



## CITY MANAGER'S OFFICE

CITY HALL  
10300 TORRE AVENUE • CUPERTINO, CA 95014-3255  
TELEPHONE: (408) 777-3223 • FAX: (408) 777-3366  
CUPERTINO.ORG

## CITY COUNCIL STAFF REPORT

Meeting: March 7, 2023

### Subject

Consider amending the Cupertino Municipal Code to repeal Chapters 2.84 (Environmental Review Committee), 2.90 (Design Review Committee), and 2.96 (Economic Development Committee); to adopt Chapter 17.02 (California Environmental Quality Act), regarding local environmental review procedures; and to amend Chapters 2.32, 2.88, 9.20, 19.08, 19.12, 19.28, 19.104, and 19.124, regarding the duties of the Planning Commission, Audit Committee, and Local Assessment Committee

### Recommended Action

Adopt Ordinance No. 23-\_\_\_, repealing Municipal Code Chapters 2.84, 2.90, and 2.96, adopting Municipal Code Chapter 17.02, and amending Municipal Code Chapters 2.32, 2.88, 9.20, 19.08, 19.12, 19.28, 19.104, and 19.124, the title of which is as follows:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CUPERTINO TO REPEAL MUNICIPAL CODE CHAPTERS 2.84, 2.90, AND 2.96; TO ADOPT MUNICIPAL CODE CHAPTER 17.02; AND TO AMEND MUNICIPAL CODE CHAPTERS 2.32, 2.88, 9.20, 19.08, 19.12, 19.28, 19.104, AND 19.124, REGARDING CITY COMMISSIONS AND COMMITTEES

### Reasons for Recommendation

#### ***Background***

On February 21, 2023, the City Council conducted the first reading of Ordinance No. 23 - \_\_\_. The City Council also voted 3-2 to adopt Resolution No. 23-026 to repeal and replace Resolution No. 18-010, regarding the Legislative Review Committee, which went into effect immediately. In addition, staff presented a plan to establish an Economic Development Working Group by Summer 2023.

The proposed Municipal Code changes remain unchanged from the first reading and are reflected in the draft ordinance attached (Attachments A and B). If adopted, these changes will become effective 30 days following the second reading.

Sustainability Impact

No sustainability impact.

Fiscal Impact

No fiscal impact.

California Environmental Quality Act

The proposed action is exempt from the requirements of the California Environmental Quality Act pursuant to CEQA Guidelines section 15320 (Changes in Organization of Local Agencies). Additionally, the proposed action is exempt from CEQA because it can be seen with certainty that there is no possibility that the action in question may have a significant impact on the environment. (CEQA Guidelines, § 15061(b)(3).)

---

Prepared by: Astrid Robles, Management Analyst

Reviewed by: Christopher D. Jensen, City Attorney

Matt Morley, Assistant City Manager

Approved for Submission by: Pamela Wu, City Manager

Attachments:

A – Draft Ordinance (Redline)

B – Draft Ordinance (Clean)