree Advisory Commission shall be composed of professional and lay members with a demonstrated interest, competence, or knowledge in the following areas: landscape architecture, landscape contracting, horticulture, or urban forestry.
- D. No member of the Public Tree Advisory Commission may be an employee or officer of the City.

#### **2.11.060 Meetings.**

The Public Tree Advisory Commission shall meet four (4) times per year or as needed to fulfill its duties.

#### **2.11.070 Responsibilities.**

The Public Tree Advisory Commission shall have the following responsibilities:

- A. Advise the City Council and staff on policies and regulations related to the management of the urban forest.
- B. Advise on the development of tree related ordinances.
- C. Hear appeals of staff decision related to the planting and removal of trees as provided under Goleta Municipal Code Section 2.11.100.

#### **2.11.080 Term of Office.**

- A. Members of the Public Tree Advisory Commission shall be appointed to a four-year term. There shall be no limit to the number of terms to which members may be appointed.



- B. The terms of the members shall be staggered to that approximately one-third of the members are appointed each year.
- C. Members shall serve until their successor has been appointed by the Mayor and approved by the City Council pursuant to Chapter 2.15.

#### **2.11.090 Compensation.**

The City Council may establish by resolution the compensation to be paid to the members of the Commission.

#### **2.11.100 Appeal to Public Tree Advisory Commission.**

A decision made by City staff related to the planting and removal of trees may be appealed to the Public Tree Advisory Commission. However, any decision made by City staff for the protection of the public health and safety of the citizens shall not be subject to appeal. A letter stating the reasons for the appeal, along with the appropriate fee, must be filed with the Public Works Department within the 10 days following the staff decision. If the 10th day falls on a day that the Public Works Department offices are closed, the appeal period is extended until 5:00 p.m. on the following business day.

#### **2.11.110 Appeal to City Council.**

Any persons may appeal a final decision by the Public Tree Advisory Commission to the City Council within 10 days of the decision becoming final. If a decision is not appealed to the City Council within that period, the decision cannot be appealed. The Public Works Department will notify the Public Tree Advisory Commission as to the scheduled date of the appeal hearing. The Public Tree Advisory Commission will designate a member to attend an appeal hearing.

### **Chapter 2.12 PARKS AND RECREATION COMMISSION**

#### **2.12.010 Purpose.**

The purpose of the Parks and Recreation Commission shall be to advise the City Council on all issues related to public parks, open spaces, beaches, and indoor and outdoor recreational facilities and opportunities in Goleta.

#### **2.12.020 Created.**

A Parks and Recreation Commission for the City is created.

#### **2.12.030 Members.**

The Parks and Recreation Commission shall be composed of seven members. One member shall be a youth member.

#### **2.12.040 Appointment.**

Commissioners shall be appointed by the Mayor with the approval of the City Council according to the process established in Chapter 2.15.

#### **2.12.050 Qualifications of Members.**

- A. Applicants and members must demonstrate respect for the diversity of the Goleta community and be committed to ensuring equity, inclusion, and access for all residents and visitors in the provision of government services.
- B. The Parks and Recreation Commission shall be composed of professional and lay members with a demonstrated interest, competence, or knowledge in the following areas:
  - Environmental science, ecology, environmental preservation, environmental restoration or public lands management
  - Urban forestry/landscape architecture or horticulture
  - Social, educational or recreational needs of early childhood, youth, teen, adult and/or senior populations
- C. Members of the Parks and Recreation Commission shall be residents of the City.
- D. No member of the Parks and Recreation Commission may be an employee or officer of the City.
- E. The youth member shall be at least 15 years old and not more than 18 years old at the time of appointment.

#### **2.12.060 Meetings.**

The Parks and Recreation Commission shall meet six (6) times per year or as needed to fulfill its duties.

#### **2.12.070 Responsibilities.**

The Parks and Recreation Commission shall have the following responsibilities:

- A. Advise the City Council and staff on policies, standards, guidelines and regulations related to City owned parks, open space, and recreation.
- B. Provide residents a platform to discuss the needs, opportunities, current offering of parks and recreational amenities and activities in the City.
- C. Promote and stimulate the public interest, and the fullest use of city owned parks, open space and recreational offerings.
- D. Advise the City Council on long-range parks, open space, and recreational planning and capital improvement.
- E. Additional advisory duties may be requested by the City Council from time to time.

