

## RESOLUTION

**WHEREAS**, on June 29, 2022, the Council adopted an Interim Control Ordinance (ICO), Ordinance No. 187552 (Council File No. 22-0231), and became effective on July 6, 2022, to temporarily prohibit the issuance of all permits and certificates of occupancy associated with the establishment or the expansion of all trucking-related uses, including but not limited to, truck parking, truck storage, trucking yard and trucking terminal on all industrial land in the Wilmington-Harbor City Community Plan Area, except for the area east of Alameda Street and the Wilmington Industrial Park area located south of G Street and east of Broad Avenue; and

**WHEREAS**, on August 5, 2022, the Council extended the ICO Ordinance No. 187552 imposing temporary interim regulations prohibiting the issuance of all permits and certificates of occupancy associated with the establishment or the expansion of all trucking-related uses on all industrial land in the Wilmington-Harbor City Community Plan Area, except for the area east of Alameda Street and the Wilmington Industrial Park area located south of G Street and east of Broad Avenue; for an extension period of 10 months and 15 days, inasmuch as a report was filed by the Planning Department pursuant to Government Code Section 65858(d) and Council has adopted the report as its own describing the measures that have been taken thus far toward the adoption of permanent land use regulatory controls; and

**WHEREAS**, ICO Ordinance No. 187552 will expire on **June 11, 2023**; and pursuant to Government Code Section 65858(a), the Council may by Resolution extend the provisions of this ordinance for an additional extension period of one year from the effective date of this ordinance so long as the Council makes required findings; and

**WHEREAS**, the adoption of Ordinance No. 187552, was necessary to protect the public health, safety, and welfare of the residential neighborhoods in the Wilmington-Harbor City Community Plan Area, from adverse impacts caused by trucking related uses; and the ICO prevents potentially irreversible negative impacts on the community resulting from the expansion or establishment of additional trucking-related uses, pending adoption of appropriate regulatory controls that regulate these uses; and

**WHEREAS**, the Planning Department is in the process of developing new zones that seek to prohibit trucking related uses in the targeted areas that are adjacent to residential neighborhoods, however, more time is necessary to conduct this work, as such **an extension of Ordinance No. 187552 for one year is necessary**; and

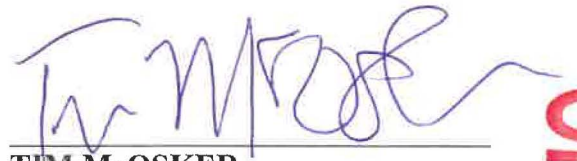
**WHEREAS**, the following are the required findings to extend the provisions of the Ordinance No. 187552 for one year: The extension is necessary to protect against the ongoing current and immediate threat to the public safety, health, and welfare of the residents in the ICO area, from the expansion or creation of new trucking-related uses, pursuant to the requirements of Government Code Section 65858; and

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**WHEREAS**, on **May 3, 2023** a report was filed by the Planning Department pursuant to Government Code Section 65858(d) and Council has adopted the report as its own describing the measures that have been taken thus far toward the adoption of permanent land use regulatory controls, and Interim Control Ordinance No. 187552 will expire on **June 11, 2023**, unless this additional one year extension is adopted, pursuant to Government Code Section 65858(a);

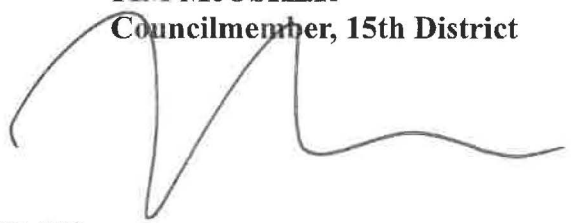
**NOW, THEREFORE, BE IT RESOLVED**, that by adoption of this Resolution, **the Council hereby extends the provisions of Ordinance No. 187552** imposing temporary interim regulations prohibiting the issuance of all permits and certificates of occupancy associated with the establishment or the expansion of all trucking-related uses on all industrial land in the Wilmington-Harbor City Community Plan Area, except for the area east of Alameda Street and the Wilmington Industrial Park area located south of G Street and east of Broad Avenue; **for an additional extension period of one year**, inasmuch as the appropriate City agencies and officials are exercising due diligence and actively working towards the adoption of the appropriate permanent land use regulatory controls.

**PRESENTED BY:**



**TIM McOSKER**  
Councilmember, 15th District

**SECONDED BY:**



**ORIGINAL**