

DRAFT

ORDINANCE NO.

**AN ORDINANCE OF THE CITY OF SAN JOSE
AMENDING SECTION 11.04.040 OF CHAPTER 11.04 OF
TITLE 11 OF THE SAN JOSE MUNICIPAL CODE TO
REVISE CITY HOLIDAYS**

WHEREAS, pursuant to the provisions and requirements of the California Environmental Quality Act of 1970, together with related State CEQA Guidelines and Title 21 of the San José Municipal Code (collectively, "CEQA"), the Director of Planning, Building and Code Enforcement has determined that the provisions of this Ordinance do not constitute a project, under File No. PP17-010 (City Organizational and Administrative Activities resulting in no changes to the physical environment); and

WHEREAS, the City Council of the City of San José is the decision-making body for this Ordinance; and

WHEREAS, this Council has reviewed and considered the "not a project" determination under CEQA prior to taking any approval actions on this Ordinance;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SAN JOSE:

SECTION 1. Section 11.04.040 of Chapter 11.04 of Title 11 of the San José Municipal Code is amended to read as follows:

11.04.040 Holidays.

- A. "Holidays" means New Year's Day, January 1st; Washington's Birthday, the third Monday in February; Memorial Day, the last Monday in May;

Independence Day, July 4th; Labor Day, the first Monday in September;
Columbus-Indigenous Peoples' Day, the second Monday in October; Veterans
Day, November 11th; Thanksgiving Day, the fourth Thursday in November; and
Christmas Day, December 25th; and such other days as shall be designated by
the chief of police with the concurrence of the city manager.

- B. If the first day of January, the fourth day of July, the eleventh day of November,
or the twenty-fifth day of December falls on Sunday, the Monday following is a
holiday. If the eleventh day of November falls on Saturday, the preceding Friday
is a holiday.

PASSED FOR PUBLICATION of title this _____ day of _____, 2021, by the
following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

SAM LICCARDO
Mayor

ATTEST:

TONI J. TABER, CMC
City Clerk