#### **2.12.080 Term of Office.**

- A. Members of the Parks and Recreation Commission shall be appointed to a four-year term. There shall be no limit on the number of terms members may be appointed.
- B. The youth Commissioner shall serve up to a two-year term.
- C. Appointments shall be made in such a manner so that no more than four members' terms expire concurrently.
- D. Members shall serve until their successor have been appointed by the Mayor and approved by the City Council pursuant to Chapter 2.15.

#### **2.12.090 Compensation.**

City Council may establish by resolution the compensation to be paid to the members of the Commission.

### **Chapter 2.14 LIBRARY ADVISORY COMMISSION**

#### **2.14.010 Purpose.**

The purpose of the Library Advisory Commission shall be to advise staff and the City Council on matters affecting the Goleta Valley Library representing the interests of the library's patrons by recommending programming and services for the library. (Ord. 19-03 § 1)

The Library Advisory Commission shall advise the Library Board of Trustees (Board) and increase community participation in library issues by analyzing the library's needs, considering goals, anticipating future needs and problems, acting as a liaison, acting as a sounding board, and helping to develop consensus for advisement to the Board.

#### **2.14.020 Created.**

A Library Advisory Commission for the City is created.

#### **2.14.030 Members.**

The Library Advisory Commission shall be composed of five members. (Ord. 19-03 § 1)

#### **2.14.040 Appointment.**

Two members of the Commission shall be appointed by the Mayor with the approval of the City Council according to the process established in Chapter 2.15. Three members of the Commission suggested by the County Board of Supervisors shall be appointed by the Mayor to represent the unincorporated service area of the Goleta Valley.

#### **2.14.050 Qualification of Members.**

- A. Applicants and members must demonstrate respect for the diversity of the Goleta community and be committed to ensuring equity, inclusion, and access for all residents and visitors in the provision of government services.
- B. Library Advisory Commission members shall be composed of professional and lay members with a demonstrated interest, competence, or knowledge in library science or operations, multigenerational and multicultural education, literacy, English as a Second Language (ESL), public engagement, or civic discourse.
- C. Three of the five members must be residents of the unincorporated service area of the Goleta Valley, and one of the three members must be a resident of the Isla Vista Community Services District (CSD).
- D. The remaining two members must be residents of the City of Goleta.
- E. No member of the Library Advisory Commission may be an employee or officer of the City.

#### **2.14.060 Meetings.**

The Library Advisory Commission shall meet six (6) times per year, or as needed to fulfill its duties.

#### **2.14.070 Responsibilities.**

The Library Advisory Commission shall have the following responsibilities:

- A. Recommending and implementing library goals and objectives to provide library services
- B. Reviewing and commenting on recommended changes to library policies
- C. Performing such other duties as may be requested from time to time by the Board or as may be required by law

#### **2.14.080 Term of Office.**

- A. Members of the Library Advisory Commission shall be appointed to a three-year term, with no limit on the numbers of terms to which members may be appointed.
- B. Appoints shall be made in such a manner so that no more than three members' terms expire concurrently.
- C. Members shall serve until their successor has been appointed by the Mayor and approved by the City Council pursuant to Chapter 2.15.

#### **2.14.090 Appeal to Library Advisory Commission.**

A decision made by City staff related to the Goleta Library programming and services may be appealed to the Library Advisory Commission. However, any decision made by

City staff for the protection of the public health and safety of the residents shall not be subject to appeal. A letter stating the reasons for the appeal, along with the appropriate fee, must be filed with the Library Department within 10 days following the staff decision. If the 10th day falls on a day that the City Hall offices are closed, the appeal period is extended until 5:00 p.m. on the following business day.

#### **2.14.100 Appeal to City Council.**

Any persons may appeal a final decision by the Library Advisory Commission to the City Council within 10 days of the decision becoming final. If a decision is not appealed to the City Council within that period, the decision cannot be appealed. The Library Department will notify the Library Advisory Commission as to the scheduled date of the appeal hearing. The Library Advisory Commission will designate a member to attend an appeal hearing.

