

CITY OF ORLAND

CITY COUNCIL ORDINANCE NO. 2023-01

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ORLAND APPROVING AN AMENDMENT TO TITLE 17- ZONING OF THE ORLAND MUNICIPAL CODE BY ADDING SECTION 17.18 – REASONABLE ACCOMMODATIONS, TO INCORPORATE ELEMENTS OF STATE AND FEDERAL LAW REGARDING REASONABLE ACCOMMODATIONS FOR PERSONS WITH DISABILITIES; TO SUPPORT THE CALIFORNIA FAIR EMPLOYMENT AND HOUSING ACT, THE FEDERAL FAIR HOUSING ACT, AND THE AMERICANS WITH DISABILITIES ACT

WHEREAS, at its regular meeting held on November 17, 2022, the Planning Commission of the City of Orland conducted a noticed public hearing to consider and discuss a proposed amendment to the Orland Municipal Code consolidating and addressing the subject matter of Reasonable Accommodations;

WHEREAS, the Planning Commission of the City of Orland, after the conduct of the noticed public hearing and following the consideration and discussion of the matter, recommended language be incorporated into the proposed amendment and voted unanimously 4-0 to forward the draft Ordinance to the City Council; and

WHEREAS, on January 3, 2023 at a regularly scheduled meeting of the City Council, the draft Ordinance was presented for its first reading and introduction to the City Council, and, after discussion of the matter, the City Council directed staff to return the matter to the City Council for a duly noticed public hearing; and

WHEREAS, at the regularly scheduled City Council meeting of January 17, 2023, the City Council conducted a noticed public hearing to consider an amendment to Title 17 - *Zoning* of the Orland Municipal Code making changes to the City Code to incorporate elements of State and Federal laws regarding reasonable accommodations for persons with disabilities and consolidating reasonable accommodation request information into a single, more convenient location in the Code; and

WHEREAS, The Planning Commission has made a recommendation to the City Council that the proposed action is *exempt* from further environmental review pursuant to California Government Code Section 15061(b)(3), known as the “General Rule” or “Common Sense Exemption” as it has been determined that it can be seen with certainty that there is no possibility that the proposed Municipal Code Amendment would have a significant effect on the environment; and

WHEREAS, after the conduct of the public hearing the City Council voted 4-0 to approve the proposed amendment to the Orland Municipal Code Amendment adding a new Section 17.18- *Reasonable Accommodation* as presented (staff report attachment A).

NOW, THEREFORE, BE IT RESOLVED, That the City Council of the City of Orland does hereby approve Orland Municipal Code Amendment ZCA 2023-01 and making the determination that the action is exempt from further review under the California Environmental Quality Act (CEQA) pursuant to Government Code Section 15061(b)(3).

The foregoing Ordinance was adopted by the City Council on the 17th day of January 2023 by the vote:

AYES: Councilmembers Romano, McDermott, Tolley, Vice Mayor Roundy and Mayor Dobbs

NOES: None

ABSENT: None

ABSTAIN: None

ATTEST: APPROVED AS TO FORM


Jennifer T. Schmitke, City Clerk


Gregory Einhorn, City Attorney