

**CITY OF HERMOSA BEACH
ORDINANCE NO. 26-XXXX**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HERMOSA BEACH, CALIFORNIA, AMENDING HERMOSA BEACH MUNICIPAL CODE TITLE 17 PERTAINING TO APPEAL PERIODS AND THE TRANSMISSION OF PLANNING COMMISSION DECISIONS TO CITY COUNCIL (CITYWIDE); AND FINDING THE ACTION TO BE EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT

RECITALS

WHEREAS, the City of Hermosa Beach ("City") City Council ("Council") adopted Ordinance No. ORD 25-1491 on October 28, 2025, amending Hermosa Beach Municipal Code ("HBMC") Chapter 2.52 pertaining to Council review of Planning Commission decisions by providing that the Council will conduct a review of Planning Commission actions if two Council Members file a Council review form with the City Clerk within fifteen (15) days of the decision; and

WHEREAS, the Council desires to amend subsections 17.22.170, 17.38.330, 17.38.500, 17.54.060, 17.56.100, 17.58.060, and 17.64.020 to Title 17 of the HBMC to establish public appeal periods consistent with the Council review periods and procedures established by Ordinance No. 25-1491.

THE CITY COUNCIL OF THE CITY OF HERMOSA BEACH, CALIFORNIA DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1. Recitals. The recitals above are true and correct, and are hereby incorporated herein by this reference.

SECTION 2. Amendment. Title 17 of the HBMC is hereby amended as follows:

a. Subsection 17.22.170 of Chapter 17.22 is revised by replacing the word "ten" with the words "fifteen (15)".

b. Subsection 17.38.330(E) of Chapter 17.38 is revised by replacing the word "ten" with the words "fifteen (15)".

c. Subsection 17.38.400(E) of Chapter 17.38 is revised by

replacing the word "ten" with the words "fifteen (15)".

d. Subsection 17.54.060(B) of Chapter 17.54 is revised by (a) replacing the words "board of zoning adjustments" with the words "Planning Commission's"; (b) deleting the words "ten days from the date of the succeeding regular city council meeting at which it is determined whether or not to review the decision of the planning commission pursuant to Section 2.52.040"; (c) deleting the words "issuance of a report of"; (d) deleting the words "and findings" after the word "decision"; and (e) inserting the words "or a City Council Review initiated pursuant to Section 2.52.040" after the words "The filing of an appeal".

e. Subsection 17.56.100 of Chapter 17.56 is revised by (a) replacing the word "order" with the word "decision"; (b) replacing the words "ten days from the date of the succeeding city council meeting at which it is determined whether or not to review the decision of the planning commission pursuant to Section 2.52.040 of this code until within such ten-day period or an appeal in writing is filed with the council by any person dissatisfied with the decision of the planning commission" with the words "fifteen (15) days from the planning commission decision unless the matter is called up for City Council review pursuant to Section 2.52.040 of this code or an appeal in writing by any person dissatisfied with the decision of the planning commission".

f. Subsection 17.58.060(B) of Chapter 17.58 is revised by replacing the words "ten (10)" with the words "fifteen (15)".

g. Subsection 17.64.020 of Chapter 17.64 is revised by replacing the word "ten" with the words "fifteen (15)".

SECTION 3. Severability. If any part of this Ordinance or its application is deemed invalid by a court of competent jurisdiction, the Council intends that such invalidity will not affect the effectiveness of the remaining provisions or applications; and, to this end, the provisions of this Ordinance are severable.

SECTION 4. California Environmental Quality Act ("CEQA"). The Council finds that this not a project subject to CEQA pursuant to Sections 15060(c)(2) (the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment) and 15060(c)(3) (the activity is not a project as defined in Section 15378) of the CEQA Guidelines (Chapter 3 to Title 14 of the California Code of Regulations) because it has no potential for resulting in physical change to the environment, directly or indirectly.

SECTION 5. Certification. The City Clerk is directed to certify the passage and adoption of this Ordinance; cause it to be entered into the City's book of original ordinances; make a note of the passage and adoption in the records of this meeting; and, within fifteen (15) days after the passage and adoption of this Ordinance, cause it to be published or posted in accordance with California law.

SECTION 6. Effective Date. This Ordinance shall become effective and be in full force and effect from and after thirty (30) days of its final passage and adoption.

PASSED, APPROVED and ADOPTED on this 27th day of January 2026.

AYES:

NOES:

ABSTAIN:

ABSENT:

Mayor Rob Saemann

PRESIDENT of the City Council and **MAYOR** of the City of Hermosa Beach, CA

ATTEST:

APPROVED AS TO FORM:

Reanna Guzman
Acting City Clerk

Jason Baltimore
Interim City Attorney