#### **2.14.110 Compensation.**

The City Council may establish by resolution the compensation to be paid to the members of the Commission.

### **Chapter 2.17 Historic Preservation Commission**

#### **2.17.010 Purpose.**

The purpose of the Historic Preservation Commission is to act as an advisory body to the staff, the Design Review Board, and City Council on all matters pertaining to historic preservation.

#### **2.17.020 Created.**

A Historic Preservation Commission for the City is created.

#### **2.17.030 Members.**

The Historic Preservation Commission shall consist of seven members.

#### **2.17.040 Appointment.**

Commissioners shall be appointed by the Mayor with the approval of the City Council according to the process established in Chapter 2.15

#### **2.17.050 Qualification of Members.**

- A. Applicants and members must demonstrate respect for the diversity of the Goleta community and be committed to ensuring equity, inclusion, and access for all residents and visitors in the provision of government services.

- B. The Historic Preservation Commission shall be composed of professional and lay members with demonstrated interest, competence, or knowledge in historic preservation. Historic Preservation Commission members may be appointed from among the disciplines of architecture, history, architectural history, planning, archaeology, or other related disciplines, such as American studies, landscape architecture, cultural geography, or cultural anthropology, to the extent that such professionals are available in the community. Historic Preservation Commission membership may also include lay members who have demonstrated special interest/expertise, competence, experience, or knowledge of Goleta history and historic preservation, and/or are members of local Chumash tribal group(s).
- C. A majority of the members shall be residents of the City during incumbency.
- D. No member of the Historic Preservation Commission may be an employee or officer of the City.

#### **2.17.060 Meetings.**

The Historic Preservation Commission shall meet six (6) times per year or as needed to fulfill its duties.

#### **2.17.070 Responsibilities.**

The Historic Preservation Commission shall have such responsibilities as are prescribed in Section 17.50.080 of the Goleta Municipal Code.

#### **2.17.080 Term of Office.**

- A. The members of the first appointed Historic Preservation Commission shall so classify themselves by lot that three of their number shall term out of office on June 30, 2024, two on June 30, 2025, and two on June 30, 2026.
- B. Terms shall be for four years thereafter, with no limit on the number of terms to which members may be appointed.
- C. Members shall serve until their successor has been appointed by the Mayor and approved by the City Council pursuant to Chapter 2.15

#### **2.17.090 Compensation.**

The City Council may establish by resolution the compensation to be paid to members of the Commission.

### **Chapter 2.19 Public Engagement Commission**

#### **2.19.010 Purpose.**

The purpose of the Public Engagement Commission shall be to advise the City Council and staff on matters related to public engagement in City government and governance.

### **2.19.020 Created.**

A Public Engagement Commission for the City is created.

### **2.19.030 Members.**

The Public Engagement Commission shall be composed of seven (7) members. One (1) member shall be a youth member.

### **2.19.040 Appointment.**

Commissioners shall be appointed by the Mayor with the approval of the City Council according to the process established in Chapter 2.15

### **2.19.050 Qualifications of Members.**

- A. Applicants and members must demonstrate respect for the diversity of the Goleta community and be committed to ensuring equity, inclusion, and access for all residents and visitors in the provision of government services.
- B. The Public Engagement Commission shall be composed of professional and lay members with a demonstrated interest, competence, or knowledge in communications, community engagement, community/public relations, non-profit service provisions, marketing, journalism, and/or diversity, equity, and inclusion.
- C. Members of the Public Engagement Commission shall be residents of the City.
- D. No member of the Public Engagement Commission may be an employee or officer of the City.
- E. The youth member shall be at least 15 years old but not more than 18 years old at the time of appointment.

### **2.19.060 Meetings.**

The Public Engagement Commission shall meet four (4) times per year or as needed to fulfill its duties.

