

Legislation Text

File #: 18-023, **Version:** 2

Final Adoption of Ordinances.

- (a) Ordinance No. 30055 - An ordinance of the City of San José amending Chapter 2.08 of Title 2 of the San José Municipal code to add a new part 49 for the local implementation of the Women’s Bill of Rights. CEQA: Not a Project, File No. PP17-008, General Procedure & Policy Making resulting in no changes to the physical environment. (City Attorney)
- (b) Ordinance No. 30056 - An ordinance of the City of San José amending various sections of Chapter 4.70 of Title 4 of the San José Municipal Code to extend the cap program for the telecommunications users tax through December 31, 2022 and change the 2% annual increase increment to an annual increase of 3%, to take effect retroactively on January 1, 2018. CEQA: Not a Project, File No. PP17-003, Agreements/Contracts (New or Amended) resulting in no physical changes to the environment. (Finance)
- (c) Ordinance No. 30057 - An ordinance of the City of San José amending Chapter 13.32 of Title 13 of the San José Municipal Code to revise and add provisions pertaining to tree removal controls on private property, including amending Section 13.32.020 to add definitions of the terms “invasive tree,” “hazardous condition,” and imminently dangerous condition,” revise how height, tree diameter and circumference are measured to trigger application of tree removal controls, and expand the definition of “unsuitable tree” to include trees that create and imminently hazardous condition, certain trees on land use types beyond one family dwelling, amending Sections 13.32.090 and 13.32.120 to streamline the process for review of applications for removal of all trees that are not unsuitable trees, so that a Director’s Hearing will only be held upon request and allowing an appeal to be filed only where a Director’s hearing has been requested, amending Sections 13.32.041, 13.32.110 and 13.32.130 to clarify tree removal permit requirements included as part of another planning permit, requirements for tree replacement as a condition of approval for tree removal and provisions for safeguarding trees during construction, and making other technical, non-substantive, or formatting changes within Chapter 13.32 of Title 13 to add and amend regulations pertaining to tree removal controls. CEQA: Pursuant to Section 15168 (c) (2) of the CEQA Guidelines, the City of San José has determined that the project described below is pursuant to or in furtherance of the Final Program Environmental Impact Report (Final Program EIR) and Supplemental Program Environmental Impact Report (Supplemental Program EIR) for the Envision San José 2040 General Plan and addenda thereto, and does not involve new significant impacts beyond those analyzed in the above EIRs. Therefore, the City of San José may take action on the project as being within the scope of both the Final and Supplemental Program EIRs. Planning Commission recommends approval (7-0). (Planning, Building and Code Enforcement)