

RESOLUTION NO. ____ C.S.

A RESOLUTION OF THE COUNCIL OF THE CITY OF MONTEREY

AUTHORIZING THE CITY MANAGER TO SEND A REVISED DRAFT HOUSING ELEMENT TO THE CALIFORNIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT (HCD) TO START THE LEGALLY MANDATED 90-DAY HCD REVIEW

WHEREAS, state law (California Government Code Section 65580-65589.11) requires all California cities and counties to have an updated Housing Element included in their General Plan, which establishes housing objectives, policies, and programs in response to existing and projected needs of all economic segments of the community;

WHEREAS, state law (California Government Code Section 65585) requires local governments to make the first draft version of a housing element available for public comment for at least 30 days, and, if any comments are received, the local government shall take at least 10 business days after the 30-day public comment period to consider and incorporate public comments into the draft revision prior to submitting it to the California Department of Housing and Community Development (CA HCD);

WHEREAS, the City of Monterey Community Development Department has made the Draft 2023-2031 Housing Element (Exhibit A) available for a 30-day public comment period (August 2, 2023 to September 4, 2023);

WHEREAS, during the 30-day public comment period for the Draft Housing Element, the City held a Community Open House Draft Housing Element. Over 80 community members attended the open house to learn about the content of the Draft Housing Element and share their thoughts on proposed strategies to meet projected housing needs in Monterey;

WHEREAS, the City took at least 10 business days to consider and incorporate public comments into the Draft Housing Element to submit to HCD;

WHEREAS, according to state law (California Government Code Section 65585), HCD shall review the Draft Housing Element and report written findings to the City within 90 days of receipt of the first draft submittal;

WHEREAS, subsequent revisions of the Draft Housing Element submitted to HCD will require a 60-day review by HCD;

WHEREAS, the City of Monterey determined that the proposed action is not a project as defined by the California Environmental Quality Act (CEQA)(CCR, Title 14, Chapter 3 (“CEQA Guidelines), Article 20, Section 15378). In addition, CEQA Guidelines Section 15061 includes the general rule that CEQA applies only to activities which have the potential for causing a significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA. Because the proposed action and this matter have no potential to cause any effect on the environment, or because it falls within a category of activities excluded as projects pursuant to CEQA Guidelines section 15378, this matter is not a project.

Because the matter does not cause a direct or any reasonably foreseeable indirect physical change on or in the environment, this matter is not a project. Any subsequent discretionary projects resulting from this action will be assessed for CEQA applicability; and

WHEREAS, the City Council held a public hearing on September 19, 2023, carefully considered all of the information presented to it, including the agenda report and information submitted at the public hearing by interested persons;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MONTEREY that it hereby approves the changes to the Public Review Draft 2023-2031 Housing Element as directed by the City Council;

NOW, THEREFORE, BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF MONTEREY that the City Council authorizes the City Manager to Send a Revised Draft Housing Element to HCD to Start the Legally Mandated 90-day HCD Review.

PASSED AND ADOPTED BY THE COUNCIL OF THE CITY OF MONTEREY this 19th day of September, 2023, by the following vote:

AYES:	COUNCILMEMBERS:
NOES:	COUNCILMEMBERS:
ABSENT:	COUNCILMEMBERS:
ABSTAIN:	COUNCILMEMBERS:

APPROVED:

ATTEST:

Mayor of said City

City Clerk thereof