### **2.19.070 Responsibilities.**

The Public Engagement Commission shall have the following responsibilities:

- A. To advise the City Council and staff on public engagement matters, such as:
  - i. How the public can become informed about and influence public decisions;
  - ii. How to interest and encourage people to become engaged in civic and political life through elected, appointed and volunteer positions;
  - iii. How the City should best communicate with residents to inform them about public problems, issues and policy matters;
  - iv. What venues, technologies and available platforms should be used to best reach and inform residents about City government;

- v. How to ensure equitable communication and outreach and how to ensure that all residents are invited to engage with the City government and comfortable doing so, including Spanish speakers and historically underrepresented groups;
  - vi. How best to involve residents in public discussion and deliberation on City matters through public comment, community surveying, stakeholder outreach, and other means; and
- B. To provide a venue to address opportunities and ways to improve public outreach and increase public engagement, including but not limited to participation in public meetings and events, participation on City Boards and Commissions, or running for public office.
  - C. To advise the City Council on ensuring a diversity of perspectives (geographically, demographically, linguistically, etc.) are invited to be considered in public decision-making.
  - D. Any other matters as directed by the City Council.

#### **2.19.080 Terms of Office.**

- A. Members of the Public Engagement Commission shall be appointed to a four-year term. There shall be no limit on the number of terms members may be appointed.
- B. The youth commissioner shall serve up to a two-year term.
- C. Appointments shall be made in such a manner so that no more than four members' terms expire concurrently.
- D. Members shall serve until their successor has been appointed by the Mayor and approved by the City Council pursuant to Chapter 2.15.

#### **2.19.090 Compensation.**

The City Council may establish by resolution the compensation to be paid to the members of the Commission.

**SECTION 3. Effect of Amendment.** To the extent any provision of this Ordinance repeals, amends, or supersedes any previous approvals, such repeal or replacement will not affect any penalty, forfeiture, or liability incurred before, or preclude prosecution and imposition of penalties for any violation occurring before, this Ordinance's effective date. Any such repealed or superseded part of previous approvals will remain in full force and effect for sustaining action or prosecuting violations occurring before the effective date of this Ordinance.

**SECTION 4. No Conflict with Federal or State Law.** Nothing in this Chapter is intended to create any requirement, power, or duty that is in conflict with any federal or state law.



**SECTION 5. CEQA.**

Pursuant to Public Resources Code Section 21083.3 and California Environmental Quality Act (CEQA) Guidelines Sections 15061(b)(3) and 15378(b)(5), the proposed Ordinance does not qualify as a "project" for the purposes of CEQA because the Ordinance does not result in direct or indirect physical changes in the environment. The Ordinance proposed does not, by itself, have the potential to have a significant effect on the environment.

**SECTION 6. Severability.** If any section, subsection, sentence, clause, or phrase of this Ordinance is for any reason held to be invalid or unconstitutional by a decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance.

**SECTION 7. Certification.** The City Clerk shall certify to the adoption of this ordinance and, within 15 days after its adoption, shall cause it to be published in accord with California Law.

**SECTION 8. Effective Date.**

This ordinance shall take effect thirty days after its passage and adoption pursuant to California Government Code section 36937.

**INTRODUCED ON** the 16<sup>th</sup> day of May, 2023.

**PASSED, APPROVED AND ADOPTED** this \_\_\_ day of \_\_\_\_, 2023.

\_\_\_\_\_  
PAULA PEROTTE  
MAYOR

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
DEBORAH S. LOPEZ  
CITY CLERK

\_\_\_\_\_  
MEGAN GARIBALDI  
CITY ATTORNEY

STATE OF CALIFORNIA                    )  
COUNTY OF SANTA BARBARA    ) ss.  
CITY OF GOLETA                        )

I, DEBORAH S. LOPEZ, City Clerk of the City of Goleta, California, do hereby certify that the foregoing Ordinance No. 23-\_\_ was introduced on May 16, 2023, and adopted at a regular meeting of the City Council of the City of Goleta, California, held on the \_\_ of \_\_\_\_\_, 2023, by the following roll-call vote, to wit:

AYES:

NOES:

ABSENT:

ABSTENTIONS:

(SEAL)

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DEBORAH S. LOPEZ  
CITY CLERK

