

ORDINANCE NO. 2080

AN ORDINANCE OF THE CITY COUNCIL AMENDING TITLE 5 (BUSINESS LICENSES AND REGULATIONS) SECTION 5.32 (SPECIAL OUTDOOR DISPLAY EVENTS) OF THE GLENDORA MUNICIPAL CODE ADDING REGULATIONS SPECIFIC TO THE GLENDORA VILLAGE BUSINESS IMPROVEMENT DISTRICT.

**THE CITY COUNCIL
City of Glendora, California**

WHEREAS, Glendora Municipal Code (“GMC”) 5.32, Special Outdoor Display Events provides a mechanism for a permit to be obtained for up to three outdoor events per year; and

WHEREAS, in 2022, the City of Glendora (City) installed permanent parklets within the boundaries of the Glendora Village Business Improvement District (BID); and,

WHEREAS, the permanent parklets increased the opportunity for community gathering in an outdoor setting, creating a desire from businesses to hold regular outdoor events within the BID; and,

WHEREAS, the Glendora City Council identifies economic development as a priority goal and recognizes the potential parklets add to increase the energy and nightlife within the Glendora Village through more frequent events; and

WHEREAS, the BID Advisory Board (the “Board”) recommended the amendments to Title 5, Section 5.32.030 Permit Application at their meeting on November 2, 2023 ; and,

WHEREAS, the City Council held a public hearing on December 12, 2023, after due notice was given as required by law, at which time oral and documentary evidence was introduced along with the recommendation of the Business Improvement District Advisory Board; and

WHEREAS, this action constitutes a wholly regulatory action, and not a project, such that the activity in question does not have a direct, or significant, effect on the environment.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF GLENDORA, CALIFORNIA, DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1. Section (c) is hereby added to Title 5, Section 5.32.030 of the Glendora Municipal Code, to read in its entirety, as follows (added text in ***bold italics***):

“Section 5.32.030 Permit Application

(a) Application for permit to conduct special outdoor display events shall be made by the owner of the property or his or her duly authorized representative on which the property on which the event is to be conducted, and shall be in writing to the director of finance or the director’s designee on a form provided by the city for that purpose, and shall be filed with the director of finance not less than sixty days prior to the opening date of such event. The application shall be accompanied by the payment of a filing fee as established by city council resolution.

- (b) The application shall contain the following information:
- (1) The name and address of the property owner;
 - (2) The exact location where the event is to be conducted;
 - (3) The name and address of the operator or operators of the event;
 - (4) The dates the event is to be conducted shall be limited to three events per year per property with a maximum *total* of three days in duration;
The maximum number of days permitted for Christmas tree and pumpkin sales shall be limited to thirty days;
 - (5) A list of communities in California where the event has previously been conducted by the operators of the proposed event;
 - (6) The number and types of rides, games, shows, displays and other individual concessions comprising the event, including all food stands and food vehicles;
 - (7) The number of persons who will be engaged in conducting the event;
 - (8) A plot plan showing the entire property in addition to that portion of the property proposed to be used to store equipment and to conduct the special outdoor display event including an exact description and plot plan describing the total extent of any off-street parking area which would be occupied for the purpose of conducting the special outdoor display event and storing the equipment thereto: Location, type and number of items to be displayed, restroom facilities, trash receptacles, traffic and pedestrian ingress and egress, fire prevention and safety equipment;
 - (9) Events proposed within the public right-of-way are permitted if an encroachment permit has first been procured from the city;
 - (10) Such other information as shall be required by the finance director.
(Ord. 1419 § 1, 1983)

(c) ***Glendora Village Business District: Events located within the boundaries and sponsored by the Glendora Village Business District or a business subject to assessments under Section 5.40 are subject to Section 5.32 with the following modifications:***

- (1) ***The number of dates an event may be conducted shall be limited to twenty-four (24) days per year per event sponsor;***
- (2) ***Events utilizing amplified sound shall deliver written notification and obtain signatures from the businesses located immediately adjacent and across the street from the event. Additional notification may be required by the City. All notification and required signatures shall be completed at least 10 days prior to the event.***

SECTION 2. The City Council finds that this Ordinance is exempt from the requirements of the California Environmental Quality Act (CEQA) because: (1) it does not constitute a “project”

under CEQA Guidelines Section 15378(b)(2) in that it constitutes a general policy and procedure making; (2) it does not constitute a “project” under CEQA Guidelines Section 15378(b)(5) in that it has no potential for resulting in physical change to the environment, either directly or indirectly; and (3) in the alternative, it is exempt from CEQA pursuant to CEQA Guidelines Section 15060(c)(2), since the activity will not result in direct or reasonably foreseeable indirect physical change in the environment, and Section 15061(b)(3), since it can be seen with certainty that there is no possibility that this Ordinance will have a significant effect on the environment.

