

1 [Board proposed charter amendments and initiative ordinances to be referred to the Planning
2 Department for environmental review.]

3 **Motion amending the Rules of Order of the Board of Supervisors by adding Rules**
4 **2.28.1A and 2.2A to provide that Board proposed charter amendments and Board**
5 **proposed initiative ordinances shall be referred to the Planning Department for**
6 **environmental review as required by the California Environmental Quality Act.**

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8 Note: Both of these Rules are new.

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10 WHEREAS, The California Environmental Quality Act requires that charter
11 amendments and initiative ordinances proposed by the Board of Supervisors for voter
12 approval receive environmental review; and

13 WHEREAS, The Board of Supervisors wishes to establish a process for referring these
14 proposed charter amendments and proposed initiative ordinances to the Planning Department
15 for environmental review; now, therefore, be it

16 MOVED, That Rules 2.28.1A and 2.2A are hereby added to the Rules of Order of the
17 Board of Supervisors, to read as follows:

18 **“RULE 2.28.1A. Referral of Proposed charter amendments to the Planning**
19 **Department.** Immediately after referral to Committee of any charter amendment that the
20 Board proposes to submit to the voters, the proposed amendment shall be transmitted by the
21 Clerk of the Board to the Planning Department for environmental review, as required by the
22 California Environmental Quality Act. The Planning Department shall return the proposed
23 charter amendment to the Board with the required environmental review analysis and/or
24 determination within 21 days after receipt from the Clerk. In the event the Planning
25 Department determines that a negative declaration or an environmental impact report must be

1 prepared, a negative declaration may take approximately six months to prepare, and an
2 environmental impact report may take approximately one year to prepare. The time required
3 to prepare a negative declaration or an environmental impact report may result in a delay in
4 Board consideration of the proposed charter amendment that may require deferral of
5 submission of the proposed charter amendment to a later election. If the Planning
6 Department determines that a negative declaration or an environmental impact report must be
7 prepared, then the Clerk shall schedule the proposed charter amendment at the next regularly
8 scheduled meeting of the Board committee to which it was assigned for tabling or continuance
9 to a date after the completion of the additional environmental review.”

10 **“RULE 2.2A. Referral of an initiative ordinance proposed by the Board of**
11 **Supervisors, Acting as a Whole, to the Planning Department.** Immediately after referral to
12 Committee of any initiative ordinance that the Board, acting as a whole, proposes to submit to
13 the voters, the proposed ordinance shall be transmitted by the Clerk of the Board to the
14 Planning Department for environmental review, as required by the California Environmental
15 Quality Act. The Planning Department shall return the proposed initiative ordinance to the
16 Board with the required environmental review analysis and/or determination within 21 days
17 after receipt from the Clerk. In the event the Planning Department determines that a negative
18 declaration or an environmental impact report must be prepared, a negative declaration may
19 take approximately six months to prepare, and an environmental impact report may take
20 approximately one year to prepare. The time required to prepare a negative declaration or an
21 environmental impact report may result in a delay in Board consideration of the proposed
22 initiative ordinance that may require deferral of submission of the proposed initiative ordinance
23 to a later election. If the Planning Department determines that a negative declaration or an
24 environmental impact report must be prepared, then the Clerk shall schedule the proposed
25 initiative ordinance at the next regularly scheduled meeting of the Board committee to which it

1 was assigned for tabling or continuance to a date after the completion of the additional
2 environmental review.”

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