

CITY COUNCIL MEETING
MAY 4, 1988

PUBLIC HEARINGS

CC-8 (a)
C-27(a)

Notice thereof having been published according to law, an affidavit of which publication is on file in the office of the City Clerk, Mayor Pro Tempore Snider called for the Public Hearing to determine whether or not to defer the November 1988 election on measures pertaining to the "Green Belt" Initiative adopted by the electorate on August 1981 to June 1989.

The subject was introduced by Community Development Director Schroeder who advised the City Council that Staff recommends that the City Council determine that the November, 1988 election on measures pertaining to the "Green Belt" Initiative adopted by the electorate on August 25, 1981 be deferred until June, 1989.

Mr. Schroeder stated that although the "Green Belt" Initiative requires a vote of the people on each project proposed to be added to the Land Use Element of the General Plan, it does not establish a date for the elections. The City Council, by policy, has determined that the "Green Belt" measures will be considered once a year at the time of the November general election.

The staff is recommending that the November, 1988 election not be held because the legality of the "Green Belt" Initiative is pending before the Third District Appellate Court. The concern is that the City may schedule an election which would be unnecessary if the measure is unconstitutional.

If the Court finds in favor of the Measure, it appears that only commercial and industrial projects could be considered because of the sewer moratorium imposed by the Council on residential developments.

There were no persons in the audience wishing to speak on the matter, and the public portion of the hearing was closed.

On motion of Council Member Olson, Hinchman second, the City Council determined to defer the November 1988 election on measures pertaining to the "Green Belt" Initiative adopted by the electorate on August 1981 to June 1989.