

RESOLUTION P.C. 20-XX

A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF HERMOSA BEACH RECOMMENDING CITY COUNCIL APPROVAL OF TEXT AMENDMENTS TO MUNICIPAL CODE TITLE 17.42.190 FOR LIMITED LIVE ENTERTAINMENT PILOT PROGRAM, AND DETERMINING THAT THE PROJECT IS EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT

The Planning Commission of the City of Hermosa Beach does hereby resolve as follows:

SECTION 1. The Planning Commission held a duly noticed public hearing on November 17, 2020 consider a text amendment to Municipal Code Title Section 17.42.190, as described in the proposed ordinance attached as Exhibit A.

SECTION 2. The project is exempt from the California Environmental Quality Act (CEQA) pursuant to California Public Resources Code Section 21080(b)(1), because CEQA does not apply to ministerial projects proposed to be carried out or approved by public agencies. The project is statutorily exempt from CEQA in that it allows for approval of limited live entertainment within approved businesses only. Additionally, the zone text changes are Categorically Exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15061 of the CEQA Guidelines. Section 15061 states that CEQA applies only to projects that have the potential for causing a significant effect on the environment. No possibility exists that the proposed zone text amendments will have a significant effect on the environment because the zone text amendments include standards for limited live entertainment permits.

SECTION 3. The Planning Commission finds that the proposed amendments to the Municipal Code to allow Limited Live Entertainment are consistent with the City's General Plan vision to support the vibrant local economy and Land Use Policy 1.4 for Diverse Commercial Areas. The ordinance also furthers the general purpose of the zoning ordinance to address and review standards and criteria to assure compatibility as accessory uses within existing businesses. The amendments will not impede the City's ability to meet its General Plan goals, and the amendments are necessary to carry out the purposes of the Zoning Ordinance, including the orderly planned use of land resources.

SECTION 4. The Planning Commission hereby recommends City Council approval of the proposed ordinance attached hereto as Exhibit A.

VOTE: AYES:
 NOES:
 ABSTAIN:
 ABSENT:

CERTIFICATION

I hereby certify that the foregoing Resolution P.C. 20-xx is a true and complete record of the action taken by the Planning Commission of the City of Hermosa Beach, California, at its regular meeting of November 17, 2020.

Rob Saemann, Chairperson

Ken Robertson, Secretary

Date

Exhibit A

ORDINANCE NO. _____

**AN ORDINANCE REGARDING LIMITED LIVE ENTERTAINMENT
PERMIT AND AMENDING THE HERMOSA BEACH MUNICIPAL
CODE**

The City Council of the City of Hermosa Beach does ordain as follows:

Section 1. Section 17.42.190 of Chapter 17.42 of Title 17 Section of the Hermosa Beach Municipal Code is amended:

17.42.190

B. Administrative Permit Required.

1. Limited live entertainment allowed pursuant to this section may be permitted with an administrative permit pursuant to Chapter [17.55](#) in the C-1, C-2 and C-3 zones. *No permit term shall extend past December 13, 2022.*

Section 2. Section 17.42.190 of Chapter 17.42 of Title 17 of the Hermosa Beach Municipal Code is amended:

17.42.190

C. Standards and Limitations.

4. Operations/Seating. The activity must be confined to completely enclosed premises and does not result in the need for additional seating or permanent change in an approved floor plan to accommodate the limited live entertainment and/or accommodate a stage for the entertainment, dancing or hosting of an activity or event. A minor temporary floor plan change may be allowed upon approval of the Community Development Director for the duration of the Limited Live Entertainment, but must be returned to the approved floor plan after the Limited Live Entertainment activity is completed.

Section 3. The proposed amendments to Title 17 of the Hermosa Beach Municipal Code are to continue the Limited Live Entertainment Pilot Program. The amendments will not impede the City's ability to meet its General Plan goals and the amendments are necessary to carry out the purposes of the Zoning Ordinance, including the orderly planned use of land resources.