

Appendix B: Findings

LAND USE FINDINGS

In accordance with Charter Section 556, the proposed ordinance (Appendix A) is in substantial conformance with the purposes, intent and provisions of the General Plan in that it supports the Citywide General Plan Framework's Liveable Neighborhoods subsection (under the Urban Form and Neighborhood Design Section), which provides that "all neighborhoods in the City deserve to have well designed buildings and a safe secure, and attractive public realm". The proposed ordinance also supports Goal 5A of the Citywide General Plan Framework by helping to further shape "a livable city for existing and future residents and one that is attractive to future investment"; and it is in line with objective 5.5, to "enhance the liveability of all neighborhoods by upgrading the quality of development and improving the quality of the public realm". The ordinance substantially advances a legitimate public interest in that it engages the private sector to help clean public space and maintain it free of graffiti and trash through the Graffiti Removal Program, therefore it protects the integrity of the neighborhood and improve the aesthetics of the public space.

In accordance with Charter Section 558 (b)(2), the proposed ordinance will be in conformance with public necessity, convenience, general welfare and good zoning practice because the ordinance clarifies existing provisions in the Zoning Code pertaining to temporary signs on temporary construction walls, and on solid fences surrounding vacant lots. This clarification is necessary for the implementation of good zoning practice and to reduce misinterpretation of the Code provisions.

ENVIRONMENTAL FINDINGS

Pursuant to CEQA Guidelines, Sections 15060(c)(2) and 15378(a), it has been determined that the proposed ordinance is not considered a "Project" under CEQA because it does not have the potential for resulting in either a direct or reasonably foreseeable indirect physical change in the environment.

If the project is determined to be a "Project" under CEQA, it meets the requirements of the Class 8 Categorical Exemption pursuant to CEQA Guidelines, Section 15308. Class 8 consists of actions taken by regulatory agencies, as authorized by state or local ordinance, to assure the maintenance, restoration, enhancement, or protection of the environment where the regulatory process involves procedures for protection of the environment.