



**OFFICE OF THE CITY MANAGER**  
CITY HALL  
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## **CITY COUNCIL STAFF REPORT**

Meeting: December 6, 2016

### Subject

Second reading of an ordinance amending Chapter 19.08, Definitions, of the Municipal Code to add definitions of “financial institutions” and “banks” that expressly exclude payday lending and check cashing businesses with the intent to disallow such uses from operating within the City of Cupertino. (Application No(s): MCA-2016-04; Applicant(s): City of Cupertino; Location: City-wide)

### Recommended Action

Conduct the second reading of Ordinance No. 16 - 2157, “An Ordinance of the City Council of the City of Cupertino Amending the Cupertino Municipal Code, Title 19, Zoning, Section 19.08.030, entitled “Definitions” to add the definition of “financial institutions” and “banks” to expressly exclude payday lending and check cashing businesses within the intent to disallow such uses from operating within the City of Cupertino.” (Attachment A)

### Discussion

On November 1, 2016, the City Council introduced and conducted the first reading of Ordinance No. 2157 in order to prohibit the establishment, expansion or relocation of payday lending and check-cashing businesses in zoning districts where financial institutions and banks are allowed within the City. This Municipal Code Amendment would add definitions for “financial institutions” and “banks,” which specifically exclude payday lending and check cashing businesses, to the Zoning Code. By excluding such uses from the definitions, payday lending and check cashing businesses would be disallowed from operating within the city. Currently, there are no payday lenders operating in the City.

### Sustainability Impact

No impact.

### Fiscal Impact

No impact.

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Approved for Submission by: David Brandt, City Manager

Attachments:

A. Draft Ordinance No. 16-2157