



## Agenda Report

20-485

Agenda Date: 4/28/2020

### REPORT TO COUNCIL

#### **SUBJECT**

Adoption of Ordinance No. 2016 Amending Chapters 5.75 ("Bingo") and 10.20 ("Funeral Escort Services") of "The Code of the City of Santa Clara, California" to Make Correlating Changes to Ensure Consistency with the Recent Revision and Renumbering of Chapter 2.115 ("General Characteristics of License or Permit - Suspension Procedure") [Council Pillar: Deliver and Enhance High Quality Efficient Services and Infrastructure]

#### **BACKGROUND**

At the April 7, 2020 Council meeting, proposed Ordinance No. 2016 was introduced and passed for the purpose of publication. Pursuant to City Charter Sections 808 and 812, a summary of proposed Ordinance No. 2016 was published on April 15, 2020, and copies were posted in three public places.

#### **DISCUSSION**

On November 19, 2019, City Council approved Ordinance No. 2007 amending Chapters 2.115 ("General Characteristics of License or Permit - Suspension Procedure"), 3.25 ("Transient Occupancy Tax"), 3.40 ("Business Tax"), 5.05 ("Solicitors and Peddlers"), 5.30 ("Pawnbrokers and Secondhand Dealers"), 5.35 ("Taxicabs and Pedicabs"), 5.61 ("Public Entertainment Generally"), 5.75 ("Bingo"), and 13.10 ("Sewers") of "The Code of the City of Santa Clara, California" to streamline the appeal procedures for City licenses and permits. (Attachment 1)

The amendments to several sections of the Santa Clara City Code ("SCCC") improved language consistency throughout the City Code and streamlined the City's appeal procedures. The Ordinance will establish a clear, streamlined process and designate an administrative hearing officer (rather than a City staff member) to preside over the hearings.

Since the adoption of Ordinance No. 2007, it has been identified that Section 5.75.280 of Chapter 5.75 ("Bingo"), and Sections 10.20.030(c) and 10.20.090(b) of Chapter 10.20 ("Funeral Escort Services") contain cross-references to amended Chapter 2.115 that are no longer valid or no longer exist. The correlating changes are required to ensure consistency with the new numbering. The Chapters are otherwise unaffected by this update.

#### **ENVIRONMENTAL REVIEW**

The action being considered does not constitute a "project within the meaning of a California Environmental Quality Act ("CEQA") pursuant to the CEQA Guidelines section 15378(a) as it has no potential for resulting in either a direct physical change in the environment, or a reasonably foreseeable indirect physical change in the environment.

#### **FISCAL IMPACT**

There is no fiscal impact other than staff time in preparation of this Ordinance.

**COORDINATION**

This Report has been coordinated with the City Manager's Office and the City Attorney's Office.

**PUBLIC CONTACT**

A summary of proposed Ordinance No. 2016 was published to the Santa Clara Weekly on April 15, 2020, and copies were posted in three public places and made available for public inspection at the City Clerk's Office.

Public contact was made by posting the Council agenda on the City's official-notice bulletin board outside City Hall Council Chambers. A complete agenda packet is available on the City's website and in the City Clerk's Office at least 72 hours prior to a Regular Meeting and 24 hours prior to a Special Meeting. A hard copy of any agenda report may be requested by contacting the City Clerk's Office at (408) 615-2220, email [clerk@santaclaraca.gov](mailto:clerk@santaclaraca.gov).

**RECOMMENDATION**

Adopt Ordinance No. 2016 Amending Chapters 5.75 ("Bingo") and 10.20 ("Funeral Escort Services") of "The Code of the City of Santa Clara, California" to Make Correlating Changes to Ensure Consistency with the Recent Revision and Renumbering of Chapter 2.115 ("General Characteristics of License or Permit - Suspension Procedure")

Reviewed by: Cynthia Bojorquez, Assistant City Manager

Approved by: Deanna J. Santana, City Manager

**ATTACHMENTS**

1. Ordinance