SECTION 3. Severability clause: If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held to be invalid or unenforceable by a court of competent jurisdiction, the remaining portions of this Ordinance shall nonetheless remain in full force and effect.

SECTION 4. Effective Date: The Mayor shall sign this Ordinance and the City Clerk shall attest and certify to the passage and adoption thereof and cause same to be published at least once in the San Gabriel Valley Examiner, a weekly newspaper of general circulation, published in the City of Glendora, which newspaper is hereby designated for that purpose (GC § 40806); and thereupon, and thirty (30) days after its passage, this ordinance shall take effect and be in force.

PASSED, APPROVED and ADOPTED this 9th day of January, 2024.

City Council of Glendora, California

DocuSigned by:
BY: Mendell Thompson
MENDELL L. THOMPSON
Mayor
Jan 29, 2024 | 3:31 PM PST

APPROVED AS TO FORM:
Aleshire & Wynder, LLP

DocuSigned by:
Danny Aleshire
DANNY ALESHIRE
City Attorney
Jan 30, 2024 | 9:30 AM PST

CERTIFICATION

I, Kathleen R. Sessman, City Clerk/Communications Director of the City of Glendora, do hereby certify that the foregoing Ordinance was introduced for first reading on the 12th day of December, 2023. Thereafter, said Ordinance was duly approved and adopted at a regular meeting of the City Council on the 9th day of January, 2024, by the following roll call vote:

AYES:	COUNCIL MEMBERS:	Allawos, Boyer, Davis, Fredendall, and Thompson.
NOES:	COUNCIL MEMBERS:	None.
ABSENT:	COUNCIL MEMBERS:	None.
ABSTAIN:	COUNCIL MEMBERS:	None.

I further certify that said Ordinance was published as required by law in a newspaper of general circulation in the City of Glendora, California on January 18, 2024.

Dated: January 10, 2024

DocuSigned by:
Kathleen Sessman

KATHLEEN R. SESSMAN
City Clerk/Communications Director
Jan 30, 2024 | 10:59 AM PST

Certificate Of Completion

Envelope Id: A3C1B97F436F45CD803DFCD858DA2441	Status: Completed
Subject: Complete with DocuSign: Ordinances 2078, 2079, 2080, 2081, 2082, & 2084	
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Certificate Pages: 5	Initials: 0
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Envelope Stamping: Enabled	City Clerk's Office
Time Zone: (UTC-08:00) Pacific Time (US & Canada)	116 E Foothill Blvd
	Glendora, CA 91741
	CCO@cityofglendora.org
	IP Address: 173.196.201.130

Record Tracking

Status: Original	Holder: City Clerk's Office	Location: DocuSign
1/26/2024 4:07:27 PM	CCO@cityofglendora.org	

Signer Events

Mendell Thompson
 mthompson@cityofglendora.org
 Councilman
 Security Level: Email, Account Authentication (None)

Signature

DocuSigned by:

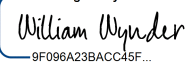
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William Wynder
 wwinder@awattorneys.com
 Security Level: Email, Account Authentication (None)

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Danny Aleshire
 danny.aleshire@awattorneys.com
 Security Level: Email, Account Authentication (None)

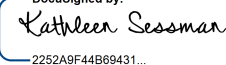
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Kathleen Sessman
 ksessman@cityofglendora.org
 City of Glendora
 Security Level: Email, Account Authentication (None)

DocuSigned by:

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Electronic Record and Signature Disclosure:
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Agent Delivery Events	Status	Timestamp
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Intermediary Delivery Events	Status	Timestamp
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Certified Delivery Events	Status	Timestamp
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Carbon Copy Events	Status	Timestamp
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City Clerk Group

cityclerkgroup@cityofglendora.org

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Electronic Record and Signature Disclosure:

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COPIED

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Notary Events	Signature	Timestamp
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Envelope Summary Events	Status	Timestamps
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Certified Delivered

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1/30/2024 10:57:33 AM

Signing Complete

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1/30/2024 10:59:46 AM

Completed

Security Checked

1/30/2024 10:59:50 AM

Payment Events	Status	Timestamps
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Electronic Record and Signature Disclosure