## **ATTACHMENT 2**

Notice of Exemption

## NOTICE OF EXEMPTION (NOE)

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**To:** ☐ Office of Planning and Research  
P.O. Box 3044, 1400 Tenth St. Rm. 212  
Sacramento, CA 95812-3044

**From:** City of Goleta  
130 Cremona Drive, Suite B  
Goleta, CA 93117

☒ Clerk of the Board of Supervisors  
County of Santa Barbara  
105 E. Anapamu Street, Room 407  
Santa Barbara, CA 93101



**Subject:** Filing of Notice of Exemption

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### **Project Title:**

Ordinance Amendment to Title 2 of the Goleta Municipal Code making various changes to Chapter 2.08 (Design Review Board), Chapter 2.09 (Planning Commission), Chapter 2.11 (Public Tree Advisory Commission), Chapter 2.12 (Parks and Recreation Commission), 2.14 (Library Advisory Commission), 2.17 (Historic Preservation Commission and adding a new Chapter regarding the Public Engagement Commission and adopts an associated Resolution relating to administrative documents.

### **Project Applicant**

City of Goleta

### **Project Location:**

Address: N/A – City Wide  
City: Goleta CA 93117  
County: Santa Barbara  
APN: N/A - City Wide

### **Description of Nature, Purpose, and Beneficiaries of the Project:**

In general, the Ordinance Amendment and associated Resolution makes the following changes:

- Establishes the Public Engagement Commission as a regular City Commission and codify the Commission in the Municipal Code;
- Modernizes, standardizes, and simplifies City Municipal Code sections related to all City boards and commissions that were created at different times over the City's history to provide more efficiency, transparency and predictability;
- Amends, or in some cases establishes, required or desirable qualifications for board members and commissioners (professional or otherwise) that are consistent with the role of the board or commission and yet broad enough to allow diverse participation;
- Eliminates extraneous documents, such as bylaws and commission-specific resolutions, which are repetitive of Municipal Code provisions, identical to provisions in other commissions' documents, and often out-of-

## NOTICE OF EXEMPTION (NOE)

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- date, and instead establish a single Resolution covering such generally applicable administrative matters as the City Council deems appropriate;
- Establishes and emphasizes various important policies and good government principles related generally to all boards and commissions, such as the use of Rosenberg's Rules of Order, Brown Act compliance, the Ethics Code, the reservation of policymaking to elected officials (except as required under state law), noninterference with staff, non-discrimination and harassment, use of computing resources, etc.; and
  - Establishes a longer potential term of two years for student board and commission members and allow them to continue to serve out their terms after graduation, as long as they remain Goleta residents.

Beneficiaries of the Project are the citizens of Goleta.

**Name of Public Agency Approving the Project:** Goleta City Council

**Name of Person or Agency Carrying Out the Project:** City of Goleta

**Exempt Status:** *(check one)*

☐ Ministerial (Section 15268):

☐ Declared Emergency (Section. 15269(a):

☐ Emergency Project (Section 15269(b) (c):

☐ Categorical Exemption: State the type and Section number:

✓ Other: Section 15061 (b) (3)

**Reason(s) why the project is exempt:**

Pursuant to CEQA Guidelines Sections 15061(b)(3) and 15378(b)(5), the proposed Ordinance does not qualify as a "project" for the purposes of CEQA because the Ordinance does not result in direct or indirect physical changes in the environment. The Ordinance Amendment and Resolution does not have the potential to cause a significant effect on the environment as the regulations and administrative documents relating to various City of Goleta appointed 4Boards and Commission will not lead to development. As such, the proposed Ordinance is exempt from CEQA review.

**City of Goleta Contact Person, Telephone Number, and Email:**

Kristy Schmidt, Assistant City Manager

805-961-7522

kschmidt@cityofgoleta.org

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Peter Imhof

Planning and Environmental Review Director

Date

## **NOTICE OF EXEMPTION (NOE)**

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**If filed by the applicant:**

1. Attach certified document of exemption finding.
2. Has a Notice of Exemption been filed by the public agency approving the project?  
☐Yes ☐No

Date received for filing at OPR: \_\_\_\_\_

Note: Authority cited: Section 21083 and 211110, Public Resources Code  
Reference: Sections 21108, 21152.1, Public Resources Code