



## **STAFF REPORT TO THE CITY COUNCIL**

**DATE:** Regular Meeting of April 9, 2019

**TO:** Members of the City Council

**SUBMITTED BY:** Holly Smyth, Planning Director  
Patrick Tang, City Attorney

**SUBJECT:** Consider Approving an Ordinance to Adopt Proposed Zone Text Amendment #ZTA19-02 related to Appeals and Posting of Notices of Decision

### **RECOMMENDED ACTION:**

Conduct public hearing and consider waiving the First Reading and introducing an Ordinance approving Zone Text Amendment #ZTA 19-02 amending Hercules Municipal Code Title 13 to clarify the Council call up procedure, and standardizing notice of decision posting and appeals periods from 10 working days to 14 calendar days.

### **COMMISSION/SUBCOMMITTEE ACTION AND RECOMMENDATION:**

On March 18, 2019 the Planning Commission held a public hearing and adopted the attached Planning Commission Recommending Resolution #19-02 (Attachment 2), which reflects the proposed modifications to Hercules Municipal Code Section 13.

### **DISCUSSION:**

City Council last discussed this item at their regular meeting of January 22, 2019, where they gave direction to staff and referred the item to the Planning Commission for review and recommendation, pursuant to the requirements of Section 52.200 of the Hercules Zoning Regulations.

The attached draft Ordinance (Attachment 1) incorporates the recommendations of the Planning Commission, city staff, and the City Attorney for Council's consideration.

### **ATTACHMENTS:**

- 1 Draft Ordinance amending HMC Title 13
- 2 Planning Commission Recommending Resolution #19-02